

TOTALITARIANISM - DETENTION

1985

NOV. — DEC.

BREWING INDUSTRY, CAPE TOWN

Parties	Employer Organisation:	South African Brewing Industry Association
	Trade Union:	Brewery Employees' Union (Cape Peninsula)
Area	Municipal Area of Cape Town	

Footnotes

1. Annual leave - Skilled workers are entitled to 15 or 18 days leave per year

2. Sick Leave - In addition to full pay for 10 and 12 days, allowance is also made for a further 15 or 18 days at 30% of full pay.

TODAY, on the 104th day of the state of emergency, more than 1 200 people, including children, are still detained.

According to figures issued by the police last Friday, of the 5 196 people detained since the emergency was declared on July 21, 3 987 have been released while 1 209 were still being held.

The Detainees Parents Support Committee (DPSC) believes about 300 of those detained are younger than 25 years, with many aged between 12 and 18.

The DPSC says it is difficult to monitor the figures of children held under the emergency.

The police release only the total figures of people held and do not give the ages of the detainees.

Emergency regulations stipulate that people may be held by the police for up to 14 days, but the period of detention may be extended by the Minister of Law and Order. Many have been held for longer than the 14 days.

A typical example is that of Rebecca Sekgathe (17), a schoolgirl from Alexandra Township. She was detained on July 21 — the day the emergency was declared — as she was leaving the Alexandra Clinic after her tooth was extracted.

Rebecca, a Standard Nine pupil at Minerva High School, is at the Diepkloof Prison, Johannesburg. Her mother, Mrs Helen Sekgathe, has seen her daughter only once since her detention.

Mrs Sekgathe said she was allowed to see Rebecca last Monday after she was told the girl was ill.

Mrs Sekgathe insisted that her daughter be examined by a pri-

FOCUS

By **THEMBA MOLEFE**

vate doctor, who assured her that Rebecca, who complained of constant headaches, would be fine.

Rebecca's mother, in the meantime, wonders what type of person her daughter will be when she emerges from the prison.

"I think she will be a hardened girl, toughened by the prison conditions and may never again be the happy-go-lucky little girl whose passion was books and dressing up," Mrs Sekgathe said.

Another typical case is that of Johnny Mashiane, also of Alexandra, who spent two weeks in prison and was admitted to a psychiatric ward after his release.

Doctors at the Hillbrow Hospital said the boy was psychotic, but could not say whether his condition was induced by the detention.

Johnny, once a healthy boy, now looks older, cannot eat, speak or walk properly.

His lawyers intend taking legal action against the Department of Prisons and that of Law and Order.

Emergency detentions and the length of time spent in jail by victims are but part of the

104 days later ... is the FOCUS emergency working?

question: is President P W Botha's state of emergency succeeding in restoring peace and stability in the country?

Announcing the emergency on July 20 the State President said: "There is a campaign to make the country ungovernable and the security forces must use all in their power to quell unrest and stop the violence."

Mr Botha thought that the unrest that had swept through the country — from the Eastern Cape to the East Rand — was championed by thugs and hooligans and the violence directed at law-abiding people.

He said: "These acts of thuggery normally take the form of incitement, intimidation, arson, inhuman assaults and even murder. This state of affairs can no longer be tolerated."

In the Government Gazette of July 21 Mr Botha published the enormous powers extended to the forces — any member of the South African Police, the South African Defence Force, Prisons and the Railways Police.

One of the regulations

said: "A member of the force may, without warrant, arrest anybody whose detention is necessary for the maintenance of public order."

The regulations also empower the security forces to enter premises to search for or even arrest people. They may search cars and the passengers if they suspect anything illegal.

Before the emergency was declared the police said that more than 300 people had died in bloody unrest last year alone.

The State President last Friday extended the emergency to seven areas in the Cape, including Cape Town itself.

Calls for the lifting of the emergency have been growing louder and louder.

Some events have been the highlight of the past 100 days:

- On September 12, 12 746 pupils at Hlangeni Secondary School, Soweto, were detained after the SADF entered the premises at about 8am. Many of the pupils were as young as 12 years.

- A teacher, Mrs Anna

Bestor, and 10 pupils were shot at Musi High School, Soweto, when police used shotguns and rubber bullets.

- Deaths of and injuries to children in the townships were reported.

- Phillip Dlamini (3), of Soweto, was shot in the leg at his Zola home.

- Esther Mantwa Molotsi (13) was shot on her way from school in Soweto during September. The SADF said this was after pupils were ordered off the premises of a school.

- Mr Justice J P G Eckstein on September 25 ordered the SAP in Port Elizabeth to stop assaulting emergency detainees after an application by their relatives. In her testimony, Dr Wendy Orr, who examined some of them, said detainees were systematically assaulted and "the police were rather callous in their lack of concern for the plight of the detainees."

Many people and organisations, locally and abroad, have called for the withdrawal of troops from the townships.

The Soweto police are presently investigating allegations of rape against a soldier after a 15-year-old Diepkloof girl alleged that on Sunday she was raped in the veld in the township.



(329) skew
2 056 people
in detention

PRETORIA — A total of 2 056 people are being detained under the 14-week-old emergency and 99 more detainees have been released since last week, police lists here today show.

They showed that 473 people were detained since last Friday, bringing to 5 119 the number of people arrested since the emergency began on July 21. Some 3 063 people have been freed.

Most of the detentions took place in the Western Cape, where township unrest has flared during the past month.

● Cape Town University's theology professor, Charles Villa-Vicencio, was released from detention last night.

Professor Villa-Vicencio was detained last week along with more than 60 people in Cape Town under section 50 of the Internal Security Act.

General Constand Viljoen, as one steps
at yesterday's SADF change of command ceremony.

Umtata lawyer freed from detention

Dispatch Reporter
UMTATA — A lawyer here, Mr Dumisa Ntsebeza, was released from detention early yesterday, a partner in Mr Ntsebeza's law firm, Mr Xola Petse, said.

Mr Petse said Mr Ntsebeza had returned to work and was attending to court matters, "but he has not come back to the office, and we presume that he is still busy with our legal matters".

Telephone calls to Mr Ntsebeza's home were answered by a relative who said Mr Ntsebeza had not returned home.

Mr Ntsebeza's release follows that of three

Cala men on Wednesday, who were immediately served with banishment orders to various areas of Transkei.

Mr Lungisile Ntsebeza, Dumisa's brother who is a bookshop owner, said he, Mr Godfrey Silinga, a teacher, and Mr Monde Mvimbi, a Cala businessman, had been released and then banished to Mhlahlane near Tsomo, Baziya near Umtata and Nqadu near Willowvale, respectively.

Mr Lungisile Ntsebeza said he did not know when Mr Victor Ngaleka, a bookshop assistant and

Mr Zingisa Mkhabile, would be released.

All were detained after the shooting of Mr Batandwa Ndondo, 22, an ex-executive member of the Umtata SRC, on September 24, in Cala.

Mr Ndondo was allegedly fetched by three men and a woman from his home and shot dead on the road just outside Cala.

The head of the Transkei security police, Lieutenant General Leonard Kawe, and the Transkei Commissioner of Police, General R. S. Mantanga, were both not available for comment yesterday.

Eastern Cape
Show Room 60 Beach
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2202

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Detention can be extended

Cape Times
1/11/85
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By BARRY STREEK

DETAINEES held under the state of emergency can have their periods of imprisonment extended until the end of the emergency by the Minister of Law and Order, Mr Louis le Grange, "without notice to any person and without hearing any person", according to an extraordinary government gazette published yesterday.

The minister can order that any person be detained for a further specified period above the initial 14 days specified in the emergency regulations "or for as long as these regulations remain in force".

As more detentions under the emergency regulations were reported yesterday, the mystery over the disappearance of Mr Keith Gottschalk, the chairman of the Civil Rights League, continued.

The police did not confirm any detentions yesterday, nor was there any clarification about the position of Mr Gottschalk, who, the police said on Wednesday was not, according to present information, being held in terms of security or emergency regulations.

After police headquarters were telexed the names of detainees, its public relations division said a complete list of persons detained and released in terms of the

emergency regulations would be released today. Professor Charles Villa-Vicencio, a Methodist priest, was released from detention about 7pm last night.

The professor of theology at UCT was detained last week along with more than 60 people under Section 50 of the Internal Security Act.

Police in Pretoria have, meanwhile, confirmed the detentions, in terms of the emergency regulations, of the following people:

Stanley Adams, Anthony Alexander, Naseem Isaacs, Conrad Mackrill, Galieb Ryklief, Jacobus Engelbrecht and Mercia Andrews.

Mrs Gadisa Williams, the wife of the University of Western Cape media officer, Mr Moegsien Williams, said yesterday she had been told by the security police that her husband was being detained under Section 29 of the Internal Security Act.

Six people are being held under section 50 of the Internal Security Act in the Strand and Somerset West region, lawyers have confirmed.

They are Mr Faizel Moosa, Mr Winston Thomas, Ms Vida Jetha, Mr Lionel Williams, Mr Gavin October and Mr Elwyn De Wee.

The Strand-Somerset West area is not under

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emergency rule, and the police have not yet confirmed the detention of the six people.

Three others were released yesterday after they appeared on charges of public violence and were released on R100 bail each.

● A delegation of the Law Society of the Cape of Good Hope yesterday met the Judge-President

of the Cape, Mr Justice George Munnik, "as a result of concern for the welfare of detainees in terms of the Internal Security Act and the emergency regulations".

The Law Society said in a statement afterwards that "the delegation was given the assurance that all detainees would be visited by judges in the division".

Ciskei arrests 111, releases 6

Dispatch Reporter
BISHO — Five Middledrift teachers and a messenger of court have been detained since Monday under section 26 of the National Security Act, the Ciskei police liaison officer, Lieutenant Mavuso Ngwendu, confirmed yesterday.

They are Mr Vuyani Ngcuka, a messenger of the court, his wife, Mrs Tamara Ngcuka, Miss Nomvuyiso Stofile, Mr Mathemba Balfour, Miss Bulelwa Tunyiswa and a Mr Sonjica, all teachers.

They were among 111 people arrested at Anshaw mission near Middledrift on Saturday afternoon. All were charged with attending an illegal gathering.

They were each granted R20 bail and the

minors were released into the custody of their parents. Their case was postponed to December 9.

DISPATCH
The six were then detained under section 26 after their court appearance.

01/11/85
Lieut Ngwendu also confirmed the release of six people from detention.

They are Mr Muleki George, Mr Khaya Mabece, Mr Bonsile Botile, Mr Luntu Bobo, Mr Mhlophe Bongobi and Miss Nomntu Bongco.

They were released from detention under section 26 of the National Security Act at the weekend. They had been in detention since September. None had been charged.

Kei cops free Rev Xundu

THE Natal chairman of the United Democratic Front, the Rev Mcebisi Xundu, was released from detention in the Transkei this week.

But the UDF in Durban, which has been in organisational disarray since the Government clamped down on them, will not be able to draw on Mr Xundu's resources and will have to elect a new chairman because he has been transferred to Port Elizabeth.

Mr Xundu was detained by the Transkei security police a few days after he was released from five weeks detention at the hands of the Durban Security Police.

Shortly after his re-detention he was admitted to hospital in the Transkei and remained there until Monday night when he was discharged from hospital.

Lawyers

Lawyers have prepared papers for an application by the Anglican Church to the Transkei Supreme Court to have Mr Xundu's detention order declared invalid but he was released from detention before the case could be heard.

Mr Neville Greenham, Natal diocesan secretary of The Anglican Church, confirmed Mr Xundu's release from detention.

Mr Xundu has been the Anglican parish priest in Durban's Lamontville township for about four years but during his detention he was transferred to the diocese of Port Elizabeth where he will be a hospital chaplain.

Majority of detainees from W Cape

W/C 4869
2/11/85
Weekend Argus 329
Reporter

POLICE have detained a total of 473 people, the majority of them from the Western Cape, under the emergency regulations since last Friday.

The latest arrests have swelled the number arrested since the emergency began on July 21 to 5 119.

There are still 1 152 people in detention, while 3 063 people have been freed.

Police today released a list of people still in detention. It confirmed that scores of Peninsula community leaders, students, pupils, teachers and United Democratic Front members have been detained under the emergency regulations.

● Full list of W Cape detainees
— Page 4.

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Worcester: Shephard Matshobo, Harris Sibeko, Steven Williams, Johnny Lucas, Shuibe Karrim, Carel Erasmus, Erwin Kolo, Anne Murray, Hishaan Adikapy, Feze Maqanda, Markus Booyens, Chiem Booyens, Petrus Malax, Norman Thanka, Albert Mauekiso, John Sophe.

Patrick Nyele, Leonard Louw, Hagar Nyembeli, Myanda Nelani, Sammy Labata, Edward Mahsoei, Jonathan Antony, Edwin Fisher, Brian Peterson, Jackson Mokheha, Awial Wildschut, Dean Human, Saron Isaacs, John Louw, Stanley Adams, Edward Mona, Lizzy Phike, Wkululeko Mhlom, Julian Bailey, John Green, Louis de Jager, Johan Africa, Jannie Marais, Malan Rhode, Christopher Visagie, Gerald v/d Westhuizen.

Lob Coldiza, Twise Mnoza, Zala Madumaner, Xola Mgbasi, Brenda Matsau, Ntombizanele Shashe, Udia Taba, Forraine Ndano, Nommetsu Mandili, Nkhali Zolowe, Muriel Bikhali, Ntombentsha Bulane, Mimi Msizi, Ralesiwa Makhara, Thondeka Stiriman, Morigen Isaac, Princess Bayekwa, Ashloe Makohlisa, Neriswa Bayetwa, Nowtopaka Malgas, Dolly Boy, Welekazi Bikani, Godila Matsau, Junice Khewana.

Olga Hloyi, Lulama Akana, Agnes Handula, Linda Mkeuke, Ntombekaya Mayekiso, Sweto Akana, Cynthia Thetwa, Nobuntia Tasiya, Magrie Zackhe, Gloria Zackhe, Grace Makheleso, Nomfazi Mtwaizi, Bize

Western Cape detainees: The full list of names

The Argus yesterday published the names of all detainees furnished by the South African Police at the time of going to press. The following is a list of all the names supplied of those detained in the Western Cape this week.

Nkule, Leko Mzwandile, Dyanayi Vuvu, Zantsi Shadrail, Gesoon Jameson, Mashayi Mkuli, Ngavashie Simphiwe, Mali Lengaan, Yanda Kwetle, Solomon Tamba, Patrick Serab, Thandukane Dyooboi, Themba Booyens, Joseph Matsau, Oupa Xush, Kevin Mamama, Andile Mali, Richard Dyan, Timmothy Kolo, Andile Gqotso, Jackson Dantile Worcester: Virginia Ndiwane, Mongesi Stuurman, Peter Crosney, Raymond Bushwana, Cathrene Willemse.

Pearl: Joseph Cupido, Anwar Shaik, Nvomvula Wilson, Abraham Maart, Gerhard Alexander, Arthur Mtwana, Herold Googwa, Aloysius Sheldon, Graig Sheldon, Johan Marius, Ivanhoe Abrahams.

Bellville: Leslie Maasdorp, Alton Harris, Michael Benjamin, Clyde James, Brian Engel, Willem Engelbrecht, Michael Frazer, Neville Naidoo, John Abrahams, Jacobus Engelbracht, Patrick Hercules, Clyde van Oordt, Jan Fortuin, Christal du Plooy.

Kuilsriver: Steve Louw, Abraham Fortuin, Llewellyn MacDonald, Leonard Louw.

Wynberg: Rashid Seria, Mohamed Badat, Abdulah Omar, Basil Snayer, David Abrahams, June Esau, Wilson Sidina, Kevin Palet, Selenia Manuel, Mountain Qumbela, Ebrahim Rasool, Bennet Beuley, Zolile Malindi, Veronica Simmene, Virginia Steele, Glenda Poole, Mary Ngemtu, Mzuionke Jack, Dorothy Matfalo, Florence Beshenga, Noma Mfeketo, Mildred Lesica, Roseberry Santo, Christmas Tinto.

Dorothy Zihlangu, Haword Marawa, A J E Meyer, Rayland Fisher, Shahida Issel, Patricia van Heerden, Robert Peterson, Josetta Cole, V E Zweigenthal, Mansoor Jaffer, Yaggia Savahl, C M L Villa Vicencia, Gavin Baines, Ivan v/d Horste, Mark Anthony Unthank, Karithin de Jong, John Molitse, Virginia Engel, Keith Gottschalk, Yusuf Ebrahim, Venessa Ludwig, Theresa Solomons, Marcus Solomon, Amos Dado.

Themba Mtimba, Belinda Barries, Matthew Salvin, Analise Bosman, Siobhan Needham, Jan v/d Ritt, Lauren Muller, Sandra Liebenberg, David van Selden, Clive Bester, Allen Davids, Dorothy Dyer, Jennifer Butler, Kim Westenberg, Donald Skinner, Margaret Orford, Peter Fine, Madeleine Fullard, Gladstone Tembinkosi, Leslie Andrews, Colleen Lombard, Derrick Naidoo, Charles Pool, Darian Relief, Cliff Joseph, Ronald Koppers, Ronald Middelway, Jonas Bosch, Daniel Louw, Bayanda Ngwanga, Zamele Nqakla, Helen Mbuge, Vuyane Fini, Mulazimo Simo

Goodwood: Albert Gouws, Keith Samuel, Moses Arendse, Morris Arries, Edgar Pieterse, Ahmed Collier, Elise Theunissen, Michael Cheme, Andre Antha, Thomas Esam, Adam Ebrahiem, Niel Peterson, Gail Williams, Mercia Andrews, Charles Machau, Sulimani Juel, Rachel Kennedy, Mathew Dudrele, Selwin Prince, Raymond Thomas, A Christian, Shahied Jacobs, Mohamed Eli, Frank

Julie, Richard Martin, Dexter Mauritz, Andrew Links, John Hendriks, Trevor Johnson, Nicolaas Abrahams, Abel Peterson, Granville Johnson, Abigale Tufelo, Nombaulo Bono, Edwin Wilson.

Cape Town: Wilfred Rhodes, Edwin Arrison, Gottfried Kraatz, Debora Patta, G A Rossiter, Naziem Isaac, Gareif Jacobs, Stanford Adams, Gregory McMaster, Graham Praay, Ivaan Jooste.

Athlone: Ebrahiem Rasael, Siphobuzhuha, Fiki Nolethane, Siphobuzhuha, Yha-hibe Rylrief, Ismael Bennet, Faizel Slamang, Magohamed Ismale, Conrad Marekall, Peter George Williams, Shafiek Mohamed, Donovan Jacobs, Anton Jacobs, Neil January, Oman Kamaar, Dramat Shakhilen, Russel Milligah, John Titius, Phillip Tobias, Jayazeed Rabany, Farouk Abrahams, Jorabiem Sadan.

Bellville: Graham Vencence, Christian Cupido, Raymond Louw, Angela Sass, Cyril Newhuis, Dean Joseph, Anthony Alexander, Benjamin Schubert, Abraham Leonnert, Gavin Botha, Jonathan Hoferon, Terence Samuels, Len Visagie, Norman Farber, Michael Rajap, Erick de Klerk, Samuel Boesak, Eugene le Fleur, Vanessa Brown, Julian Sauls, Trevor Medler, Hantwig Perrang, Edwen Booyens, Owen Stone, James Jacobs, Andre Andrews, Ronald Kroeger.

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Claremont: Sophia Isic.

Cape leaders freed after 3 months

By MONO BADELA
 EAST Cape activists Henry Fize (right), Mkhoseli Mkhoseli and Mkhoseli Mkhoseli were released from prison this week after more than three months inside.

They were freed after a brief court appearance with PFP MDC Mkhoseli Mkhoseli, churchmen Rev Patrick Pasha and Rev Thomas Sebeza and Elijah Jekazi, who had been accused of attending an illegal gathering.

An eighth accused, Zolile Peters, was not in court. A magistrate for his arrest was issued a warrant for his arrest.

The court appearance was a sequel to a memorial service in Zwile for slain Cradock community leaders Matthew Goniwe, Fort Ca-

lata, Sparrow Mkhonto and Sicele Mhlawuli. They weren't the only people there - 15 000 mourners attended.

UDF vice-president Bheki Nkomo spent 22 years in Robben Island for ANC activities and was released in November 1983.

A former Umkhonto we Sizwe commander, he was elected Pheko vice-president soon after his release.

He and Mr Dube were among the first to be detained on Monday July 22, when more than 200 political activists were taken up in a nationwide wave of protests against the state of emergency in 46 magisterial districts.

Mr Jack, who served as the consumer boycott committee publicity secretary, was detained on August 2 after operating from the bush for two weeks. He told City Press soon after his arrest that he had been in jail and mental torture in prison and shocked when he said they were all surprised and shocked when

told that we could leave the court building. They had not been asked to plead and no evidence was against them.

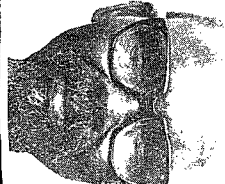
"We are concerned about the number of our people still inside, and about the way the state of emergency has demoralised the community," he said.

Mrs Blackburn, who was with the three in the dock, said she bade the three men goodbye when the charges were withdrawn against them.

She said her arrest was another example of the way the police, the SADF and the courts could be manipulated for party political ends.

Meanwhile, Sapa reports that there were scenes of jubilation in the new Brighton Magistrates' Court when the case against Mrs Blackburn was withdrawn.

Prosecutor B Walters told the court that the case against the eight had been withdrawn on the Attorney General's instructions.



'PAC confession was forced'

By DANIEL DHLAMINI

A "TRIAL-WITHIN-A-TRIAL" is being held at the Potchefstroom Regional Court, where five alleged Pan Africanist Congress members are appearing on charges under the Internal Security Act.

Five magistrates and two interpreters were called to give evidence after defence advocate R Selvan, assisted by D Moseneke, objected to

an alleged confession by one of the accused handed in by the prosecutor on Monday.

Mr Selvan said the "confession" by Mlandeli Morris Khetye, 30, of Mdantsane - handed in after the five accused pleaded not guilty on Monday - had been made under duress.

A number of policemen are to be cross-examined on the "confession" by the defence

and judgment on its validity is likely to be passed next week.

The five men appearing before Magistrate L Kotze are Jan Tshoba, 26, of Atteridgeville; Mlandeli Morris Khetye, 30, of Mdantsane; Elby July, 26, of Kimberley; Michael Masana Gqamani, 23, of New Brighton; and Bonise Raymond Nkabinde, 23, of Soweto, Johannesburg.

They have been charged

for participating in "terrorist activities" and contravening the Arms and Ammunitions Act.

Other allegations against the accused are that they were active members of the banned PAC and that they recruited persons to become members.

A large number of riot unit cops are present at the hearing.

SAFETY AL - C - IL - A - 1 - 2 Swapo

Bila given three weeks to prove...

By MARTIN NISOELENCOE

A TEMBISA youth who won a temporary reprieve from being deported this week told the Rand Supreme Court he was assaulted, intimidated and made to "admit" he was born in Mozambique.

Judge H Daniels ruled that Issak Bila be released from prison and not be deported to Mozambique. Mr Bila was given 21 days to prove he was born in South Africa and not in Mozambique as alleged by the police and the Germiston commissioner. Mr Bila brought an urgent application against the Law and Order Minister and the Germiston Commissioner after he was found guilty in the Germiston Commissioner's Court of illegally entering and living in SA.

September 9. But in papers before the Rand Supreme Court, Mr Bila said he had been continuously assaulted and intimidated by Tembisa police to "admit" he was born in Mozambique. Though he was prepared to pay the fine after he was sentenced to R200 or 60 days, he was taken back to the Kempton Park police cells. Police told his brother Alim Bila in SA they were investigating whether he was born in SA. If found guilty, he would be deported to Mozambique. Alfred consulted East Rand lawyers, who visited his brother at the Kempton Park police cells. Mr Bila told them police had forced him to "admit" he was born in Mozambique. He said he had been tortured and intimidated. The Kempton Park police told his lawyers he was to be deported in a week. The lawyers told the police to delay his deportation or they would take the matter to the Supreme Court.

On September 22, the Germiston Commissioner issued a deportation order against Mr Bila. The lawyers then issued an urgent application against the Law and Order Minister and the Germiston Commissioner in the Rand Supreme Court.

Mr Bila' trouble started when he was arrested at Koo-manipoot after visiting his father in Mozambique. Police claimed he was not born in SA but in Mozambique.

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Zwelitsha detainees released

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SIX Zwelitsha township residents were released from detention by Ciskei security police at the weekend.

The freed detainees include Mluleki George, former Robben Island prisoner and acting president of the Border Rugby Union.

The others are teachers Khaya Mabece and Nomntu Bongco, former student activists Luntu Bobo, Mhlophe Bongo and

Veritas News Agency

Bonisle Botile.

They were detained for 36 days under Section 26 of the Ciskei National Security Act which provides for indefinite detention without trial.

Still in detention are Zingisa Educational Project official Mbulelo Tshape and murdered civil rights attorney Victoria Mxenge's brother-in-law Monde Mxenge.

Meanwhile, the Ciskei Supreme Court last week ordered that the files of three detainees who had applied for an interdict restraining Ciskei police from assaulting or further

interrogating them be forwarded to Ciskei Attorney-General WF Jurgens for his decision.

Judge B Pickard gave the ruling on Friday, the return date of the application by Mabuthi Mda of Zone 2, Zwelitsha. Mr Mda was allegedly assaulted while detained under Section 26.

Judge Pickard made the same ruling concerning Xola May and Sizwe Ntiziwyana of Noncampa Village, who were also detained under Section 26.

They have since been released, but Mr Mda has been charged with murder, public violence and arson. He is out on R30 bail.

CH 1115 4/11/85
**3 from Clowu
in detention**

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THREE of the six organizers of the Clothing Workers Union (Clowu) are in detention.

Ms Shirley Gunn has been in detention since August 23, while the detentions of two other Clowu organizers, Mrs Colleen Lombard and Ms June Esau, under the emergency regulations, were confirmed by the police last week.

Three other trade unionists are also in detention. They are Ms Lizzie Phike, who works for the Food and Canning Workers Union in Paarl, the Rev Howard Marawu, of the General Workers Union, and Mr Thozoma Tsolo of the South African Allied Workers Union.

Cape Times 4/11/85
Wectu
teachers
detained

Political Staff

A NUMBER of teachers — many of them members of the Western Cape Teachers' Union (Wectu) — were detained under the emergency regulations last week.

They include: Patricia van Heerden and Penrose Hendricks of the Aloe Senior Secondary School and Ebrahim Rasool of the Spine Road Senior Secondary School in Mitchells Plain; Phillip Tobias, principal of Crestway Secondary School, and Elize Theunissen of Crestway; Mike Benjamin, Steven Louw, Mike Frazen, Acton Harris, Clyde James, Brian Engel of the Belhar Senior Secondary School; Abe Fortuin of Scottsdene; Basil Snyders of Garlandale; Selina Manuel and Glenda Poole of Crystal; Anne Murray of Esselen Park Primary, Jonny Lucas of Breë Rivier Secondary School and Ivor Opperman of RC Primary School in Worcester; Dan Louw of Manenberg No 3; Willem Engelbrecht and Yaggia Savahl of Bishop Lavis No 3; Moses Arendse of Bishop Lavis High; Mercia Andrews and Marcus and Theresa Solomons of the South African College of Higher Education; Derick Naidoo of Harold Cressy, and Gareth Rossiter of St Josephs College.

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AKB 45 5/11/85
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Three city people believed held

Staff Reporter

AT least three Cape Town people are believed to have been detained by police in the past two days.

Police have confirmed the detention of one, Mr Aubrey Haupt, chairman of the Federation of Cape Civics, who was detained under the emergency regulations yesterday.

A Cape Town nurse and educationist was taken from her house by two uniformed policemen at dawn today, according to her house-mate.

A final-year BA student at the University of the Western Cape is believed to have been held yesterday.

Police were asked today to confirm both detentions.

More than 20 people have been arrested in Zwelanu, near Ashton in the Boland, on various charges after unrest.

Two were detained after police vehicles were stoned yesterday, according to a police spokesman from Pretoria.

Police also arrested 18 men and two women there after earlier incidents of violence.

In Athlone about 6pm yesterday a man was arrested after he tried to knock a member of the SADF off his motorcycle with an iron bar.

Additional police forces who have supported Atteridgeville police to control unrest in the Pretoria township have been withdrawn, the divisional CID chief for the Northern Transvaal said today.

Brigadier Hendrik du Plessis said additional police would be withdrawn from other townships in the area if the situation normalised, Sapa reports.

Cape Town 5/11/85

Chairman of civic federation detained

By BARRY STREEK

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THE chairman of the Federation of Cape Civic Associations, Mr Aubrey Haupt, has been detained under the emergency regulations.

Police headquarters in Pretoria yesterday confirmed his detention.

Mr Haupt was reported to have been taken from work in Maitland about noon on Friday.

A number of other detentions at the weekend have been reported but these have not been confirmed by police and under the emergency regulations their names may not be published until then.

Yesterday, the Food and Canning Workers' Union expressed its "outrage" at the detention of Ms Lizzie Phike, one of its national organizers.

In a statement by its general secretary, Mr Jan Theron, the union expressed "full confidence in her".

"Her detention shows the absurdity of the government's claim that it is trying to maintain law and order.

"It shows they are detaining people who are prominent in their community — and they are the very people it should be negotiating with.

"We call for her release and the release of all other detainees," the union said.

Detention trauma alleged

■ FROM PAGE 1

unhealthy psychological effects when detained and interrogated.

'The symptoms and psychological disability may persist for many years if the person does not receive treatment,' he said.

As many as 70 percent of all detainees developed symptoms of post-traumatic stress disorder.

Fr Paul Verryn of the South African Council of Churches said that after counselling children during the 1976 unrest he had no doubt that the present

state of emergency was leaving children traumatised and making their normal development impossible.

The resolution was passed by the South African Institute for Marital and Family Therapy, the Johannesburg Welfare Society, the Johannesburg Child Guidance Clinic, the Johannesburg Branch of the Association of Child Psychology, Psychiatry and Allied Disciplines, the Family Life Centre, the Johannesburg Indian Social Workers' Association, the National Medical and Dental Association, the Health Workers' Association, the Islamic Medical Association, the National Education Union of South Africa, the Organisation for Appropriate Social Services in South Africa, the Concerned Social Workers' Group, the People Opposing Women Abuse and the Detainees Counselling Services.

The police public relations directorate said: 'The South African Police

are as concerned about children in detention as any other individual and organisation.

Their arrests, however, are unavoidable as children in many instances, and often encouraged by adults, participate in acts of violence and other unlawful deeds, perpetuated in the name of a cause.

'Acts of sheer thuggery and intimidation are also often committed by children.

Permission

'Because of their concern the police, in close co-operation with the South African National Council for Child Welfare, have taken the necessary steps to allow members of this society access to young people in custody.

'Registered members of this society are granted permission to visit the youths and form the link of communication between parent and child on the one hand and police and parent on the other hand.

'From visits by mem-

bers of this society, many other officials regularly visit people detained under the emergency regulations and the possibility of maltreatment is very remote indeed.

'Concerning other propagandistic allegations that the police have detained children as young as seven, we can only say that they are untrue.

'At the start of the unrest it occurred that children of a very young age were detained in cases of arson. Since then Brig Coetzee has issued other instructions.'

French aid

PARIS—French foreign aid will rise by about 7 percent in 1986, with credits to the least developed countries accounting for just over one quarter of the total budget, the French Finance Minister, Mr Pierre Bérégovoy, said yesterday. French contributions to international banks and development funds will exceed R1 128 billion next year, he said. — (Sapa-Reuter)

New bus service

A NEW bus service between Durban and Potchefstroom is to come into operation on November 15, the Greyhound Inter City company announced this week. The new service will leave the Durban Corporation's beachfront tours office on the Marine Parade at 7.30 a.m. on Tuesdays, Thursdays and Sundays. The single fare will be R55 for adults.

Call for action on detained children's 'stress disorders'

Mercury Correspondent JOHANNESBURG—A group of professional men and women yesterday sought an urgent meeting with the Minister of Law and Order, Mr Louis le Grange, and called upon the government to end what it claimed was the persecution of children.

Following a conference on 'children under repression' at the weekend, representatives from the legal, medical, psychiatric, paediatric, psychological and education

professions, government and other welfare organisations and the Church, unanimously resolved to call upon the government to release all detained children immediately into the custody of their parents or guardians.

The group also called upon the government to put an immediate end to what they claimed was harassment by security forces and to take immediate steps to resolve the conflicts in a peaceful, responsible and constructive manner.

Treatment

Mrs Coleman said a 17-year-old girl, who was brain damaged and sickly, was among those in detention.

'The girl, Rebecca Sehlagie, was picked up on her way from a clinic and her mother was not able to visit her until last week,' she said.

Mr Kevin Solomon, a registered psychiatrist and a member of the Detainees Counselling Services, said that children suffered a variety of

■ TURN TO PAGE 2

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Fears for health of held advocate

Staff Reporter

THE wife of detained City advocate, Mr Abdulah Omar, 51, said she was concerned about the "deteriorating health" of her husband following his admission to the Victor Verster Prison Hospital in Paarl.

Mr Omar has suffered from a heart ailment for the past seven years and has been admitted to hospital for complaints, Mrs Fareeda Omar said.

Food

Mrs Omar, who saw her husband last Wednesday after an urgent application, did not disclose further information about her husband's health. She said that it was a matter "so sensitive that I fear for my husband's safety".

Mrs Omar said that food and reading material — including the Ko-

ran — for her husband was refused by prison authorities.

Approached for comment yesterday, a spokesman for the SA Prisons Service said: "Detainees incarcerated in prisons in terms of emergency regulations are treated in terms of the rules promulgated in Government Gazette 9994 of October 26, 1985.

"These regulations are strict but fair and are applied in a responsible and professional way," the spokesman said.

Judges

"It could be mentioned that judges from the Supreme Court have free access to any prison and may talk to any prisoner, including detainees, and may report thereon. Magistrates have the same access to prisons in their areas of jurisdiction.

"According to an earlier statement by the Minister of Justice, Judge Presidents have been requested to make more judges available to visit detainees," the spokesman said.

"These increased visits are now in progress," he said.

"Furthermore, cell prisoners and detainees are seen at least once a day by the head of the prison to establish whether they have any complaints.

"These complaints are noted in an official register and receive the necessary attention," the spokesman said.

"A district surgeon is appointed for every prison or group of prisons and visit them regularly.

Ailments

"Prisoners and detainees have the opportunity to report ailments on a daily basis and are given prescribed medication by trained medical or nursing staff who also attend to the less serious cases in the prison hospitals," the spokesman said.

"If specialized medical attention is required, prisoners are referred to provincial hospitals by the district surgeons."

The spokesman said the medical treatment of detainees is governed by rule 20 of the emergency regulations, the issuing of reading matter by rule seven and food parcels by rule eight of the regulations.

"It could be mentioned that all prisoners and detainees are given balanced diets which are reviewed from time to time by professional dieticians," the spokesman said.

Gazette delays court application

Cape Times 3/11/85 329

Own Correspondent

GRAHAMSTOWN. — A Government Gazette notice of October 31, amending certain regulations which governed a Supreme Court application heard about two weeks ago, has necessitated the application to be postponed for further argument, a full Bench of the Grahamstown Supreme Court found yesterday.

The application, brought by Mrs Koleka Patricia Nkwinti, challenged the validity of the state of emergency, its attendant regulations and the recent detention of her husband, Mr Gugile Nkwinti, a Port Alfred community leader and law student.

The government, the State President, the Minister of Law and Order, the Commissioner of Police, the Commissioner of Prisons and a Warrant Officer Ferreira are the respondents.

The application seeks a rule nisi calling on the respondents to show why Mr Nkwinti's arrest and

detention was not unlawful, and why the police should not be interdicted or restrained from taking any steps to hinder or interfere with Mr Nkwinti's release.

Detainees held under the 14-week-old state of emergency can have their periods of detention extended until the end of the emergency by the Minister of Law and Order, "without notice to any person and without hearing any person", the Government Gazette notice reads.

The presiding judge, Mr Justice Kannemeyer, yesterday said the court wished legal counsel to address three questions:

- Firstly, that counsel should argue a phrase contained in the amendment, which reads "without hearing any person" and whether this excluded the right to make written representations.

- Secondly, whether the amendment was ultra vires the powers conferred on the State President in terms of the Public Safety Act.

- And thirdly, the question of costs.

Order (329) prohibits Star assault of Mxenge

BISHO — The Ciskeian Chief Justice, Mr Justice Daniel de Wit, issued an interim order yesterday restraining the police from assaulting and interrogating a detainee, Mr Monde Mxenge.

The order was made by consent and without any admission of liability.

Mr Mxenge, a brother-in-law of murdered lawyer Mrs Victoria Mxenge, was detained under section 26 of the Ciskei National Security Act a week after Mrs Mxenge's funeral in August.

EXAMINATION

The order instructed the district surgeon to conduct a detailed medical examination on Mr Mxenge and to compile a report and submit it to the registrar of the Ciskei Supreme Court.

A magistrate in the district in which Mr Mxenge is being detained has been directed by the court to make inquiries and ask the detainee if he has been assaulted by any member of the Ciskei police force. He has also been asked to submit a report.

The order operates as an interim interdict in the final determination of the application.

The matter was postponed until November 15.

— Sapa.

2 women arrested in township crackdown

Staff Reporter

NINE Casspirs and 11 Buffs armoured personnel carriers combed the Lavender Hill township near Pretoria yesterday as security forces searched several blocks of flats and detained two women.

Confirmation of the names of the detained women, who were taken to Steenberg police station, is being obtained before they can be published. Family members said both work for the newly-formed Unemployment Youth Movement and had UYM posters and a batch of pamphlets confiscated from their home before being taken to Steenberg police station.

Residents were stopped in the street and questioned and taxis and private vehicles were also stopped, searched and the occupants questioned.

Cars at the intersection of Prince George Drive and Concert Boulevard — where the Casspirs and Buffs were stationed from 11am to 1.45pm — were randomly stopped and searched.

Systematic searches

Residents of several blocks of flats told of systematic searches of their homes by the security forces who "scratched around in our cupboards,

under four beds, in the jewellery boxes and even school cases".

One said they were told the action was being taken "under the emergency regulations". They believed guns and handgrenades were being sought.

When the contingent moved out, the convoy went to Mitchells Plain where about 20 soldiers, wearing combat gear and with rifles at the ready, patrolled the Spine Road-Caravella Road area on foot.

A spokesman at police headquarters in Pretoria last night said: "It sounds like very normal police activity." He added that not all police activity had to be reported to the press.

Atteridgeville withdrawal

● Sapa reports from Pretoria that the divisional CID chief for the Northern Transvaal confirmed yesterday that the additional police units who have supported Atteridgeville police to control unrest in the Pretoria township have been withdrawn.

Brigadier Hendrik du Plessis said that additional police would also be withdrawn from other townships "in the area if the situation normalized."

He said, however, that the support policemen had not evacuated Mamelodi and Soshanguve, where incidents of stone-throwing were continuing.

APL Times
6/11/85 329

21 Cape detentions confirmed

By BARRY STREEK
Political Staff

THE police yesterday confirmed 21 more detentions in the Cape Peninsula under the emergency regulations, including that of Mrs Helen Kies, a 60-year-old teacher.

Last week, police headquarters twice said that according to present records, Mrs Kies was not being held in terms of either the emergency regulations or security legislation, but her detention was confirmed yesterday.

Mrs Kies, the editor of the Educational Journal, which is published by the Teachers' League of South Africa, was reported to have been detained last week at the Harold Cressy School, where she teaches English and Latin.

Condemned

She is the wife of the late Mr Bennie Kies, a well-known Cape Town advocate who was involved in the formation of the Unity Movement in 1943.

Her detention has been condemned in statements by the Harold Cressy School Parents Teachers Students Association and the Schotschekloof Civic Association.

The Schotschekloof Civic Association statement, which was issued by its secretary, Mr O Shaboodien, said her detention was "unwarranted" and that "no amount of detentions will deter us in our struggle against political oppression and economic exploitation".

Police also confirmed the detentions of David April of Heathfield High School; Marsha Daniels, a teacher at Heathfield High School; Gail Williams of Heathfield High School; Neil Petersen, 14, of Heathfield; Garth Stevens of Harold Cressy High School; Marilyn Garwen, a teacher at Crestway School; Emanuel Constable of the University of the Western Cape; David Abraham, 18, of Bonteheuwel; Samuel Abraham of Schotschekloof; Julian Sauls, a teacher from Kasseisvlei; Ivor Opperman, a teacher from Worcester; Henry Jaars, 17, of Ravensmead; Lionel Ormondville of Ravensmead; Roy Thompson of Ravensmead; Ernest Husselman of Bellville; Vernon Groeiman of Bellville; Peter Groeiman of Bellville; Allan Appolis of Bonteheuwel; Raoul Swart, a teacher from Fairways and Mark Ontong, a pupil.

Dr Andre Daniels, the husband of Mrs Marsha Daniels, said yesterday that his wife was detained on Thursday morning and then released, but was redetained half an hour later.

'No record'

A number of detentions were reported yesterday but these have not been confirmed by the police.

The Cape Times was told yesterday by a number of people that Hester van der Walt, of the Health Care Trust, had been detained at her home in Observatory yesterday morning but police headquarters said "we have no record of any of the other persons mentioned in your telex", which included Ms Van der Walt's name.

In Strand, Ms Vida Jetha, who had an operation two weeks ago, was released from detention yesterday morning, according to her father. She was being held under Section 50 of the Internal Security Act.

Meanwhile, the Congregational Church in Rondebosch has decided to ring its church bells for five minutes at noon every day, except Sundays, and to hang a banner over its altar saying "Seek Justice" until detainees have been released and the state of emergency has been lifted.

Mr Ron Wilson, the church's secretary, said yesterday: "We hope that other churches will join us, and we have decided to approach other churches to adopt similar action."

The church also issued a statement protesting against the way in which the government was dealing with the unrest.

Released

Recently four members of its congregation had been beaten while kneeling down during a demonstration and two had been taken into custody. Another member, Ms Debora Patta, had been detained.

"Robin Petersen and Abe Maart, two Congregational ministers and men of peace, have also been detained. With them well over a thousand people, black and white, at present languish in prison with no legal charge whatsoever against them.

"We support such people and all like them who struggle or speak out for justice and freedom for the oppressed and have not used violence against anyone."

**Xundu freed,
no charges**

THE Natal Chairman of the United Democratic Front, the Reverend Mcebisi Xundu, has been released without charge from detention in Transkei, a fortnight after being picked up there.

His wife, Thandiwe Xundu, said he had been in hospital for most of that period and seemed "depressed" and tired.

The Anglican Church had begun an application to the Supreme Court for his detention to be declared invalid.

Although the papers had been finalised, Xundu was released before the matter came to court.

Xundu is to begin work as hospital chaplain in Port Elizabeth from the beginning of November.

Official denies hunger strike by detainees

Staff Reporter

A GROUP of detainees being held at Victor Verster Prison near Paarl "refused to take their lunch" yesterday, but a spokesman for the SA Prisons Service denied allegations that a hunger strike is underway there.

Replying to allegations that detainees at the prison were possibly observing a hunger strike, the Prisons Service spokesman said: "There are no records of detainees on hunger strike at Victor Verster Prison."

"A group, detained in terms of the emergency regulations, refused to take their lunch on November 6 (yesterday)," he said in a statement at 4.30pm. "However, they took food again when supper was served."

● A petition calling for the immediate release of detained St Joseph's College lecturer Mr Gareth Rossiter, and bearing 430 signatures, is to be sent to the Minister of Law and Order, Mr Louis le Grange.

A telegram has been sent to Mr Le Grange by Education for an Aware South Africa (Edasa) — a group of teachers — informing him that the petition was to be sent.

An Edasa spokesman

said it was "especially outraged" by the detention of teachers belonging to the Western Cape Teachers' Union (Wectu).

'25 000 held'

The petition objects to Mr Rossiter's detention and calls for an end to harassment and victimization of teachers and students who encourage open discussion of alternative viewpoints.

● The Baptists for Social Concern yesterday condemned the continued detention of community leaders, teachers, students, ministers of religion and the attempt to restrict the freedom of the press.

In a statement, the group deplored "the brutal force of institutionalized violence" and called for the immediate lifting of the state of emergency.

● Gavin Evans reports from Johannesburg that according to the Detainees Parents' Support Committee monthly report released last night, the number of people arrested for alleged political offences since September last year has reached 25 000.

Most of these arrests were for alleged public violence offences, the DPSC said.

Boesak: Court cordoned off

Xundu freed,
no charges 7/11/85

THE Natal Chairman of the United Democratic Front, the Reverend Mcebisi Xundu, has been released without charge from detention in Transkei, a fortnight after being picked up there.

His wife, Thandiwe Xundu, said he had been in hospital for most of that period and seemed "depressed" and tired.

The Anglican Church had begun an application to the Supreme Court for his detention to be declared invalid.

Although the papers had been finalised, Xundu was released before the matter came to court.

Xundu is to begin work as hospital chaplain in Port Elizabeth from the beginning of November.

Nominees for our Women of the Year

Ethics prompt Dr Wendy Orr to up the cudgel for 'abused' detainees

By Marika Sboros

Thanks to a young doctor's unwavering dedication to the Hippocratic Oath, the issue of physical abuse of detainees has been internationally spotlighted.

Dr Wendy Orr (25), a Port Elizabeth district surgeon, captured the imagination and respect, not to mention undying gratitude in certain cases, of people the world over when she made a courageous stand earlier this year against alleged police mistreatment of detainees.

Dr Orr, the main applicant along with 44 others, won an interim interdict from the Port Elizabeth Supreme Court in September, restraining the South African police from assaulting detainees held at the St Albans and North End prisons under State of Emergency regulations.

COMPLAINTS NOT INVESTIGATED

In an affidavit before the court, Dr Orr told of an "extensive pattern of police abuse of detainees" under her care. She alleged that complaints of assault by the police were not being investigated as they should be and that she had received instructions not to endorse medical records requesting investigation of alleged assaults.

Among the list of abuses she chronicled were a man who said he was forced to eat his own hair, another who was forced to drink petrol and another who had so many whip weals on his body that she could not count them.

The reaction of her superiors was swift and retributive. She sat a virtual prisoner in her office in central Port Elizabeth. Telephone calls were diverted, her colleagues treated her like a pariah.

DENIED REMOVAL

Then followed a round of semantic sophistry, in which the authorities denied that Dr Orr had been removed from the care of detainees, preferring to describe it as "discontinuing" her duties in view of the "interrelationship between herself and the prisons department".

What that meant, in plain English, was that the compassionate young doctor was removed from the care of detainees people to whom she was prepared

to offer constructive care and compassion, people who, as she bluntly put it, "could not help themselves".

Through it all, Dr Orr has remained composed, secure in the knowledge that she merely followed the dictates of her conscience.

But the ramifications of her brave stand against the might of the State have been endless. As one Port Elizabeth church minister pointed out, many people are far less fearful of detention since Dr Orr and the other applicants brought the matter of physical abuse into the international spotlight.

Dr Orr is characteristically modest about her actions. To have ignored the plight of the detainees in her care, she says, would have been to "compromise my moral beliefs and my perception of professional responsibility".

She is also a little embarrassed by the profusion of accolades heaped on her by people of all races, from all walks of life.

So where does this unlikely heroine spring from?

The daughter of a Presbyterian minister, she matriculated from Pretoria Girls' High with six distinctions.

EPICENTRE OF VIOLENCE

She was raised in a home where social concern was stressed. From an early age she became aware that people of different race groups were treated differently.

"I knew that was wrong," she says.

Her first post as a newly-qualified doctor was to the District Surgeon's office in Port Elizabeth, which catapulted her into the epicentre of the country's spiralling violence. She was one of the state doctors who performed post mortems on 20 victims gunned down by the police at the Langa shooting near Port Elizabeth in March.

She describes herself as politically aware but says she is not a member of any political party, nor did she become involved in student politics during her studies at the University of Cape Town.

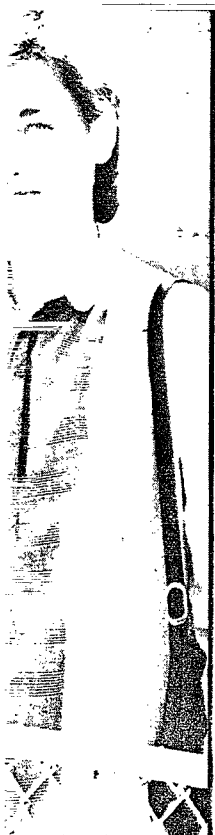
At UCT she joined a medical students' organisation whose members visited black and coloured townships to help the disadvantaged residents.



WENDY ORR: uncompromising principles of the Hippocratic Oath

Woman of the Year award

to take
needs



Promising dedication to the Hippocratic Oath.

Why we have departed from the usual selection procedure

Here are the final three candidates in our search for The Star's Woman of the Year (the third profile is on the facing page).

Two of the candidates, Dr Wendy Orr and Mrs Marion Crawford, represent a departure from our usual selection criteria, which are based on career achievements or milestones.

These two women made headlines this year by choosing in their separate ways to

make a stand on principle — regardless of personal cost.

The public response to their actions, at home and abroad, has been overwhelming. The Star has been inundated with calls from members of the public proposing that they should be Women of the Year candidates.

Selection of candidates is usually made by senior members of The Star's editorial staff. On the basis of



public opinion, The Star has decided to acknowledge the brave acts of these two women and include them as candidates.

Watch out for the line-up of all the 24 distinguished nominees tomorrow, plus a voting form, which YOU, the reader, will be asked to fill out and return to let us know who you think most deserves the award.

The winner will be announced at a gala luncheon in Parktown on November 26.

Also present will be our Unsung Heroines, the women who play a vital but unpublicised role in society.

Cont. Times 7/1/85
Court order

on Mxenge

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BISHOP Ciskeian
Chief Justice Mr Justice
Daniel de Wit on Monday granted an interim order restraining police from assaulting and further interrogating detainee Mr Monde Mxenge.

Mr Mxenge, a brother-in-law of murdered lawyer Mrs Victoria Mxenge, was detained under section 26 of the National Security Act a week after Mrs Mxenge's funeral in August.

The order instructed the district surgeon to examine Mr Mxenge and to submit a report to the registrar of the Ciskei Supreme Court.

A magistrate has been ordered to ask the detainee whether he had been assaulted by any member of the Ciskei police force.

The matter was postponed until November 15. — Sapa

Cont. Times 7/1/85
Onkers sisters
in detention

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POLICE headquarters in Pretoria yesterday confirmed the detention under emergency regulations of two Lavender Hill sisters, Ms Elizabeth Onkers, 20, and Ms Cynthia Onkers, 21, of Wicht Court, at their flat on Tuesday.

A family spokesman said police arrived at the flat about 11am. The women were taken to the Steenberg police station and then to Pollsmoor.

The spokesman said police took literature relating to an unemployment movement to which the sisters apparently belonged.

Police arrest 20 youths

TWENTY youths who had sought refuge at a Catholic Church hall in Phiri, Soweto, were rounded up by police and arrested shortly after midnight on Wednesday morning.

The youths had requested shelter at the hall after failing to secure transport to their respective homes from a night vigil not far from

the church.

Brigadier Jan Coetzee, the chief of the Soweto police, confirmed the arrest, adding that eight of them were subsequently released and the 12 are still being held under emergency regulations.

Father Chris Langeveld, the priest in charge of the hall, said he gave the youths shelter be-

cause some of them were as young as 13 years of age.

"I felt it as my Christian obligation to give shelter to those who genuinely are in need of it only to be shocked to see police arrive and arrest them.

"I was more worried of the young girl who looked 13 years of age when they were picked

up. However, I went to inquire at the Morija Police Station where I was told some of them had been released." Father Langeveld said.

Brigadier Coetzee said there were 17 males and three females when police arrested the youths on Wednesday morning.

Police detain entire Lotus River school

By TONY WEAVER and YAZEED FAKIER

TWO HOURS before 510 pupils at Zeekoevlei Senior Secondary School in Lotus River were due to write end-of-year internal exams yesterday, police detained the entire school.

At other schools throughout the Peninsula, widespread disruptions took place as pupils ran through classrooms smashing furniture, tearing up exam papers and setting off fire hydrants to stop fellow pupils writing.

Police and troops moved into several schools, surrounding some and searching others, with a number of teachers and pupils reported detained.

By last night, all except 18 of the 510 Zeekoevlei pupils had been released. Police said the 18 were being held in terms of emergency regulations.

There are 191 320 secondary school pupils under the Department of Education and Culture but most of these have decided not to write end-of-year examinations. At many schools there is a total boycott of exams.

It is impossible to get exact figures on the boycott since the liaison officer for the department, Mr. Abel Jordaan, has consistently declined to comment until all examinations have been completed.

Yesterday afternoon, a crowd of more than 200 angry parents and teachers lined the street outside the Grassy Park police station in Victoria Road, demanding the release of the 510 Zeekoevlei pupils.

Parents said they would not send their children back to school. "It's a disgrace, our children went to school to write exams and they get locked up. We will not send our children back, they cannot write exams under conditions like

these," one mother said, with others loudly agreeing with her. The acting principal of the school, Mr. P. Koenze, said the 6, 7, 8 and 9 classes were preparing to start exams when a Captain Jansen arrived at the school yesterday morning and told staff to get all pupils inside the classrooms.

A group of pupils came to him and asked him to cancel the exams because of the police presence, but he told them that by far the majority of pupils wanted to write.

"At that stage the police surrounded the school, and then some of the children threw stones and broke a couple of windows," they cut the telephone wire in my office and broke a few benches.

About 10.15am about 40 policemen marched in, Captain Jansen said, he was going to pick up all the students because they would not listen, more vans moved in and they systematically moved through the school, picking up every single student, 510 of them.

Mr Koenze said he had been denied access to the pupils at the police station.

A number of teachers demanded to be detained with the students but police refused to take them.

A teacher, who asked not to be named, said: "Captain Jansen said police would 'clean up' the teachers next if the school was not 'normalized', and he said they would specifically come for the 'UDF teachers'.

At Lentegouw Number Eight Senior Secondary School in Mitchells Plain, about 300 troops and police moved into the school about 9am after the car of a teacher whom pupils accused of being a security police spy had its tyres punctured, windscreen smashed and slogans spraypainted on the bonnet.

Teachers said one of their colleagues was detained when he asked troops: "Why do you have to come in here and threaten us at gunpoint?"

The teachers also said a pupil, whose name they did not have, had been detained.

In terms of emergency regulations, the teachers' name may not be published until confirmed by police.

At Mountview Senior Secondary in Hendover Park, exams were cancelled yesterday morning after students moved through classrooms tearing up exam papers and setting off fire hydrants. Troops in Buffels surrounded the school but did not move in.

At Westridge Senior Secondary School in Mitchells Plain was surrounded by 13 Buffels and Casspirs about 11am yesterday as police entered classrooms and detained six pupils.

A teacher was detained under emergency regulations. The teachers' detention has not been confirmed by police and his name may thus not be published.

At Arcadia Senior Secondary in Bonteheuwel, where about 355 pupils sat for examinations, a group of singing and chanting pupils sprayed fire extinguishers and fire hoses at teachers and pupils inside classrooms.

Police arrived and as the group dispersed, about 18 pupils, including some who were going to write exams, were arrested. Later the exam was resumed but was again disrupted. Many of the pupils electing to write also tore up their papers.

Police said yesterday three Arcadia pupils, two aged 16 and another aged 15, were "taken for questioning" and later released. The school was closed about noon.

At Kasselsvlei, pupils disrupted exams about 9.50am when they tore exam papers and at Bonteheuwel, police were called in after pupils standing at the main gate were seen shouting at passing cars. Both schools were closed soon after the disturbances after police had talks with principals.

At Belhar Senior Secondary No 2 was also hit by disruptions and Modderdam Senior Secondary was closed when pupils refused to write exams. Similar disruptions took place at high schools in Bonteheuwel, Modderdam and Grassy Park.

Police have confirmed the incidents.

At least two roadblocks were set up last night in Mitchells Plain and hundreds of vehicles were searched.

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Appeal against 10-year sentence for detainee's death

Jan Harm van As, a suspended policeman, was today granted bail by the Rand Supreme Court pending the outcome of his appeal against his conviction and 10-year sentence for culpable homicide.

Van As was convicted of culpable homicide last year after the death of Mr Paris Malatsi on July 5 1983. Mr Malatsi was shot while detained for questioning at the Protea Police Station. At the time Van As was a security policeman.

Mr Justice FC Kirk-Cohen granted R5 000 bail and imposed strict bail conditions on Van As.

Included in the conditions are:

- Van As must report twice a day at the Roodepoort police station.
- He must contact Captain PS van Heerden every second day.
- Except when reporting to the police station, Van As may not leave the magisterial district of Krugersdorp without the written permission of the Attorney-General.

- Any firearm or ammunition in his possession must be handed to the police.

Van As, charged with murder, was found guilty of culpable homicide in February last year and jailed for 10 years by Mr Justice Kirk-Cohen.

After an application for leave to appeal was dismissed in the Rand Supreme Court last year, Van As petitioned the Chief Justice. Leave to appeal against conviction and sentence was granted by the Appeal Court in Bloemfontein in July last year.

Police detain 18 Cape pupils

08/11/85 E Post (329)

CAPE TOWN — Police detained 18 pupils under emergency regulations after security forces entered Zeekoevlei High School in Lotus River and took away 510 pupils, the entire body of pupils, for questioning.

They were taken to Grassy Park Police Station and most were released about five hours later.

Parents and teachers told the Press of the incident yesterday, but news of police action could not be published without police confirmation, in terms of the Police Act and emergency regulations.

Late yesterday a police liaison officer confirmed that "about 500" pupils had been questioned and

18 were detained in terms of emergency regulations.

A teacher said youths had broken some windows at the school yesterday morning. A police officer warned the principal that his men would enter the school and take action against pupils.

About 6pm yesterday the principal returned to the police station and was told the 18 pupils who had not returned to the school "would be sent to Victor Verster Prison and be detained for 14 days".

At Groenvlei Secondary School many of the 200 pupils writing their first internal exam yesterday decided against continuing because of a heavy police presence outside the school, a teacher said.

Earlier an attempt to storm the examination room by pupils not writing was repelled by pupils who were prepared to write, he said.

Police entered Kasseksvlei Secondary School's grounds in Bellville South and a shot was fired yesterday. No one was reported injured. Police confirmed the incident.

● A pamphlet was distributed at some Peninsula schools yesterday, warning parents against "reactionary teachers and principals who accept monthly cheques and housing subsidies from the Government".

The pamphlet, claiming to be from a group called the Committee for

the Silent Majority, warned that parental discipline had broken down.

● Top educationists in nine Johannesburg schools say they are worried about the deteriorating educational breakdown in Soweto and the Pretoria-Witwatersrand area, and the Government should urgently meet "informed leaders" about this.

They met representatives of the newly formed Soweto Parents Crisis Committee this week.

The subscribing schools are Kingsmead College, Pace Commercial College, Roedean, Sacred Heart College, St Andrew's, St John's, St Mary's, St Sithian's and Woodmead School.

Hundreds arrested as Mercury rioting disrupts exams

Mercury Correspondent
CAPE TOWN—As pupils ran through Peninsula classrooms, smashing furniture, tearing up exam papers and setting off fire hydrants to stop others writing exams, police held all 510 pupils at one school.

Two hours before Zeekoeivlei Senior Secondary School children were due to write end-of-year internal exams, police, who had instructed teachers to get the pupils into classrooms, arrested them all after an outbreak of stone-throwing and violence.

Police and troops moved into several schools, surrounding some and searching others, with a number of teachers and pupils reported detained.

By last night, all except 18 of the 510 Zeekoeivlei pupils had been released. The 18 were being held in terms of emergency regulations.

Yesterday afternoon a

crowd of more than 200 parents and teachers lined the street outside the Grassy Park Police Station, demanding the release of the 510 Zeekoeivlei pupils.

Parents said they would not send their children back to school.

The acting principal, Mr Peter Koenze, said Std 6, 7, 8 and 9 classes had been preparing to start exams when a Capt Jansen had arrived and told staff to get all pupils inside classrooms.

A group of pupils asked that exams be cancelled because of the police presence, but they were told the majority of pupils wanted to write.

'At that stage the police surrounded the school, and then some of the children threw stones and broke a couple of windows. They cut the telephone wire in my office and broke a few benches,' he said.

Police then arrested all the pupils.

At Lentegeur No 8 Senior Secondary School in Mitchell's Plain, about 300 soldiers and policemen moved in after pupils punctured tyres, smashed a windscreen and daubed slogans on

■ TURN TO PAGE 2

Rioting disrupts exams

■ FROM PAGE 1

the bonnet of a teacher's car.

At the Mountview Senior Secondary in Hanover Park, exams were cancelled after pupils moved through classrooms, tearing up exam papers and setting off fire hydrants.

At the Westridge Senior Secondary School in Mitchell's Plain, police entered classrooms and

arrested six pupils and, it is believed, one teacher.

At the Arcadia Senior Secondary in Bonteheuwel, where about 355 pupils sat for examinations, a group of singing and chanting pupils sprayed fire extinguishers and fire hoses at teachers and pupils inside classrooms.

About 18 were arrested and when the exam was resumed, it was disrupted again.

CAPC T. 6. 13 8/11/78

Court rules leader 'unlawfully' detained

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GRAHAMSTOWN. — The Supreme Court here yesterday ruled that Port Alfred community leader Mr Gugile Nkwinti was entitled to his release from detention.

The court found that his detention after expiry of the initial 14-day period as specified in the emergency regulation was unlawful, and ordered that the enrolment of leave to appeal by the respondents should not stay Mr Nkwinti's release.

The government, the State President, the Minister of Law and Order, the Commissioner of Police and of Prisons and a Warrant Officer Ferreira are the respondents.

The full Bench application, brought by Mrs Koleka Patricia Nkwinti on behalf of her husband, sought a rule nisi calling on the respondents to show why his arrest and detention were not unlawful, and why the police should not be interdicted or restrained from taking any steps to hinder or interfere with his release.

The matter was postponed on Mon-

day pending further argument, necessitated by an amendment to regulations governing the application.

State of emergency detainees can have their detention extended by the minister until the end of the emergency "without notice to any person and without hearing any person", according to a Government Gazette notice of October 31.

The minister can order that any person be detained for a further specified period above the initial 14 days specified in the emergency regulations, "or for as long as these regulations remain in force".

Mr Justice Kannemeyer, assisted by Mr Justices Smalberger and Jenett, found the amendment did not affect the proceedings in this case.

The minister had acted "ultra vires" (beyond his power or authority) in Mr Nkwinti's case and the notice extending the detention of Mr Nkwinti was null and void as he was entitled to make representations to the minister before his detention was extended, the court found.

Stoning '27' pupils detained'

Political Staff

A TOTAL of 27 high school students were reported to have been detained in Genadendal earlier this week following an incident in which a bus was stoned.

The students were detained on Sunday, Monday and Tuesday morning at their homes and a school hostel, but most were released.

However, six students are believed to have been detained under Section 50 of the Internal Security Act and are expected to appear in court on November 13, the day before school examinations are scheduled to begin.

The students at the Emil Weder Senior Secondary School at Genadendal, which is 160km from Cape Town, have been boycotting classes since the end of July but until last week there had been no incidents of violence.

Last week, however, police charged a group of people after a bus was stoned and tyre barricades were set alight.

The principal of the Emil Weder School, Mr F W van den Bergh, said yesterday the students at his school had behaved in a "civilized way".

Students would be writing exams. Arrangements had been made for the detained students to write their exams in jail, if necessary.

At the time of going to press police headquarters in Pretoria had not confirmed the reported detentions.

League WPCC
Cape Times 8/11/85

WPC leaders freed 37

By BARRY STREEK
Political Staff

THE chairman of the Western Province Council of Churches, the Rev Lionel Louw, and the chairman of the Civil Rights League, Mr Keith Gottschalk, were released from detention yesterday.

A Rondebosch schoolteacher, Mr Gareth Rossiter, and an Athlone schoolteacher, Mr Basil Snayer, were also released.

A fifth detainee was also reported to have been freed but his name could not be confirmed last night.

All five detainees were being held under the emergency regulations although Mr Louw was initially detained under Section 50 of the Internal Security Act.

Mr Gottschalk, who is a lecturer at the University of the Western Cape, said last night that "being detained without trial reminds one that 160 000 men, women and children were arrested under the pass laws, according to the most recent 12 months for which we have figures.

"The traumatic effect of two weeks' solitary detention must strengthen our resolve to demand the release of all detainees still inside."

He said he was questioned only after five days in detention, for an hour. "There was no attempt to ask if I had committed any crimes.

"I was asked my attitude towards boycotts and communism, questions which they could have asked me any time, even if under subpoena."

Requests

He also been asked about a satirical poem he had written in which he had said ANC guerillas were a threat to Jan van Riebeeck.

Mr Gottschalk said every request he had made to the prison authorities was answered within 24 hours but none of his requests to the security police had been answered.

He was refused atheist literature, however.

He had been visited by a district surgeon and by the Judge-President of the Cape, Mr Justice George Munnik, which he said was "a tremendous advance... and we were asked if we had been assaulted".

Funfinance

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implementing the new system which will, however, be only a short-term measure.

It will apply — in the interests of uniformity — even in coastal areas where the price will not exceed R1 a litre. At the coast 98 octane petrol will cost 97,5 cents a litre and 93 octane 93,3 cents.

An oil industry spokesman said a special notice in today's Government Gazette would compel owners of electronic pumps — which can show a price of R1 a litre or greater — to follow suit.

Rock Hudson has left nothing to the

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Teargas fired at school 4 held

By YAZEED FAKIER
Education Reporter

WIDESPREAD disruption of internal examinations continued at coloured schools yesterday and several closed early, while at others soldiers guarded pupils writing.

At Belhar Senior Secondary No 1, pupils sitting for a language exam were prevented from writing when disruption squads struck, throwing stones which smashed dozens of windows.

Police and soldiers arrived in Casspirs and Buffels and fired teargas. Groups of pupils then dispersed.

The principal, Mr H Engel, called on pupils either to write their examinations or go home, but those who were prepared to remain said they would write only once police left.

Three soldiers remained to patrol the grounds and only 20 percent of the pupils wrote.

Later a burning barricade was set up in Akkerboom Road near the school.

Four teachers were detained, but police said they had no record of

any incidents at the school.

At Belhar No 2, where scores of windows were also smashed, no exams took place yesterday.

At Bonteheuwel Senior Secondary, pupils were dismissed early for the second time after a mass meeting was addressed by the principal, Mr R Clark, in the morning.

Later a police officer was seen emerging from the principal's office and he drove off.

At Arcadia High also in Bonteheuwel, where exams were disrupted on Thursday, school dismissed at 11am when pupils did not write.

At Mountview in Hanover Park, a yellow van

with about six policemen stood guard at the school while some pupils wrote their exams.

About six Casspirs and four Buffels surrounded Silverstream Senior Secondary School in Manenberg yesterday, while police searched classrooms and questioned pupils.

Police said they had no record of police action there.

Third-year teaching students at Peninsula Technikon, Wesley, Zonnebloem, Hewat and Bellville colleges have been writing examinations at the Cape Showgrounds where matric pupils yesterday wrote history.

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CAPE TOWN 9/11/85 329

Political Staff

THE police yesterday confirmed the detentions of 87 people in the Western Cape — and released 15 detainees.

There were reports of more detentions in the Peninsula yesterday but in terms of emergency regulations these could not be confirmed.

Officially, 403 people have been detained in the first two weeks of the emergency in Cape Town and at least 23 have now been released.

Among the detentions

87 held, 15 released

confirmed yesterday were those of Yvonne Shapiro, a member of the Claremont Area Committee of UDF, Ms Hester van der Walt of the Health Care Trust and Jean Pease, also known as Evelyn Wilhelmina Pease, who is assistant secretary of the Western Cape Teachers Union.

The Health Care Trust yesterday expressed its "anger" at the detention

of Ms Van der Walt.

Her detention was also condemned by the Centre for Extra-Mural Studies at the University of Cape Town, where she works.

Her colleagues at the centre said they were "appalled that such a gentle, peace-loving person should be detained under South African security legislation.

"We are very con-

cerned about her health. Hester suffers from severe asthma and needs frequent medication."

Professor Donald Carr, acting Vice-Chancellor of UCT, also expressed distress at the detention of another member of the university community without reasons being given.

In another statement the Heathfield and District Residents' Associa-

tion condemned the unwarranted arrest and detention of eleven residents of the area, including Mr Yusuf (Joe) Ebrahim, the vice-president of the SA Council on Sport, and Mr Philip Tobias, principal of Crestway school.

It also condemned "the unwarranted detention of executive officials of our parent body, the Federation of Cape Civic Associations, and all other organizations of the oppressed and exploited".

Father in court bid for son's release

CHAF TIMES
9/11/85
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Own Correspondent

MARITZBURG. — A Durban man is taking legal action in the Supreme Court here in an attempt to have his son released from police detention after receiving a letter from him pleading for help.

The case was adjourned by consent yesterday until November 22.

In papers before the court a Durban businessman, Mr Goolam Soobader, said his son, Yunis Shaik, had been detained in terms of Section 29 of the Internal Security Act since August 3 this year.

He said his application followed a letter from his son in which he asked for help and told his father that after his first two days in detention he had never been questioned or "otherwise engaged in any manner whatsoever" by the Security Branch.

In the letter to his father, Mr Shaik wrote he was undergoing psychological treatment at St Augustine's Hospital.

He expressed the fear that if he were returned to solitary confinement "I shall suffer permanent psychological and mental damage".

'Forgotten'

"I have made repeated requests to see Lieutenant Robertshaw, the investigating officer, and to date he has ignored me.

"And I also believe they are being punitive because of the interdict you brought.

"It seems that I have been locked away and forgotten about. My de-

tention appears to serve no useful purpose save to use the occasions to torture me. And solitary confinement is indeed torture, and of all the forms of torture I have suffered, this is the most cruel of them all.

"I urge you to make some endeavour to secure my release. I fear I cannot go on much longer. Help me, please."

Mr Soobader submitted that Section 29 was confined to detention "for interrogation" and that under the circumstances his son's detention was unlawful.

"There has been ample time for the matter to be submitted to the Attorney General for his decision as to whether or not my son should be prosecuted."

He said he was not bringing into issue the validity or otherwise of his son's detention or arrest but submitted that even if it were justified three months should be sufficient to complete an interrogation.

CAPE TOWN 9/17/81
Grassroots journalists freed

Staff Reporter

(329)

TWO journalists at the Grassroots community news paper and an executive member of the Western Cape Civic Association were released from Victor Verster Prison yesterday after two weeks in detention.

Mr Ryland Fisher and Mr Mansoor Jaffer were detained along with Mr Pro Jack, assistant secretary of the WCCA, on October 25 under Section 50 of the Internal Security Act.

They were later held under the emergency regulations.

Belhar Senior Secondary School teachers Mr Alton Harris and Mr Clyde James, who were also held under emergency legislation, released on Thursday.

Mr Fisher said they were taken by prison transport as far as Bellville and then had to find their own way home.

Detainee hunger strike rules

CAPE TOWN—Detainees on hunger strikes at Pollsmoor and Oudtshoorn prisons are to be treated in terms of an international convention that bans 'artificial' feeding of prisoners who refuse food.

According to the Department of Prisons, the strikers are to be treated 'strictly according to the internationally-accepted

guidelines concerning the handling of hunger strikers as contained in the Tokyo declaration'.

The declaration, passed in 1968 by the World Medical Association, is an international convention on the medical treatment of prisoners.

It bars doctors from participating in the tor-

ture of prisoners, from providing facilities for the torture of prisoners, and from being present at such torture.

It also says that where a prisoner refuses nourishment and is considered by a doctor as being capable of forming an 'unimpaired and rational judgement' on the consequences of this refusal, he or she 'shall not be fed

artificially'.
The decision as to the capacity of the prisoner for forming such a judgement should be confirmed by at least one other independent doctor,' says the declaration.

The consequences for the refusal of nourishment shall be explained by the doctor to the prisoner.' — (Sapa)

SABC man detained

(329)
C. Pres
10/11/85

A SENIOR SABC journalist has allegedly been detained by security police.

TV2 Xhosa chief sub-editor and news reader Vincent Mfundisi, 27, was allegedly detained on September 16, a week before he went on leave.

But the SA Police in Pretoria this week said in a telex they could not "confirm the detention under security legislation".

The SABC has confirmed Mr Mfundisi's detention. Media Relations manager Lucas de Lange said he could not comment "because there are no further particulars about the detention."

Mr De Lange's confirmed the detention after earlier denying he was aware of it.

Mr Mfundisi is a Transkei citizen and has been working for the SABC since TV2 was launched five years ago.

A lodger in Zola, Mr Mfundisi was taken to Protea station together with two other men - Simon Msimango, 32,

and Francis Msimango, 21, a trade unionist. The two brothers have since been released.

Mr Francis Msimango said their particulars and fingerprints were taken on Tuesday.

"Mr Mfundisi's travel document caused him a lot of trouble because of customs stamps indicating his visits to Lesotho. The police asked him which 'comrades' he went to see there."

Mr De Lange said Mr Mfundisi was still an employee of the corporation.

The detained sub-editor's future with the corporation "will largely depend on the outcome of his detention."

He said the SABC would wait for the police to finalise the matter.

By MUDINI MAIVHA

Detainees freed

CONSUMER boycott organiser Mr Mkhoseli Jack and 18 others held in terms of the emergency regulations were released yesterday.

The Divisional Commissioner of Police in the Eastern Cape, Brigadier Ernest Schnetler, yesterday announced their release. He also arranged for a bus to be sent to St Albans prison to transport the men back to their homes.

Brigadier Schnetler said last Monday in his capacity as Divisional Commissioner of the Eastern Cape he made several recommendations to the Minister of Law and Order, Mr Louis Le Grange.

One asked for the release of Mr Jack and 18 others who were being held in terms of the emergency regulations.

Brigadier Schnetler said the next day he met Mr Tony Gilson, director of the Port Elizabeth Chamber of Commerce.

The chamber had made several requests and he was able to tell them that he had

already approached the minister on these requests.

The warrants ordering the release of Mr Jack and the 18 others had to be signed by Mr Le Grange who dated their release from yesterday.

Last week it was announced that the boycott of shops in Port Elizabeth would be lifted for two weeks as from November 15.

Several demands were made for the suspension, including the release of Mr Jack and several others.

Those released yesterday included: Mr Henry Fazio, vice-president of the United Democratic Front in the Eastern Cape; Mrs Ivy Gama, president of the PE Women's Organisation; Mr Dennis Schlotko, general secretary of the Moutie Assemblies and Components Workers Union of South Africa; Mr Jackson Mlongwe; Mr Tangi Lantini, executive member of UDF; Mr Mzwanele Mngwenya; Mr Bonakele A. Rala; Mr Mphumi M Odolo, executive member of Peyen; Mr Michael Nkomo, executive member of the Port Elizabeth Youth Congress; Mr Sipho Nkomo; Mr Zola Mase, executive member of Peyen; Mr George Nkomo; Mr Michael Zulu; Mr Ernest Mase, an executive member of the PE Black Civic Organisation; Mr Michael Mokoena, acting secretary of the Port Elizabeth Black Civic Organisation; Mr Clifford Nkomo; Mr Tembiso Dube, executive member of Mawusa and Mr Herick Lunters.

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Sympathy fasts for detainees start today

Staff Reporter

FASTS in sympathy with emergency detainees in the Western Cape begin today at four Peninsula churches.

At a Press conference families and lawyers of detainees said at least 32 emergency detainees at Pollsmoor Prison started a hunger strike at the weekend in protest against their detentions.

Mrs H. Petersen, wife of detained clergyman the Rev Rob-in Petersen, said sympathy fasts — in 24-hour shifts — start at 6pm today at the Methodist Church in Buitenkant Street; St Philip's Church in Wetton; St Emmanuel Church in Wynberg and St Luke's Church in Retreat. Bells will peal to mark the event.

ORGANISER

● The Argus Bureau in Port Elizabeth reports that consumer boycott organiser Mr Mkh-seli Jack and 18 others held under emergency regulations were freed today.

Those released today included: Mr Henry Fazzie, vice-president of the United Democratic Front in the Eastern Cape; Mrs Ivy Geina, president of the PE Women's Organisation; Mr Dennis Sehloho Neer, general secretary of the Motor Assemblers and Components Workers Union.

Mr Jackson Mdongwe; Mr Tango Lamani, executive member of UDF; Mr Mzisi-mase Mangcotywa; Mr Bona-kele A Rala; Mr Mpumi M Odolo, executive member of Peyco; Mr Michael Xhego, executive member of the PE Youth Congress; Mr Sipho Silas Mnyimba; Mr Zola Mtatsi, executive member of Peyco; Mr George Nyengane; Mr Michael Zitho; Mr Ernest Malgas, an executive member of the PE Black Civic Organisation; Mr Michael Nzotoyi, acting secretary of the same organisation; Mr Clifford Ntanga; Mr Temba Duze, executive member of Macwusa; and Mr Herri-ck Luiters.

Cape Times 11/11/85 329

Longer detention possible

By BARRY STREEK

MANY of the Western Cape detainees being held under the emergency regulations may now be kept in detention without notice until the end of the emergency.

In terms of a recent amendment to the emergency regulations, detainees may be held without further notice after they have served their first 14 days.

Advocate

Among those affected by the new measure are: Mr Abdullah Omar, a Cape Town advocate; Mr Wilfred Rhodes, a UDF executive member and chairman of the Cape Areas Housing Action Committee (Cahac); Mr Christmas Tinto, a UDF executive member; Mr Zoli Malindi, Western Cape president of the UDF; Mr Llewellyn McMaster, president of the University of the Western Cape SRC; Rev Robin Petersen, a Congregational priest in Heideveld, who is also involved in the Churches Urban Planning Commission (CUPC); Rev Gotfried Kraatz, a Lutheran priest in Mitchells Plain who is also involved in CUPC; Rev Howard Marawu, of the Reformed Presbyterian Church who is also involved in the General Workers Union; and Mr Abe Fortuin, vice-chairman of the Federation of Cape Civic Associations and chairman of the

Kuils River Civic Association.

Many others who were detained during the first week of the emergency in Cape Town will soon have been in detention for 14 days and if they are not released then, will also be subject to the new provision.

'No notice'

The authorities could decide at any time to release the detainees who have served more than 14 days but they are no longer required to serve notice of their intention to keep the detainees in prison.

A number of detainees were released last week.

Among those released were: Mr Mzonke 'Pro' Jack, Ms Dorothy Mfaco, Ms Florence Beshenga, Ms Noma India Mfeketho, treasurer of the United Women's Organisation, Mr Alan John Meyer, Mr Ryland Fisher, a Grassroots journalist, Ms Josette Cole, a member of The Ecumenical Action Movement, Mr Mansoor Jaffer, a Grassroots journalist, Mr Acton Harris, a teacher at Belhar Senior Secondary School, Ms Edith Tsolo, Ms Mary Ngemtu of UWO, Mr Clyde James, a teacher at Belhar Senior Secondary School, Mr Albert Gouws, Ms Virginia Stofile and Ms Glenda Poole, a teacher at Crystal Secondary School in Athlone.

Gottschalk

Earlier Ms Virginia Engel of the National Union of Textile Workers Union, Professor Charles Villa-Vicencio of the University of Cape Town, Mr Keith Gottschalk, chairman of the Civil Rights League, Rev Lionel Louw, chairman of the Western Province Council of Churches, and Mr Gareth Rossiter, a Rondebosch teacher, were released from detention under the emergency regulations.

This means that at least 21 people out of the 402 confirmed emergency detentions have now been freed.

2 190 still in detention

PRETORIA — A total of 2 190 people are still in detention under the emergency regulations, and no detainees have been released in the past week, according to the latest list of the detainees issued by police.

According to the weekly list, 134 people have been detained since last Friday, bringing to 5 253 the number of people who have been detained since the emergency began on July 21. A total of 3 063 people have been freed.

The names of the latest detainees are:

Name	Grade/Sec	District	Score	Rank	Name	Grade/Sec	District	Score	Rank
1 Mamoz Zizanu	b/m	PE	56	Shelo Ngabakini	d	d	do	111 L Benjamin	c/m
2 Lulamile Dakuze	d	do	57	Raul Swart	c	Wynberg	do	112 Mohammed Arendse	d
3 Moolosi Maki	b/m	do	58	Brandon De Klerk	c	do	do	113 Richard van der Merwe	d
4 Vukosi Mkhomo	b/m	do	59	Morris Johnson	d	do	do	114 Reduan Samuels	d
5 Willie Bergens	b/m	do	60	Mark Ontong	d	do	do	115 Cheryl Momele	c/f
6 Adam Williams	d	do	61	A Abrahams	d	Gdwood	do	116 Adiehl Maker	d
7 Victor Hla	b/m	do	62	Delphine Fouché	c	c/f	do	117 Priscilla Barneson	d
8 Zoliso Sile	b/m	do	63	Patricia	d	do	do	118 Zolani Ntshkina	c/m
9 Edward Kwehli	b/m	do	64	Shafeek Isaacs	d	do	do	119 Leon Cesar	b/m
10 Julian Vink	d	do	65	Ralph van Baardman	d	do	do	120 Chamed Mohammed	d
11 Ntshukisa Vujo	d	do	66	Henry Esso	d	do	do	121 Damsel van der Merwe	d
12 Mbunene Mphongo	d	do	67	Shane van der Merwe	d	do	do	122 Teshsban Ariefdais	c/m
13 Khutso Mphomane	d	do	68	Bester Penner	d	do	do	123 Riedewah Allie	d
14 Bhehile	b/f	R/bnt	69	Roderger van der Merwe	d	do	do	124 F Redricke	c/m
15 Ntombi Luwato	d	do	70	Aubrey Idaup	d	do	do	125 Thibault	d
16 Ntshukisa Makhaka	b/m	do	71	Elvira Petersen	d	do	do	126 Ridwan Carien	d
17 Samuel Molna	b/m	do	72	Allan Apols	d	do	do	127 Peter Nel	d
18 Johannes Sello	d	Jhb	73	Gilbert Mnziki	b	Belville	do	128 Neels Steenkamp	d
19 Zakahele Mahapi	d	do	74	Lowena Anther	d	do	do	129 Neel van der Merwe	d
20 Mphahlele Mphahlele	d	do	75	Daniël	d	do	do	130 Hans Harmse	d
21 Joseph Mashila	b/m	Jhb	76	Vernon Goeman	d	do	do	131 John Willemse	d
22 Bul Tereki	d	do	77	Peter Goeman	d	do	do	132 Natasja Iselle	c/f
23 Benjamin Sakwane	d	do	78	Ernesti Human	d	do	do	133 Razel Roelard	d
24 Lazarus Mphahlele	d	do	79	Roger Louw	d	do	do	134 Isak Philander	c/m
25 Fergis Goba	d	do	80	John February	d	do	do	- Sapa	

CPA-Trans 11/11/85

Work camp to detainee's cell

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Political Staff

A DETAINED Lutheran priest, Pastor Gottfried Kraatz, fled from East Germany at the age of 14 after he had been barred from high school because he refused to join the Communist Youth Brigade.

Pastor Kraatz, 44, who has been a Lutheran priest in Mitchells Plain for nearly five years, was detained more than two weeks ago under the Internal Security Act.

He was then transferred to detention under the emergency regulations when the state of emergency was extended to the Western Cape.

His escape from East Germany was disclosed yesterday by a friend.

The friend said Pastor Kraatz had refused to join the Communist Youth Brigade and as a result he was not allowed to go to high school and was ordered to go to a work camp.

He escaped to West Germany to obtain a high school education.

When he arrived in West Germany, he refused to be registered as a refugee and insisted on being regarded as an immigrant to avoid being used as a "pawn in the East-West conflict", the friend said.

Pastor Kraatz, still a West German citizen, has four children and lives in Rondebosch.

Cape Times 11/11/83
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Wectu member
hits at detention

Staff Reporter

AN executive member of a branch of the Western Cape Teachers' Union (Wectu), Mr Basil Snayer, said on Friday after his release from nearly 14 days in detention that he had been mentally and emotionally affected by his experience.

Mr Snayer said he "deplored and strongly condemned" the manner in which he was arrested and subsequently detained for nearly 14 days at Victor Verster Prison.

"I was never informed as to the reason (other than those contained in the latest Gazette on the state of emergency in the Western Cape) for my arrest or detention and I have now been released unconditionally without

having been charged," he said.

"In prison I was subject to the arbitrary decisions of prison authorities and dehumanizing regulations like being locked up in a single cell without the option or ability to communicate with anyone for up to 15 hours. This has affected me emotionally and mentally."

He said he was prevented from communicating with his students, colleagues and friends during his detention.

"I condemn in the strongest terms the banning of meetings of this organization. Such deliberate victimization can have no justification on any educational, political or moral grounds."

134 more detained

PRETORIA — A total of 2190 people are still in detention under the emergency regulations, and no detainees were released in the past week, according to a list of the detainees issued by police on Friday.

According to the weekly list, 134 people have been detained since last Friday, bringing to 5253 the number of people who have been detained since the emergency began on July 21. A total of 3 063 people have been freed.

However, a police situation report on Friday said only 1 417 were still being held.

The names of the latest detainees are:

- 1 Mzamel Zizanu B/m PE
- 2 Lufanile Dakuze B/m PE
- 3 Mkolisi Mlati B/m PE
- 4 Vukani Brown B/m PE
- 5 Willie Bergens C/m PE
- 6 Adam Williams C/m PE
- 7 Victor Hlita B/m PE
- 8 Zola Tsotso B/f PE
- 9 Edward Skwell B/m PE
- 10 Julian Vink B/m PE
- 11 Ntshakisa Vujo B/m PE
- 12 Muboneli Songongo B/m PE
- 13 Khotsiso Mphomane B/m Jhb
- 14 Fikswa Behtle B/f Randfontein
- 15 Ntshimi Luvuno B/f Randfontein
- 16 Irene Matsika B/f Randfontein
- 17 Samuel Molisa B/m Randfontein
- 18 Johannes Sello B/m Jhb
- 19 Zakhele Mahapi B/m Jhb
- 20 Milton Nophondo B/m Jhb
- 21 Joseph Mashiba B/m Jhb
- 22 Rufi Teraki B/m Jhb
- 23 Benjamin Solwane B/m Jhb
- 24 Lazarus Mahlasela B/m Jhb
- 25 Frans Goba B/m Jhb
- 26 Thomas Msonu B/m Jhb

- 27 Joseph Mbatsha B/m Jhb
- 28 Nathaniel Mthunywa B/m Jhb
- 29 Buti Nyathikazi B/m Jhb
- 30 Matthews Tshota B/m Jhb
- 31 Jeremiah Ramohlala B/m Jhb
- 32 Nicolas Gwene B/m Jhb
- 33 Vuzi Mhlapu B/m Jhb
- 34 Simon Sello B/m Jhb
- 35 Patrick Khumato B/m Jhb
- 36 Beset Mahlwane B/m Jhb
- 37 Patrick Teraki B/m Jhb
- 38 Wellington Teraki B/m Jhb
- 39 Joseph Vumazonki B/m Jhb
- 40 Sello Malefatsane B/m Jhb
- 41 Oydne Mnculwane B/m Jhb
- 42 Reginald Mahlwane B/m Jhb
- 43 Michael Nomnganga B/m Jhb
- 44 Charton Ngunya B/m Jhb
- 45 Isaac Masango B/m Jhb
- 46 Vincent Motokeng B/m Jhb
- 47 John Buthelesi B/m Benoni
- 48 Mhahengele Makasi B/m Uitenhage
- 49 Marilyn Garwen W/ Cape Town
- 50 Selwyn Darflets C/m Goodwood
- 51 Manuel Constable C/m Athlone
- 52 Enoch Sikawuli B/m Athlone
- 53 Andrew Goba B/m Athlone
- 54 Curtis Lubama B/m Athlone
- 55 Xola Batso B/m Athlone
- 56 Siphele Ngabikini B/m Athlone
- 57 Real Swart C/m Wynberg
- 58 Brandon Doshi C/m Athlone
- 59 Morris Thomson C/m Athlone
- 60 Mark Ontong C/m Athlone
- 61 Arthur Abrahams C/m Goodwood
- 62 Delphine Fouché C/f Goodwood
- 63 Patrick Geel C/m Goodwood
- 64 Shafiek Isaacs C/m Goodwood
- 65 Ralph van Baardman C/m Goodwood
- 66 Henry Esso C/m Goodwood
- 67 Shane Rankie C/m Goodwood
- 68 Bealer Fenner C/m Goodwood
- 69 Ridger van der Merwe C/m G'wood
- 70 Aubrey Haupt C/m Athlone
- 71 Ebrahim Pieterse C/m Athlone
- 72 Allan Apols C/m Athlone
- 73 Gilbert Mnziki B/m Bellville
- 74 Lowena Anther C/f Bellville
- 75 Danny Adams C/m Bellville
- 76 Vernon Goelman C/m Bellville
- 77 Peter Goelman C/m Bellville
- 78 Ernest Husselmeri C/m Bellville
- 79 Roger Gelfant C/m Bellville
- 80 John Fehrste C/m Bellville
- 81 Johannes Fiamit C/m Bellville

- 82 Edwin Pape C/f Wynberg
- 83 Michael Hejns C/m Wynberg
- 84 Martin Matlaky B/m Cape Town
- 85 David April C/m Wynberg
- 86 Simonzi Sikwand B/m Wynberg
- 87 Tutu Damani B/m Wynberg
- 88 Siyabonga Sekhele B/m Wynberg
- 89 Lusini Ndletyana B/m Wynberg
- 90 Mbolelo Kulu B/m Wynberg
- 91 Michael Saponi B/m Wynberg
- 92 Moelisi Mbhoela B/m Wynberg
- 93 Sithembela Mkeleni B/m Wynberg
- 94 Mabihli Khaila B/m Wynberg
- 95 Madrazeli Magaga B/m Wynberg
- 96 Boyane Hlabisi B/m Wynberg
- 97 Mbuyisela Madivane B/m Wynberg
- 98 Peter Thando B/m Wynberg
- 99 Eric Mdleleni B/m Wynberg
- 100 Phiso Makhazi B/m Wynberg
- 101 Paulus Juma C/m Athlone
- 102 Godfrey Pearce C/m Bellville
- 103 Jamel Klein C/m Bellville
- 104 Hester van der Walt W/f Wynberg
- 105 Marco Addison C/m Wynberg
- 106 Rabaldulah Sardin C/m Wynberg
- 107 Karin Onkers C/f Wynberg
- 108 Elizabeth Onkers C/f Wynberg
- 109 Martin Mackel C/m Wynberg
- 110 Michale Adams C/m Wynberg
- 111 Leazar Benjamin C/m Wynberg
- 112 Mohammed Arendse C/m Wynberg
- 113 Richard Dayisi C/m Wynberg
- 114 Rodwan Samuels C/m Wynberg
- 115 Cheryl Marmale C/f Wynberg
- 116 Adelle Mator C/f Wynberg
- 117 Priscilla Bartleson C/f Wynberg
- 118 Zolani Ntshikwa B/m Wynberg
- 119 Leon Ceazar C/m Wynberg
- 120 Chamed Mohammed C/m Wynberg
- 121 Damsela Daniels C/f Wynberg
- 122 Teshshan Arlefidis C/m Wynberg
- 123 Rindewaan Allie C/m Wynberg
- 124 Fransina Fredricks C/m Worcester
- 125 Seder Hugo C/m Worcester
- 126 Ridwaan Carlen C/m Worcester
- 127 Peter Nel C/m Worcester
- 128 Neels Steenkamp C/m Worcester
- 129 Neel Februarie C/m Worcester
- 130 Hans Hampse C/m Worcester
- 131 John Willemse C/m Worcester
- 132 Natesha Issel C/f Worcester
- 133 Ragel Roodbaard C/m Worcester
- 134 Isak Philander C/m Paarl

Detainees, prisoners in hunger protest

CARE TIMES 7/11/87

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By **BARRY STREEK** and **TONY WEAVER**

THIRTY-TWO emergency-regulation detainees started an indefinite hunger strike yesterday, according to a committee of family and friends of detainees, while it was confirmed last night that seven awaiting-trial prisoners in Oudtshoorn have been on a hunger strike since Wednesday.

But a spokesman for the Department of Prisons in Pretoria said late last night that only two Pollsmoor detainees held under emergency regulations were on hunger strike.

No further details were available on the Oudtshoorn hunger strikers, although it is believed they are being held pending a trial in terms of security legislation which could include allegations of sabotage.

Lieutenant Colonel A van Vuuren said from Pretoria last night:

Tokyo Declaration

"It is confirmed that: (a) Since Wednesday, seven awaiting trial prisoners being held at the Oudtshoorn Prison, and (b) since Sunday, November 10, two detainees being held at Pollsmoor Prison in terms of the emergency regulations, have been on a hunger strike.

"In line with policy which applies in this regard to prisoners in general, the seven prisoners and the two detainees are being treated strictly according to the internationally accepted guidelines concerning the handling of hunger strikers as contained in the Tokyo Declaration. Last night, family and friends of detainees being held under emergency regulation said that according to their information, 30 women and two men being held at Pollsmoor had started a hunger strike.

They resolved to go on a hunger strike for an indefinite period after the completion of their first 14 days in detention, the committee said at a press conference.

The detainees were demanding "the unconditional release of all state of emergency detainees; the release of Ms Shirley Gunn as well as others held under the various sections of the Internal Security Act in the Western Cape; and access in the interim period to lawyers for all detainees".

In a statement read out by the mother of detainee Mr Edwin Arrison, the committee said: "We have decided that in the light of the demands (of the detainees) we will express our solidarity with them as individuals and as members from various religious and community organizations by joining them in their hunger strike."

The Claremont United Democratic Front area committee said last night it "strongly supports the action and demands of the hunger strikers".

Solidarity fasts

At yesterday's press conference Mrs Heather Petersen, wife of detained Congregational Church minister the Rev Robin Petersen, said a number of people had already begun 24-hour solidarity fasts and at 6pm today another group would start fasting at the Buitenkant Methodist Church.

Other centres would at this stage be St Philip's Church in Wetton; St Luke's in Retreat and St Emmanuel in Wynberg.

Ms Josette Cole, who was released from detention on Friday, said that before she was released the detainees had decided they would not take any food but would drink water during the hunger strike.

- Longer detention possible, page 2
- 134 more detained, page 7

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Nine arrested in DV after police attacked

JOHANNESBURG — Police arrested nine men in Duncan Village yesterday after they had allegedly stoned police vehicles, according to the police public relations directorate.

Police reported isolated incidents of unrest in areas of the Eastern Cape, the Northern Transvaal, the Northern Free State and Soweto yesterday.

A policeman was slightly injured in Mamelodi near Pretoria where police said several incidents of petrol-bombing and stone-throwing had occurred. Police dispersed groups with tearsmoke and shotgun fire.

Two policemen were slightly injured when police dispersed a large crowd stoning buses and police vehicles after a funeral in Soweto on the Witwatersrand on Saturday.

Police said that a man who had allegedly shot and wounded a policeman near Worcester on Saturday night was killed when police retaliated.

A Sebokeng development board guard was seriously injured and robbed of his weapon and radio.

In Kwazakale, a man was wounded after a police guard fired on a group stoning the house he was guarding.

A train coach and ticket office were extensively damaged at Mbekweni Station, near Paarl, when they were petrol-bombed early on Saturday morning.

Eye-witnesses said a coach on the Wellington to Cape Town train was badly damaged when it caught fire.

However, a police spokesman in Pretoria said the coach which was damaged was on a branch line and was not in use at the time of the petrol bombing.

● A last-minute bid to have the Supreme Court set aside a magistrate's ban on a residents' meeting in Atlantis failed yesterday less than two hours before the meeting was to have started.

The Atlantis Residents' Association and its chairman, Mr Noel Williams, brought an urgent application against the Malmesbury district magistrate, Mr Willem de Klerk, to have the ban he issued on Friday set aside.

Mr De Klerk gave evidence that he had also banned a meeting last Sunday after a request by Detective Sergeant L. F. Coetzee of the Atlantis Police.

According to the sergeant's sworn statement, shop windows were broken and a vehicle and tyres burned in Atlantis on September 15, the

evening after a meeting of the Atlantis Residents' Association and the Atlantis Youth Congress.

It was possible the proposed meeting could lead to a renewed situation of unrest, Mr De Klerk said.

Detective Sergeant Coetzee went to see Mr De Klerk on Friday, November 8, with another application, in which he said he had gone on Monday to five classrooms where there had been arson attempts.

"It looked as if this was a revenge for the meeting that was banned," he said.

Mr Denzil Potgieter, for the association, said the agenda of the meeting related to community issues such as the proposed eviction of 1 000 Atlantis families, due on Thursday.

The executive of the residents' association would meet the Divisional Council on Wednesday, and the proposed meeting was the last chance for them to get a mandate, he said.

There had been no unrest at the previous six meetings, Mr Potgieter said.

Mr Justice Marais said the matter was urgent and a decision had to be made. He dismissed the application and said he would give his reasons later. — Sapa-DDC

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77 lawyers sign demand

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By BARRY STREEK
Political Staff

A GROUP of 77 Western Cape lawyers have demanded the lifting of the state of emergency, unconditional release of all detainees and the withdrawal of security forces from the townships.

In a statement, they declared their "abhorrence and condemnation of apartheid and economic exploitation; the laws which maintain this system; the declaration of the state of emergency; the despotic powers conferred upon the security forces and the indiscriminate arrest and detention of those opposed to the unjust system".

The "concerned lawyers of the Western Cape and the Boland" noted that "the system of apartheid and economic exploitation are the direct causes of the present state of unrest".

They noted that "the draconian powers assumed by the regime have been used to suppress the political, social and economic aspirations of the oppressed people" and that the regime had declared a state of emergency "in order to maintain the status quo".

'Abolition of the laws'

The statement also noted that "far-reaching and sweeping powers have been conferred by the security forces; the right of recourse to the courts has been excluded in certain instances and severely curtailed in other respects and the right of access by detainees to their families, legal representatives and the court has been denied".

The lawyers reaffirmed their commitment to strive for "the dismantling of the system of apartheid and the abolition of the laws which maintain such a system" and to strive for a "just society".

The statement was signed by E Moosa, M Salie, B Waglay, L M Padyachi, E Mahomed, M K Parker, M S Nacerodien, A K Carlem, Z Gordon, A Abererombie, P Sonn, D Mias, N Human, A Souday, K Amien, D I Adam, A R Wilkinson, R de Kock, A Mayet, G Kahn, A Adams, R Vassen, A Glam, M Moola, H B Joshua, D C M Gihwala, Mrs M Noor, D B Cavernelis, E W Domingo, G C Jansen, L N Padayachee, W Parker, Charles MacDonald, Ferial Allie, Taswell Papier, M A Fredericks, K B Gangen, R H Stuurman, A Pohplonker, R Dardarker, Enver Daniels, Sharma-Rita Chetty, E Palmer, E Meyer, C B Fortuin, C R Goff, P D Stuurman, D Fine, B Glassner, Zarina Joolay, Ashraf Mayat, G H Ebrahim, Henk Smith, W Kerfoot, Lee Bozalek, Matthew Walton, Ismail Janie, Wallace Mgoqi, E S Davids, Z Abdurahman, G H Ebrahim, A A Parker, P C Siddle, S J Sauls, R F Thomas, D Bray, N A Sanglay, R Parker, G Holmes, J Hoffman, S M Pollard, B Kessow, M L Graham, D S Appenah, J Fleisher and C Gausa.

Schools team with soldiers

By YAZEED FAKIER
Education Reporter

MITCHELLS PLAIN and some Cape Flats schools swarmed with soldiers yesterday following widespread disruptions of exams last week.

Internal examinations for pupils from Std 6 to 9 have been disrupted at virtually all schools since they started, while between 28 and 30 percent of matric pupils have been writing their exams under police guard at special centres.

At Westridge Senior Secondary School in Mitchells Plain, five teachers were detained after they picketed inside the school grounds with placards calling for the removal of soldiers who have been posted there since last week.

Armed soldiers in combat uniform and a riot policeman carrying a shotgun patrolled both inside and outside the school.

Police have confirmed the detention of three teachers under emergency regulations — Mr Gordon Edwards, Mr Josef Mohammed and Mr Shahied Hartley.

Two other teachers — Mr Rhaunda' Khaan and Miss Shereen Walters — were also detained but were later released.

Armed soldiers and police were also present at most Mitchells Plain high schools and at schools in Athlone, Manenberg and Hanover Park.

Question papers torn up

Disruption squads prevented pupils from sitting for their typing and needlework exam at Belhar Senior Secondary School No 1 when they smashed windows, threw stones and tore up question papers soon after a mass meeting about 8am.

The principal, Mr H Engel, dismissed pupils just before 9am after two of only four pupils remaining to write were hit by stones and were injured.

About 800 Spine Road Senior Secondary School pupils who "pretended" to write exams, tore up their papers as soon as soldiers left the grounds about 12.45pm.

Six Department of Education and Culture security guards were at Arcadia Senior Secondary in Bonteheuwel when pupils and teachers arrived.

Pupils' names and other details were taken but no examinations were written because of disruptions.

Pupils at Bonteheuwel Senior Secondary School were sent home at midday after they held a mass meeting in the morning.

At Hewat College in Athlone, less than 10 percent of students arrived for exams but were prevented from writing by other students. Lecturers stood at the entrance to examination halls and tried to stop non-writing students from entering.

● A police liaison officer for the Western Cape, Captain Jan Calitz, last night confirmed that there had been a strong security force presence at certain Peninsula schools yesterday.

There were sporadic incidents of stone-throwing and disruption of examinations, he said.

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Nkwinti won't negotiate with businessmen

CAL 1/11/83 (244) 329

Own Correspondent

PORT ELIZABETH. — A prominent Port Alfred community leader, Mr Gugile Nkwinti, who was released last week after two months in detention on an order of the Grahamstown Supreme Court, said at the weekend that he could not resume negotiations with white businessmen in the town while 10 other residents were still in jail.

"I owe it to those still in detention," he said. Mr Nkwinti was released from St Albans Prison in Port Elizabeth on Thursday night. The order for his release was taken to Port Elizabeth by his wife, Koleka, who had brought the court application.

Mr Nkwinti said he did not know why the 10 other Port Alfred residents were being held because they were not members of any political organization nor were they active in negotiations with the local Employers' Federation.

One of the ten, a middle-aged man arrested two days after the state of emergency was declared, is a member of the Nomzamo Parents and Guardians Association and chairman of the Mtyobo Higher Primary School committee, Mr Nkwinti said.

"This is a church-going, non-violent man with children to support. I cannot see the reason for his arrest."

Wife's visits the 'highlight'

Mr Nkwinti said he had not yet acquainted himself with the situation in Port Alfred. Once he had, he hoped to resume negotiations with business and local government leaders to improve the quality of life in his home town.

Mr Nkwinti described weekly visits by his wife as the highlight of his spell in detention. He said he had also spoken daily with Mr Mkhusele Jack, the consumer boycott organizer in Port Elizabeth, who is also in detention.

He added that morale among the other emergency detainees at St Albans was good. "Part of me is still there with them."

Mr Nkwinti, 35, has been applauded for his role as the accepted leader of Port Alfred's black community.

He sits on a recently-formed committee with white businessmen and town councillors and helped negotiate an end to a consumer boycott earlier this year.

Posters calling for a second boycott were distributed about the time Mr Nkwinti was detained. However, this boycott was never effective because it was steeped in confusion and Mr Nkwinti did not support it.

He is studying law at Rhodes University and finances his studies from the savings he made from 14 years of work as a mental nurse in Port Alfred.

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Detention of UWC student confirmed 529

Staff Reporter

POLICE have confirmed the detention of University of the Western Cape final-year B A student Mr Shamiel Jeppie.

Mr Jeppie, 21, was detained at his home in Ross Road, Wynberg, on October 31 but his detention was not confirmed in the weekly list of detainees issued by the police on November 1 or November 8.

Yesterday The Argus asked the police directorate of public relations in Pretoria by tel-

ex to confirm his detention. A telexed response said Mr Jeppie was being held in terms of emergency regulations.

The Argus first asked about his detention on October 31 in a telex to police headquarters in Pretoria.

Under the emergency regulations The Argus may not publish the name of any person believed detained until confirmed by the police directorate of public relations.

Papers before court allege assaults at Protea

Detainees' families seek interdict on SAP

(329) Stan 12/11/85

By Jo-Anne Collinge

Lawyers for ex-detainees and families of detainees have filed papers in the Rand Supreme Court for an interdict to restrain police at Soweto's Protea police station from assaulting those held under emergency regulations.

The urgent application, in which the first respondent is the Minister of Law and Order, seeks to protect detainees at Protea and Diepkloof Prison from assault by police at Protea.

Activists

In particular, protection is sought for three prominent political activists currently detained — Mr Amos Masondo, publicity secretary of the Soweto Civic Association, a regional leader of the United Democratic Front and organiser for the General and Allied Workers' Union; Mr Sidney Rapu Molekane, president of the Soweto Youth Congress; and Mr Kenneth Fihla, a leading figure in the Soweto branch of the Congress of South African Students until the banning of the organisation.

It is also requested that the police be restrained from assaulting several former detainees in the event of their re-detention.

These applicants have alleged assault in detention.

The applicants will also ask the court to order the Department of Health and Population Development and the Department of Justice to furnish full medical records and all information regarding their medical treatment.

The application is expected to be heard today.

17 detainees in E Cape freed

PORT ELIZABETH. — Consumer boycott organizer Mr Mkhuseleli Jack and 16 others being held in terms of the emergency regulations were released yesterday.

The divisional commissioner of police in the Eastern Cape, Brigadier Ernest Schnetler, yesterday announced the release of Mr Jack and the 16 others.

He also arranged for a bus to be sent to St Albans Prison to transport the people back to their homes in the townships.

He said the Chamber of Commerce last week made certain requests, and he had been able to tell them he had already approached the Minister of Law and Order on these requests.

The warrants ordering the release of the 17 had to be signed by Mr Louis Le Grange, who dated their release as from yesterday.

Last week it was announced that the boycott of shops in Port Elizabeth would be lifted for a period of two weeks from November 15.

Demands

Several demands had been made for the suspension of the boycott, including the release of Mr Jack and several others.

Those released yesterday were Mr Henry Fazzie, vice-president of the United Democratic Front in the eastern Cape; Mrs Ivy Gcina, president of the Port Elizabeth Women's Or-

ganization; Mr Jackson Mdongwe; Mr Tango Lamani, executive member of the UDF; Mr Mzimase Mangcotywa; Mr Bonakele A Rala; three executive members of the Port Elizabeth Youth Congress — Mr Mpumi M Odolo, Mr Michael Xhego and Mr Zola Matsi; Mr Sipho Silas Mnyimba; Mr George Nyengane; Mr Michael Zitho; Mr Ernest Malgas, an executive member of the Port Elizabeth Black Civic Organization (Pebco); Mr Michael Nzotoyi, acting secretary of Pebco; Mr Clifford Ntanga, and Mr Temba Duze, executive member of the Motor Assemblers and Components Workers Union (Macwusa).

Neer

Although the name of Mr Dennis Neer, general secretary of Macwusa, was included on the police list of those released given out for publication yesterday, Mr Neer was not released.

According to police, Mr Neer's name was accidentally included on the list and no application was made to Pretoria for his release.

The name of Mr Herick Luiters had also been accidentally included on the list, it was learnt.

● At least 12 emergency detainees were reported to have been freed in the Peninsula yesterday, and one new detention was confirmed.

But the names of 54 other people who are be-

lieved to have been detained have not been confirmed by the police.

Researcher

In regard to the reported detention of a University of Cape Town researcher and seven other people in Mitchells Plain, police headquarters in Pretoria said they "cannot confirm" the names of the people submitted to them in terms of either the emergency regulations or security legislation.

The one detention confirmed yesterday was that of Mr Mahommed Nazim Lee, who was arrested in Arcadia Heights on Friday.

Those reported to have been released from detention were Mr Darian Retief, Mr Cliff Joseph, Mr Ronald Kuppers, Mr Graham Vencencle, Mr Christian Cupido, Mr Raymond Louw, Ms Angela Sass, Mr Cyril Newhaus, Mr Deon Joseph Anthony Alexander, Mr John Titius and Mr Ronald Middleway.

Bellville

Five other emergency detainees were reported to have been released in Bellville on Sunday but were rearrested yesterday morning. However, the police have not confirmed the rearrests or whether the five are still being held under the emergency regulations. — Sapa, Own Correspondent and Political Staff

(329)
CAPE Times
12/11/85

Support for City hunger strikers

Staff Reporter

DETENTION without trial was an "evil" and it was unbelievable that such actions could be countenanced in a Christian state, the Rev Alan Brews told a prayer service for detainees at the Buitenkant Street Methodist Church last night.

About 120 people attended the service at which a number of former detainees and relatives of detainees spoke on the effects of detention on family and friends.

The service was told that the detainees at Pollsmoor Prison would fast for seven days and those at Victor Verster for three days if certain demands were not met.

Demands

The five basic demands are: The lifting of the state of emergency; the release of all detainees; the right of visits by parents, relatives, friends and attorneys; that relatives should be allowed to bring food, clothing and books; and for newspapers to be provided daily.

Failure of the authorities to comply with these demands would result in the commencement of hunger strikes tomorrow. The Victor Verster detainees would consider their options when their three-day fast ended on Friday.

It was also announced that members of the congregation and the general public could participate in activities in support of the hunger strikes.

Yesterday the executive of the University of Cape Town Students' Representative Council adopted a resolution of support for the hunger strikers' demands.

It said it believed that a hunger strike was "one of the last forms of peaceful protest that people in South Africa can engage in".

● A Prisons Department spokesman last night said that the two Pollsmoor detainees and the seven Oudtshoorn prisoners on hunger strike would not be force-fed and would be treated according to the Tokyo Declaration.

Consumer boycott leaders released

Dispatch Correspondent

PORT ELIZABETH — The black consumer boycotts in two East Cape centres were marked yesterday by developments which could have a significant bearing on their future.

12/11/85

released from detention following recommendations made to the Minister of Law and Order, Mr Louis le Grange, by the Divisional Commissioner of Police in the Eastern Cape, Brigadier Ernest Schnetler.

The day after Brig Schnetler made these recommendations to Mr Le Grange, he had discussions with the Port Elizabeth Chamber of Commerce. The chamber had made certain requests to Brig Schnetler.

The four-month-old consumer boycott, which has crippled a number of white businesses and seen township trade boom, will be suspended for two weeks from Friday.

The organisations are demanding that the state of emergency be lifted, troops be withdrawn from the townships, meetings be unbanned, the Goniwe murderers be brought to justice and missing Port Elizabeth civic leaders be produced.

Mr Jack said the committee members were "impressed" with the support the community had shown during their detention and felt that they had "driven the point home to white businessmen."

White businessmen, he believed, had also come to understand the "frustrations" of detention without trial — "a system which has gone unchecked for a long time."

Mr Fazzie said the leaders would take stock of what had transpired in the townships during their absence before deciding on a course of action.

The "official" suspension of the boycott in Grahamstown follows its unofficial calling off about two weeks ago.

Mr Billy Ndwebisa, of the Grahamstown Burial Action Committee, said the two-month boycott had been suspended after a meeting with township residents at the weekend. He said the residents felt it should be suspended for financial reasons as prices at township stores were much higher than those in town.

The confusion which arose after the distribution of pamphlets at the beginning of November also contributed to the suspension of the boycott, Mr Ndwebisa said. It was not known who had issued the pamphlets, he added.

The GBAC is to continue negotiations with the local Chamber of Commerce with regard to four main demands: the lifting of the state of emergency, the release of detainees, the rescinding of the ban on public meetings and assurances that leaders in detention can return without fear of harassment or arrest.

With regard to the recent survey carried out by a township resident which found that 95 per cent of blacks in Grahamstown were in favour of a suspension of the boycott, Mr Ndwebisa said he could not comment as he was not aware of how the survey was conducted.

He conceded that "some" residents felt they could not cope with a boycott for any length of time because of the financial considerations.

In Port Elizabeth, boycott organisers who were among 17 people released from detention yesterday said a major statement giving a direction on the boycott would be given today.

In Grahamstown, it was announced the boycott is to be "officially" suspended tomorrow.

A spokesman for the Port Elizabeth Consumer Boycott Committee, Mr Mkhuseli Jack, said after his release from detention yesterday that the committee would consult with the interim leadership which monitored the boycott during their three-month absence.

"We will be briefed about developments and the whole question of the suspension will be discussed," he said.

Meetings would then be held with the chamber of commerce and an approach might be made to the police about security force presence in the townships, he said.

Mr Jack, Mr Henry Fazzie, vice-president of the United Democratic Front in the Eastern Cape, and 15 other leaders of several UDF-affiliated organisations in Port Elizabeth were

Bid to protect detainees

JOHANNESBURG — Lawyers for detainees and their families have filed papers in the Rand Supreme Court in an urgent effort to secure an interdict to restrain police from assaulting those held under emergency regulations.

The application, in which the first respondent is the Minister of Law and Order, seeks to protect detainees held at both Protea and Diepkloof Prison from assault by police stationed at Protea.

In particular, protection is sought for three detained activists — Mr Amos Masondo, publicity secretary of the Soweto Civic Association, a regional leader of the UDF and organiser for the General and Allied Workers' Union; Mr Sid-

ney Rapu Molekane, president of the Soweto Youth Congress; and Mr Kenneth Fihla, a leading figure in the Soweto branch of the now banned Congress of South African Students.

Further relief requested is that police be restrained from assaulting several former detainees in the event of their re-detention. These applicants have alleged they were assaulted when detained.

The applicants will ask the court to order the Department of Health and Population Development and the Department of Justice (which administers prisons) to furnish full medical records and all information regarding their medical treatment. — Sapa

DISPATCH

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12/1/76

Jack backs suspension

By JIMMY MATYU

E. Post

12/11/85

THE Consumer Boycott Committee in Port Elizabeth, whose members were released from detention yesterday, today came out in full support of the suspension of the black consumer boycott for a period of two weeks, starting on Friday.

This was announced after the committee was briefed by people who had been supervising and monitoring the boycott during the leaders' absence.

The committee's spokesman, Mr. Mkhutshini, said the effectiveness of the four-month boycott "showed that the people are very impatient with the small-like pace at which the Government is attending to their grievances".

"This is a loud and clear warning the Government cannot afford to ignore if stability, normality and peace is to be restored in the country."

Mr. Jack said the committee fully endorsed the decision "taken in our absence" to suspend the boycott for two weeks.

He added that the committee was prepared to negotiate with anyone who was prepared to deliver the goods or contribute meaningfully to discussions seeking a solution to all the problems.

Mr. Jack said they still saw the state of emergency and the presence of security forces in the townships as "causes of hardship, lots of damage and abnormality".

He called on the Government to address itself to the following grievances:

- The establishment of democratic constitutions for students' representative councils so that pupils could return to school next year.
- The dismantling of local black authorities.
- The withdrawal of the SADF from the townships.

- The lifting of the state of emergency.
- "We don't say these are pre-conditions to any negotiations, but want the Government to address itself to them, especially during the two weeks suspension of the boycott."

Mr. Jack said the committee felt that if these grievances were attended to now they would create a conducive atmosphere for meaningful negotiations.

Mr. Jack also expressed appreciation to the acting boycott leaders for the way they had handled the issue while members of the boycott committee were in detention.

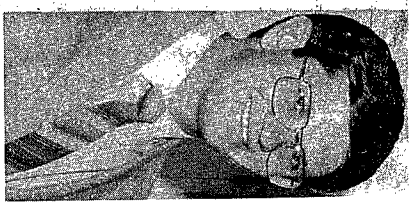
The director of the PE Chamber of Commerce, Mr. Tony Gilson, has undertaken to organise a meeting with Mr. Jack as soon as possible.

Mr. Gilson, who was not available for comment today, told the Evening Post yesterday that the suspension of the boycott,

coupled with the release of community leaders, "can only help negotiations".

The police liaison officer for the Eastern Cape, Lieutenant-Colonel Gerrie van Rooyen, confirmed today that 17 and not 19 people had been released yesterday after being held in terms of the emergency regulations.

The general-secretary of the Motor Assemblers and Component Workers Union of South Africa, Mr. Dennis Selloho Neer, and Mr. Herrik Linters had not been freed. Their names had been accidentally left on a list of the detainees released.



Mr TONY GILSON
... plans meeting

No more info on hunger strikers in jail

FASTS in solidarity with detainees started in the City last night as the Prisons Department decided not to release any more information about the hunger strikers in jail "at this stage".

A department spokesman, Lieutenant-Colonel D J Immelman, said from Pretoria last night that the release of "any further detailed information" was not regarded as being in the interests of "administration, discipline and good order" in prisons.

Colonel Immelman was replying to questions on the number of prisoners involved in a one-week hunger strike at Pollsmoor Prison, and on reports that awaiting-trial prisoners at Oudsthoorn had been admitted to hospital after beginning a hunger strike last Wednesday.

The prisons service has put the number of Pollsmoor strikers at two, but relatives of detainees held there in terms of the emergency regulations say the number may be as high as 30.

Colonel Immelman said: "The subsequent comments do not refer to circumstances pertaining to any individual."

"From time to time prisoners and/or detainees refuse to eat food served to them in accordance with the prescribed ration."

"The policy with regard to prisoners who refuse to eat is strictly applied and is based on the internationally-accepted guidelines as contained in the Tokyo Declaration."

Refused rations

"As has been confirmed previously, there are detainees and prisoners awaiting trial

at a few prisons who have refused prison rations for one or more meals.

"Besides the fact that each prisoner and detainee is served with the prescribed meals daily, they are permitted to buy additional food-stuffs at the prison shop according to their needs."

Meanwhile, University of the Western Cape lecturer and chairman of the Civil Rights League, Mr Keith Gottschalk, has joined the hunger strike being held in the Buitenkant Street Methodist Church in solidarity with hunger-striking detainees.

Four others have joined Mr Gottschalk, who was released from detention last Thursday, in the hunger strike at the church.

Support

Mr Gottschalk said he was fasting "to support the detainees who are fasting for the release of all detainees".

A 24-hour relay fast is being held at the church for the duration of the detainees' hunger strike and members of the congregation and the general public have been invited to visit those participating.

The fasting periods begin and end daily at 6pm. The public has also been invited to participate in dawn-to-dusk fasts in their homes or at work.

At 7.30pm today a service for the hunger-striking detainees will be held in the church. Similar "state of emergency" services are to be held every Wednesday at the church until the emergency is lifted. — Sapa and Staff Reporter

**Detainees
Released**
CANC 3/18/14 374

leased on Monday after an urgent application seeking their release was brought before the Supreme Court here.

The seven, all middle-aged, are Mr. drift residents, are Mr. Vuyani Ngcuka, his wife, Mrs. Tamara Ngcuka, Miss Nomvuyo Shofie, Mr. Mattheamba Balfour, Mr. Raymond Twaku, Miss Ruqelwa Tunyifwa and Mr. Zanololo Sor-

Mr Ngcuka said four
went on a hunger strike
last week in protest
against their continued
detention without trial.

Too late for classification

FOUND. 5-21-68

KEYS: Car and door keys on a still-in with two brass tags — Ronald Asaeson and Captains Office, 55 Titanic Phone Mr T. Anderson at 64-2834

Pupil escapes 'necklace'

Crime reporter
A GUGLIELMO mantic
escaped, a true
death by seconds.
Monday after fellow
abducted, him
from his home, and
a petrol-filled
his neck.

Swed, police saser
The enraged crowd
failed to catch the pupil,
who cannot be identified
for his own safety.
The pupil was abducted
from his Guglielmo
about 100m and tak-
en to the nearby I D

One of the abductors was about to toss a lit cigarette match on the 22-year-old Fezeela High School pupil when he lashed out, landing a painful kick on his would-be executioner, and sprined

Three youths were arrested on the spot. The Guuguu High School grounds where the incident took place.

The shocked pupil ran to the Guuguu police station where he was further questioned at length. Three youths were arrested on the spot.

Candlelight protest tonight

Candlelight protest tonight

LAST WEEKS Athlone candlelight protest against the state of emergency will tonight be extended to include residents of Rylands, Bellhorn, Penryn Estate and Kewtown.

A spokesman for the Athlone People's Action Committee has called on residents to switch on their lights between 8 and 9pm and stand with lighted candles in their gardens.

The holding of candles symbolized, among other things, demands for the unconditional postponement of examinations and the withdrawal of the army and police from townships and suburbs. Captain Jan Cairitz, a police liaison officer for the Western Cape, declined to comment on the protest.

PHP rally

out severe sentences on innocent people with different political convictions.

Political Staff
A RALLY, labelled "The people of Cape Town will speak", is to be held tomorrow night under the auspices of the Pro-

Dr Alex Boraine, and a recently-released detainee the Rev Lionel Louw, chairman of the Western Province Council of Churches, will address the meeting.

Dr Bohaine said yesterday: "We are in contact with a number of organizations and have invited them to attend the meeting."

He said the meeting would focus on the emergency and the general gagging of South Africa through detentions and restrictions on the media.

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Mdleleni in detention says wife

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DISPATCH
12/11/85

Dispatch Reporter
KING WILLIAM'S
TOWN — The Director-
General for Health, Mr
H. M. Mdleleni, has been
detained by the Ciskei
police, his wife, Mrs
Phumla Mdleleni, said
yesterday.

under police escort.
She said that the
police searched their
house and removed a
tape deck and cassettes.
They also searched his
bottle store but did not
remove anything.

Mr Mdleleni's attor-
ney, Mr John Smith, said
yesterday that the police
liaison officer, Lieute-
nant Mavuso Ngwendu,
had confirmed that Mr
Mdleleni was in deten-
tion under Section 26 of
the National Security
Act.

Mr Mdleleni was sus-
pended last month after
the tabling of the in-
terim report of the com-
mission of inquiry into
allegations of malprac-
tice by the former Minis-
ter of Health, Dr Hennie
Beukes.

Mrs Mdleleni said that
her husband had been
telephoned in Alice and
told the police wanted to
see him at Bisho on Mon-
day. He drove to Bisho
and returned to Alice

The commission made
findings of corruption
and bribery against Mr
Mdleleni. The report of
the commission was sent
to the Attorney-General.

Lieut Ngwendu was
not available yesterday
for comment on Mr
Mdleleni.

APR 45 1945

Stringent curbs on freed white detainees

Argus Correspondent

JOHANNESBURG. — The only white emergency detainees still held in Johannesburg were released from Diepkloof Prison last night subject to stringent restrictions.

They are Mr Simon Ratcliffe, Mr Neal Coleman, Mr Auret van Heerden and Mr Morris Smithers, who have all been involved in community research and information services.

An urgent application for the release of Mr van Heerden and Dr R.A.M. Salojee (who was also freed yesterday) was to have been brought in the Rand Supreme Court tomorrow.

Mr Ratcliffe, Mr van Heerden, Mr Coleman and Mr Smithers were detained on July 21.

They are confined to the magisterial district of Johannesburg for the duration of the emergency.

They are prohibited from taking part in the affairs of trade unions and various organisations, including the Johannesburg Democratic Action Committee, Media and Research Services, South African Students' Press Union, Community Research and Information Service and any youth organisations.

They may not write for or prepare any publication or enter any school, and must stay away from meetings where State policy is criticised or black local authority affairs discussed.

18/11/76
**Unionist
held for
questioning**

— Staff Reporter

A CAPE TOWN trade unionist, Ms Di Cooper, was taken from her Athlone office by four policemen today.

Ms Cooper, assistant branch secretary of the General Workers' Union, was told by police she was not being detained under emergency regulations but was being taken to the Athlone police station for questioning.

Last week, four security force members wearing brown uniforms and green berets went to her Woodstock home, asking for her. Her housemate said the soldiers had asked for a photograph of her, as well as for her work address.

LAWYER

Ms Cooper's lawyer, who was present when the police arrived at the GWU office today, was also told that she was not being detained under emergency regulations.

"She is involved in delicate and important wage negotiations in the Western Cape," said Mr David Lewis, national organiser of the GWU.

The police have been asked for comment.

Court told of electric shocks, beatings

Ex-detainees claim torture by the police

329 s tan
13/11/85

By Jo-Anne Collinge

Claims of electric-shock torture, suffocation by "hooding", beating, death threats and forced exercise have been made by 14 former detainees who were allegedly interrogated at Protea police headquarters in Soweto.

The claims were in papers put before Mr Justice G Coetzee in the Rand Supreme Court yesterday in an urgent application to restrain the police at Protea from assaulting detainees held under emergency regulations at the police station there and at Diepkloof Prison in Johannesburg.

The applicants are seven former detainees, the mothers of three men still in detention and Soweto-Anglican priest the Rev David Nkwe.

Interdict is opposed

The respondents include the Ministers of Law and Order, Justice, and Health and Population Development, as well as senior police officers at Protea.

The Ministers of Law and Order and Health as well as the police officers have opposed the application. Their counsel, Mr R Kruger, SC, told the court the granting of any interdict restraining the police would undermine discipline.

The Minister of Justice is being represented by separate counsel, Mr J Conradie.

The hearing has been postponed to tomorrow, when the judge will rule on whether the application warrants an urgent hearing.

In papers, the respondents have rejected claims of assault or abuse of detainees at Protea. Major Lodewyk de Jager said officers were warned at least weekly against the use of violence in any circumstances.

He said he moved constantly between interrogation rooms and at no time had he seen anyone assaulted.

The applicants have filed affidavits by six medical practitioners backing the claims of some former detainees.

The police have filed official medical records for certain detainees, in some of which reports of denial of assault or absence of signs of assault are noted.

Several former detainees allege they know that three Soweto leaders still in detention have also been subjected to assault. They are:

- Mr Rapu Molekane, president of the Soweto Youth Congress. Several detainees said they had seen him showing obvious signs of assault.
- Mr Kenny Fihla, a prominent member of the Congress of South African Students until the organisation's banning.
- Mr Amos Masondo, publicity secretary of the Soweto Civic Association and organiser for the General and Allied Workers' Union.

The affidavits say in most cases the detainee was subjected to a combination of assaults. Shocks were said to have been applied to

six of the 14, in one case to the person's penis.

One of three women to submit evidence, Ms Doris Ndoki Masenya, said she had been injected with an unknown substance during interrogation.

She testified that she was held at Diepkloof Prison and taken to Protea several times for interrogation, during which she was beaten.

On one occasion after "hooding", she "felt something being injected into my vein in my right elbow".

"Within a very short time I felt dizzy and weak and could not talk freely anymore.

"I recall hearing noises which sounded to me as if buttons, rather like those on a telephone or calculator, were being

RA "There was then a strange soft sound and I felt an electric shock run through my whole body from the feet upwards. This was extremely painful and I screamed."

Thrombosis

Ms Patience Murabhe was released on September 3 after two weeks' detention at Diepkloof with a thrombosis in the vein of her left leg.

She spent the next three weeks in Baragwanath Hospital.

She said she was forced to exercise carrying heavy books while being interrogated at Protea. She also said she was shocked five or six times.

Mr Ernest Voice Mabe said electric shocks were administered by attaching clips to the fingers and/or to the leg just above the heel.

Mr Clive Radebe said the bag with which he was "hooded" had smelt of teargas.

His affidavit speaks of repeated beatings with fists and sjamboks.

Mr Soviet Mazibuko said his head was ducked into a bucket of water into which teargas had been pumped.

He said electric shocks were administered to his wrists after he was ordered to strip.

The applicants have asked the court to order that all their medical records kept by the State be released.

White ³²⁹ ^{stan} detainees ^{3/11/85} released

The only white emergency detainees still held in Johannesburg were released from Diepkloof Prison last night subject to stringent restrictions.

They are Mr Simon Ratcliffe, Mr Neil Coleman, Mr Aret van Heerden and Mr Morris Smithers, who have all been involved in community research and information services.

An urgent application for the release of Mr van Heerden and Dr R A M Salojee (who was also freed yesterday) was to have been brought in the Rand Supreme Court tomorrow.

Mr Ratcliffe, Mr van Heerden, Mr Coleman and Mr Smithers were detained within 24 hours of the declaration of the state of emergency on July 21.

The restrictions imposed on them now are likely to curtail both their work and voluntary activities.

● See Page 4.

Detention of UDF's TVI president ends

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S
13/11/85

The Transvaal president of the United Democratic Front, Dr. Rashid Saloojee (52), was released last night after nearly four months in detention and served with restriction orders which will be in force while the state of emergency lasts.

Dr. Saloojee, who is also acting president of the Transvaal Indian Congress and vice-president of the Islamic Council of South Africa, was being treated under guard in the psychiatric wing of the Johannesburg Hospital for the past month.

He was transferred back to Dischloof Prison the day before his release.

In terms of a schedule signed by the Minister of Law and Order, Mr. Louis le Grange, Dr. Saloojee may not leave the magisterial district of Johannesburg without the permission of the Minister.

He may also not, without Ministerial permission, take

part "in any manner whatsoever" in the activities or affairs of the UDF, the TIC, any trade union, youth organisation, or any organisation related to the black community in the magisterial district of Johannesburg.

Dr. Saloojee may not enter the premises of any school or other educational institution, or prepare, compile, publish or disseminate any publication as

defined in the Internal Security Act of 1962.

The schedule further prohibits him from participating or assisting in the preparation, compilation, publication or dissemination of any publication as defined in the Act, nor may he contribute, prepare or compile any material for publication in any defined publication.

He may also not attend any

gathering at which any form of state or any principle or policy of, or action or contemplated action by, the Government is attacked, criticised or discussed, or at which any local authority as defined in section 1 of the Black Local Authorities Act of 1962 is attacked, criticised or discussed.

He may also not attend any gathering of pupils or students.

Ministerial permission has to be sought to override any of the conditions in the schedule.

Dr. Saloojee was detained the day after the declaration of the state of emergency, on July 21. He was previously detained for four months, from August 1984, but no charges were laid against him.

At a Press conference last month, Dr. Saloojee's wife Sara said she would seek a court interdict if he was not released from detention on his discharge from hospital. — Sapa.

Soweto mother fears for her son's safety

By Jo-Anne Collinge

Widowed Soweto mother Mrs Agnes Fihla is one of the applicants in the action to restrain police in Soweto from assaulting emergency detainees.

Her 20-year-old daughter, Bessie, was released from detention a while ago and alleges in papers before court that she was tortured.

Mrs Fihla's 18-year-old son, Kenneth is still detained and several of those who shared the places of detention have handed affidavits to the court saying Kenny had spoken of torture and shown signs of injury.

The police have denied that either of the Fihla children was assaulted although their interrogation is acknowledged in the police's answer to the claims. Medical records for Kenneth

Fihla, kept by the medical attendant at Diepkloof Prison note: "No injuries, no assault."

But former detainee Neal Thobane asserts he shared a cell with Kenneth Fihla at Diepkloof and that Kenneth was taken away to Protea for interrogation, after which he reported electric shock torture.

And former detainee Soviet Mazhuko, also a Diepkloof cell mate, testifies he saw Kenneth Fihla with a severely swollen neck and impaired vision after a Protea interrogation session.

Bessie Fihla has alleged she was made to do strenuous exercise during interrogation in August and that during her second session she was subjected to electric shocks. "Because I feared that I was about to be tortured

I fell to the ground, making as if I had fainted."

"One of the policemen then bent over me and felt my pulse. He also opened my eyes with his fingers and said to the other policeman my pupils were normal."

"While I was lying on the ground metal clips were placed on each of my big toes. I felt an electric shock run through my body from my feet upwards. Immediately thereafter they moved the clips to my thumbs and I experienced a similar electric shock from my hands upwards. I remained rigid on this occasion and tried not to respond at all."

Miss Fihla said water was poured on her till she gagged and coughed. Police have denied the electric shocks

and exercise, but they refer in their papers to Miss Fihla fainting and her using water to bring her round.

Mrs Fihla has testified that her daughter is no longer living at home because of the fear of re-detention. The mother says two white security policemen told her they were looking for her daughter once again and Bessie would be better advised to leave the country and go to Botswana.

"I have a real fear that my son will continue to be assaulted and tortured while he is in detention. I submit that this is a matter of urgency as every day that passes holds the possibility of serious physical assault on him," Mrs Fihla's affidavit concludes.

"I am suffering great stress as a result of the reports I have received about my son."

Obaahnesburg, Kempston Park, Boksburg, Brakpan, The Cape, Vanderbijlpark, Vereeniging, Ouderburg, Virginia, Kimberley, n, Highveld Ridge, and Welkom, n and Witbank



Mrs Agnes Fihla, distressed about reports that her son was tortured while in detention.

AIN AREAS.

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and Oudtsboorn and the Harrismith, Ladysmith, Burg and Rustenburg

Dispatch Reporter

DEPATCH 12/11/85

KING WILLIAM'S TOWN—Six Middledrift teachers and a messenger of the court who have been detained under section 26 of the National Security Act since October 28 were released on Monday.

They are Mr Mathemba Balfour, Mrs Tamara Ngcuka, Mr Ray Twaku, Mr Zanoxolo Sonjica, Miss Bulelwa Tunyiswa, Miss Nomvuyo Stofile, all teachers and Mr Vuyani Ngcuka, a messenger of the court.

Their release was confirmed by Mr Vuyani Ngcuka and their attor-

Teachers, court employee released

ney, Mr Dumisani Tabata.

Mr Tabata said they were released on the same day their attorneys had served papers on the registrar of the Supreme Court applying for the detention of their clients to be declared unlawful.

49 released, 2 more held

Political Staff

AT LEAST 49 emergency detainees in the Western Cape, including a school principal and a teacher, were released yesterday and a further two detainees were confirmed.

The two detainees are Anisa Hartley, 17, of Retreat, a pupil at Crestway School, and Shamiel Jeppie, 21, a University of the Western Cape student.

A further ten detainees were reported yesterday but the names of the people have not been confirmed.

Those reported to have been released are: Graham Praay
Anthony Alexander
Gavin Baines
Mohamed Eli
Frank Julie

Richard Martin
Dexter Mauritz
Abraham Leonnert
Philip Tobias (principal of Crestway School)
Farouk Abrahams
Elize Theunissen (teacher at Crestway)
Michael Cheemee
Thomas Esau
Adam Ebrahim
Neil Peterson
Gail Williams
Douglas Ashley du Plooy (UCT researcher)
Raymond Thomas
Alastair Christian
Shahied Jacobs
Sophia Isic
Ivian Jooste
Terence Samuels
Leon Vreugde
Michael Rajap
Erick de Klerk
Samuel Boesak
Vanessa Brown
Eugene la Fleur
Julian Sauls
Trevor Medler
Jorabiem Sedan

Hantwig Parrong
Edwen Booyson
Owen Stone
James Jacobs
Andre Andrews
Ronald Kroeger
Andrew Linke
John Hendriks
Trevor Johnson
Niclaas Abrahams
Abel Peterson
Granville Johnson

Five other people were reported to have been released from detention, though their names have not been officially confirmed by the police. They are: Ahmed Kholia, Rabaney Jayazeed, Charles Mitchell, Johnathan Oersens and Norman Fairburn.

It also understood that four of the released detainees have been charged with public violence.

'People's courts', UDF acts

Own Correspondent

PORT ELIZABETH. — People involved with the kangaroo courts in townships here and claiming to be linked to the United Democratic Front "would be dealt with", Mr Henry Fazzie, UDF regional vice-president, said yesterday.

Mr Fazzie, who was released from detention this week, made an earnest appeal for the community to fight "tooth and nail" against the people running the courts in a bid to return the situation in the townships to normality.

"We have taken a decision at our meeting that a committee be established to investigate those involved in the so-called peoples' courts under the guise of the peoples' organizations," he said. These people would be "swept out of the way", he added.

He also stressed that UDF affiliates would also trace those people claiming allegiance to the UDF who were stirring up fighting with the Azanian Peoples' Organization.

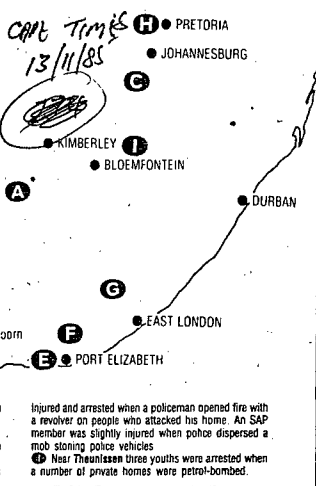
Mr Fazzie condemned police statements linking the UDF with the kangaroo courts.

He said he was aware that many people used the UDF as a shield when carrying out their criminal acts and presiding at trials to mete out severe sentences on innocent people with different political convictions.

UNREST: POLICE REPORT

PRETORIA. — The following situation report was received from the SAP Public Relations Division for the period ending 7pm yesterday.

- Near Uptington a woman was killed when police fired on people who attacked their vehicles. In another incident, eight men were arrested after a group who stoned SAP vehicles, were dispersed by police with shotgun fire. A private vehicle was stopped and an attempt made to steal petrol from the car. Police dispersed the group, wounding two women and a man who are under guard in hospital.
- Reports from the Cape Town area.
- At Blau's River five youths were arrested when they tried to set a school alight.
- At Khayelitsha a man was arrested after a private vehicle was petrol-bombed and extensively damaged.
- At Langa two private vehicles were petrol-bombed and extensively damaged.
- At Old Crossroads the driver of a delivery vehicle was slightly injured when his vehicle was stoned by a mob.
- At Sabokeng a home was damaged by fire.
- At Langa and KwaNobuhle three private vehicles were gutted.
- At Balvendale police arrested eight men after an attempt to disrupt pupils writing exams.
- At Dusselpatch a truck was gutted.
- At Muntlali, near Glentworth, a delivery vehicle was damaged by stone-throwing.
- At Mamelodi a woman was killed and a man was injured and arrested when a policeman opened fire with a revolver on people who attacked his home. An SAP member was slightly injured when police dispersed a mob stoning police vehicles.
- Near Theunissen three youths were arrested when a number of private homes were petrol-bombed.



Pupil escapes 'necklace'

CAPE TOWN. — A pupil at Crestway School, Retreat, escaped a 'necklace' after being released from detention.

The pupil, Anisa Hartley, 17, was released yesterday after being held for several days.

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UDF slams restrictions on released detainees

By Jo-Anne Collinge

It is completely unacceptable that political leaders should be released from detention subject to stringent restrictions which prevented them from carrying out their public responsibilities. United Democratic Front (UDF) acting publicity secretary, Mr Murphy Morobe, said today.

"We see the initial detention of these people as well as their restriction as aimed at unpeeling and eradicating democratic

organisations," he added.

Mr Morobe was reacting to the conditional release of UDF Transvaal vice-president Dr Ram Saloojee and at least four other emergency detainees, who are now subject to stringent restrictions which prevent their participation in political and community organisations.

Mr Morobe said the UDF's pleasure at Dr Saloojee's release "is completely overshadowed by the fact that hundreds of other anti-apartheid activists remain

incarcerated because of their contribution to the creation of a democratic South Africa".

Dr Max Coleman and his wife, Audrey, whose son Neil is one of those conditionally released this week, said: "Are we supposed to feel grateful for the release of our son from detention? Our predominant feeling is one of anger that he should have been deprived of his liberty for nearly four months and that his liberty continues to be severely restricted by a banning order."

The Colemans said they were mindful of thousands of others who have been detained — "victims of the Government's device of using the state of emergency to stifle all opposition to the structures of apartheid".

They said: "We call on the Government to demonstrate whatever commitment to peace it might have by ceasing to hound its political opponents and releasing forthwith all detainees languishing in cells throughout the country."

Union condemns organiser's detention MPC claims 40 children detained

CAPE TOWN — The General Workers' Union yesterday condemned the detention of one of their organisers, Miss Di Cooper, and said her detention could have potentially dire consequences for crucial wage negotiations presently underway.

Miss Cooper was taken from the union's Athlone offices at 9.15 am yesterday by four policemen dressed in riot police uniform. The policemen said they wanted her for questioning at the Athlone Police Station. — Sapa.

CAPE TOWN — Forty children from Worcester's Zwelethemba township were allegedly detained yesterday by police in terms of emergency regulations, according to the Progressive Federal Party (PFP) for Gardens, Mrs Di Bishop.

She said she had been in Zwelethemba and was told by residents that police came to the home of the Van Staden family — where a vigil was being held for a family member shot dead by police — and detained the children. — Sapa.

Chaos after rampage by nurses

700 held in strike at Bara

Staff Reporters

More than 700 daily-paid workers were arrested at Baragwanath Hospital in Soweto today after striking for better wages.

A police spokesman said people gathered on the hospital premises about 9 am. A total of 144 men and 574 women were arrested and taken to the Orlando Police Station, where charges against them are being processed.

A doctor who called *The Star* said the situation at the hospital was "chaotic" and all surgery except emergencies had been cancelled.

By refusing to work, domestic workers and student nurses had brought large parts of the hospital to a standstill, he said. Doctors were even doing the work of porters.

Sapa reports the Police Divisional Commissioner for Soweto, Brigadier Jan-Coetzee as saying that cooks, cleaners and other labourers offered themselves for arrest this morning after a strike for better pay and conditions of service.

They were arrested on a main charge of attending an illegal gathering, alternatively staging an illegal strike. They will probably appear in court on Monday pending a decision by the Senior State Prosecutor.

Today's arrests follow incidents last night when student nurses who demonstrated against an 8 pm curfew were baton-charged by hospital security guards as they marched on the administration block.

Some nurses were injured.

Guards at the gate to the nurses'

home fled as nurses destroyed one of their posts and stormed through.

A spokesman for the Hospital Workers' Association (HWA) said the guards had been issued with firearms.

Today some of the student nurses — 1 000 live in the nurses' home — who had refused to take up duties or report for lectures, sang freedom songs and chanted slogans.

Outside the hospital, two army trucks stopped under a pedestrian bridge and dispersed a crowd which had gathered on the bridge.

A team of newsmen from *The Star* was barred from entering the hospital by an officer commanding the police unit there.

The officer said: "This is an unrest situation. You are not allowed to be here."

Student nurses last week presented the hospital authorities with grievances about the 8 pm curfew, the quality of their food, and alleged victimisation of those who speak out.

This morning they added a rider that they refused to "act as scabs" and do the work of the striking cleaners and kitchen staff.

The HWA spokesman said the student nurses were told last night that the authorities would not accede to their requests.

He said the hospital cleaners, messengers, porters, kitchen staff and nurse-aides have been agitating since last year for pay increases.

"Although some of these workers have as much as 10 to 20 years' service, they are still viewed as temporary staff.

He added that some earned as little as R110 a month.

At the mass meeting yesterday they were told their demand for pay increases could not be considered before March.

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No order on assaults 'could harm detainees'

By Jo-Anne Collinge

Failure by the courts to grant a temporary order restraining the police at Protea Police Station, Soweto, from assaulting emergency detainees might result in severe and irreparable harm being done to those detained, a Rand Supreme Court judge was told today.

Advocate Mr Wim Trengrove, appearing on behalf of detainees and former detainees, argued that the damage the police claimed they would suffer by the granting of a restraining order constituted lesser harm and was overstated.

Police had said in papers before the court that any interdict would cause leftist organisations, township residents and the international community to interpret this as a victory for leftist forces and a defeat for the SAP.

Mr Trengrove appeared before Mr Justice Curlewis on behalf of seven former detainees, the mothers of three community leaders presently detained and a Soweto Anglican priest, the Reverend David Nkwe.

They are seeking an interim order restraining police at Protea from assaulting emergency detainees held there and at Diepkloof Prison.

PROTECTION

The protection is sought on behalf of all detainees held at these places but particularly in relation to Soweto Youth Congress president Mr Ratu Molekane, former Congress of South African Students leader Mr Kenneth Fihla and Soweto Civic Association publicity secretary Mr Amos Masondo.

The respondents in the case are the Minister of Law and Order, the Minister of Justice,

the Minister of Health and Population Development and various police officers stationed at Protea.

In papers, 40 former detainees have alleged they were tortured by Protea police.

The methods they claim were used against them include electric shocks, beating, forced exercise, suffocation by "hooding" and injections with an unknown substance.

Several former detainees allege they have been told of or seen signs of assault on Mr Molekane, Mr Fihla and Mr Masondo.

Police have denied all allegations of assault, submitting in papers that there are checks against abuse at Protea Police Station.

Legal argument on whether the application warrants urgent treatment by the courts will be heard later today.

Mob beats man to death

KING WILLIAM'S TOWN — A man was beaten to death and another seriously injured after they were attacked by members of the "Ciskei Vigilantes" early this morning.

Mr Zandisele Matyholo, of Zwelitsha, was leaving for work when he was confronted by about 15 men who chased him and beat him to death.

An unidentified man, assaulted in the raid, was admitted to the Mount Cook hospital. — Sapa.

Man shot dead on railway

One man was shot dead and another wounded in Alberton today.

Mr Vumbro Mlando died of multiple bullet wounds at a railway siding in Combrink Avenue, Alrode, at about 6.30 am. Mr Ernest Molisa was wounded in his leg.

A police spokesman said the shooting was related to a faction fight. Mr Molisa is in a satisfactory condition in the Natalspruit Hospital.

Detention of trade unionist condemned

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14/11/85

329

[Handwritten signature]

Staff Reporter

TOP level representations are being made to the Government following the detention under emergency regulations of prominent Cape Town trade unionist, Ms Di Cooper.

Several business leaders have sent telexes to the Minister of Law and Order, Mr Louis le Grange, condemning the detention. And two powerful international trade union bodies, the International Confederation of Free Trade Union and the International Transport Federation, are planning to make representations to the Government.

Ms Cooper, assistant branch secretary of the General Workers' Union, was detained after being taken from her Athlone office yesterday "for questioning".

She had previously arranged with the police to meet her lawyer at the office after she had been informed they were searching for her.

CALLED OFF

National wage negotiations with the stevedoring industry between South African Stevedores and the GWU today have been called off following the detention as Ms Cooper is a key figure in the talks.

The GWU represents dockers at every major port in the country.

The acting-leader of the Progressive Federal Party and spokesman on manpower, Dr Alex Boraine, condemned the "reckless" detention and warned that it could trigger a strike.

INTERVENE

Dr Boraine said he would contact the Minister of Manpower, Mr Pietie du Plessis, today to urge him to intervene with Mr le Grange for Ms Cooper's release.

Mr du Plessis said in an interview yesterday that if the trade union were to make a request, he would make inquiries about Ms Cooper's detention with Mr le Grange.

GWU national organiser Mr David Lewis said the union believed that both Ms Cooper and another GWU organiser, the Rev Howard Marawu, had been detained because of their union activity.

1 544 held under emergency regulations

Detentions rule supreme in SA as crisis mounts

14/11/85

329



SOWETAN

AT least 1 544 people are still being held under the country's security and emergency regulations, according to the Detainees' Parents Support Committee's report for October.

The DPSC's report stated that security detentions for the year so far total 1 633 — 784 known and 849 unknown persons — 60 percent more than last year. Still being held are 392 people of whom only 166 are known. Emergency detentions are close to the 6 000 mark, with 1 152 still being held.

One death of a political nature was also recorded in the month of October. A student teacher at the Modjadji College, who was also president of the Students Representative Council (SRC), Ngoako Ramalepe of Kgapané, Lebowa, was taken into custody on October 17 and was allegedly assaulted in the cells and subsequently dumped in the veld. He was found by policemen in the veld and taken to Kgapané Hospital where he died the next day.

The report said: "While the focus of attention in the last month has been the Western Cape, the Transkei is looming as an area of intense repression. State reaction to the widespread rejection of apartheid structures is reflected in the unprecedented numbers of political trials being processed through the courts."

Intense repression

Commenting on security detentions, the DPSC said the high figure of 140 during last month was inflated by the 74 detentions under Section 50, which took place in the Western Cape on the day before the declaration of a State of Emergency in that area, and which were subsequently converted to emergency detentions.

"Alarming reports are emerging from the Transkei of intense repression accompanied by mass detentions. Only few of these detentions have so far been reflected in our statistics. From preliminary information, it appears that the numbers since May, this year are well over 1 000, with the latest detentions being those of relatives of, and witnesses to the death of Batandwa Ndondo who died in the hands of the Transkei Security Police. Several of these latter detainees have been released and then banished to remote parts of the Transkei," the DPSC said.

A. DETENTIONS UNDER SECURITY LEGISLATION

A.1. Detentions by Area:		Oct. 1985	Jan-Oct 1985
Transvaal		8	237
Natal		17	85
Eastern Cape		6	56
Western Cape		91	181
Northern Cape		1	43
Orange Free State		5	46
Ciskei		2	82
Transkei		1	6
Bophuthatswana		1	6
		140	784
A.2. Detentions by Activity:			
Scholars, students, teachers		51	222
Community and political workers		44	233
Trade Unionists		7	26
Clergy and church workers		5	9
Journalists		4	19
Unspecified or unknown activity		20	275
		140	784
A.3. Detentions by Legislation:			
Section 29, ISA		1	8
Section 29, ISA		11	263
Section 31, ISA		-	4
Section 50, ISA		104	298
Ciskei National Security Act		2	82
Transkei Public Security Act		9	47
Bophuthatswana ISA		1	6
Unknown Legislation		12	76
		140	784
A.4. Fate of 1985 detainees as at 31.10.85:			
Released without charge:			
Within 48 hours		10	70
After longer period:		30	309
Charged, awaiting trial		1	103
Charged and acquitted		-	1
Charged and convicted		25	153
Escaped from detention		-	2
Still in detention		74	74
Transferred to emergency detention		140	784
A.5. Detention of Unknown Persons during 1985:			
From figures released by the Police up to 21st October (see A.12), there has been a considerable number of detentions of persons unknown to DPSC, so that at least the following numbers must be added to the known detentions:			
Unknown persons under Section 31, ISA		20	
Unknown persons under Section 29, ISA		72	
Unknown persons under Section 50, ISA		72	
		20	72

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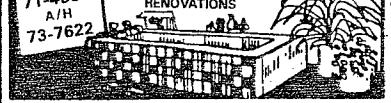
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Ar... 14/11/8
Case dropped against 17 UCT students
Education Reporter
gathering on the campus
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A lawyer representing some of the students confirmed today that the case had been withdrawn on the instruction of the Attorney-General

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The students were arrested after a demonstration on the campus in protest against the state of emergency. They spent a week in Pollsmoor Prison. Special arrangements were made for those who wished to write final examinations.
They appeared in court on November 8 and were released on bail of R100 each when the hearing was postponed to November 22 for the Attorney-General's instructions. No charges were put to them.



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Plea to free 'broken man'

IF the only way to save a detainee's mental health was to end his detention, then he should be released, the Durban Supreme Court heard this week, in what could be a test case for security act detainees.

The father of detainee Shirish Soni has applied for the release of his son, held since June 29 under Section 29 of the Internal Security Act.

Chris Nicholson, of Durban's Legal Resources Centre, told the court that two psychiatrists, called in by the district surgeon treating Soni, who is in hospital for psychiatric treatment, described him as "a broken man" and "suicidal". There was some doubt whether he would ever fully recover.

Detainees had the right to be physically and mentally unimpaired on their release from detention, he told the court.

The Soni application is based on two arguments not yet tested in court.

In terms of Section 29 a detainee has to be released after 30 days unless the Minister of Law and Order is given

information (by the police) which convinces him that it is necessary to extend the period of detention. Soni's family claims that detainees are entitled to know the substance of such information, so that they may respond and make representations to the minister to be freed.

The family has argued that since Soni was not given the chance to answer police allegations, his detention beyond 30 days was unlawful.

They also argued that since the purpose of detention under Section 29 was interrogation, there could be no purpose in detaining Soni if he were unable to answer questions. In the view of the two psychiatrists, Soni was in no condition to be interrogated, and ought, therefore, to be released. This was the only way of saving his mental health, the application said.

Judgment was reserved after lawyers for the state asked that Soni be examined by two other, independent psychiatrists.

Now UDF man gets strict
restriction orders

Saloojee released

14/11/85
SOWETAN
THE Transvaal president of the United Democratic Front, Dr Rashid Saloojee, was released on Tuesday night after nearly four months in detention and served strict restriction orders which will be in force while the state of emergency lasts.

Dr Saloojee, who is also acting president of the Transvaal Indian Congress and vice-president of the Islamic Council of South Africa, was being treated under guard in the psychiatric wing of the Johannesburg Hospital for the past month.

He was transferred back to Diepkloof Prison on Monday before his release.

In terms of a schedule signed by the Minister of Law and Order, Mr Louis le Grange, Dr Saloojee may not leave the magisterial district of Johannesburg without the permission of the Minister.

He may also not, without ministerial permission, take part "in any manner whatsoever" in the activities of affairs of the UDF, the

SAPA

TIC, any trade union, youth organisation, or any organisation related to the black community in the magisterial district of Johannesburg.

Dr Saloojee may not enter any school or other educational institution, or prepare, compile, publish or disseminate any publication as defined in the Internal Security Act of 1982.

The schedule further prohibits him from participating or assisting in the preparation, compilation, publication or dissemination of any publication as defined in the Act, nor may he contribute, prepare or compile any material for publication in any de-

fined publication.

Meanwhile four whites detained four months ago under South Africa's state of emergency, were released on Tuesday, the parents of one of them said. All are restricted, reports Sapa-Reuter.

Dr Max Coleman said his son Neil and three others were freed from Diepkloof Prison in Soweto.

There was no immediate official confirmation.

"We are delighted that Neil is free," Dr Coleman said.

The others released were Mr Auret van Heerden, Mr Morris Smithers and Mr Simon Ratchliffe, he said.

They had all been detained soon after the state of emergency was imposed on July 21 in areas surrounding Johannesburg and in the Eastern Cape. Since then the emergency has been extended to Cape Town.

Five detainees released

From CLARE HARPER

JOHANNESBURG

Four men, detained under the emergency regulations since July 21, were released from Diepkloof Prison on Tuesday night after being served with restriction orders severely curtailing their movements.

They are Mr Auret van Heerden, Mr Morris Smithers, Mr Simon Ratcliffe and Mr Neil Coleman.

A fifth detainee, Dr Rashid Salojee, vice-president of the United Democratic Front in the Transvaal and acting president of the Transvaal Indian Congress, was also released on Tuesday night.

In terms of the schedule signed by the Minister of Law and Order, Mr Louis le Grange, the four may not:

● Leave the magistrat-

al district of Johannesburg without permission.

● Take part in any activity related to the Media Advisory Resources Centre (Mars), the Community Research and Information Centre (Cric), the South African Students Press Union (Saspu), the Johannesburg Democratic Action Committee (Jodac), any trade union, youth organization or any organization related to the black community in Johannesburg.

● Enter any school or educational institution.

● Assist in the preparation, compilation, publication or dissemination of any publication defined in the Act, nor may they contribute, prepare or compile any material for publication in any defined publication.

● Attend any gathering at which any principle or policy of, or any action or contemplated action, by the government is attacked, criticized or discussed, or at which any local authority as defined in Section 1 of the Black Local Authorities Act of 1982 is attacked, criticized or discussed.

● Attend any gathering of pupils or students.

● Enter Freeway House or Khotso House.

Detention could affect wage talks — union

DISPATCH

329

Dispatch Correspondent
CAPE TOWN — The General Workers' Union yesterday slammed the detention of one of their organisers, Miss Di Cooper, and said her detention could have "potentially dire" consequences for crucial wage negotiations currently underway.

Miss Cooper was taken from the union's Athlone offices at 9.15 am yesterday by four riot policemen.

A spokesman for the police confirmed the detention yesterday afternoon but it was not immediately clear whether she was detained in terms of emergency regulations or a section of the Internal Security Act.

A coloured primary school in Pefferville was extensively damaged when it was set alight by a crowd on Tuesday night.

A police spokesman said two private homes were petrol bombed at about 10.30 pm on Tuesday in an incident in the Sandbult township, near Burgersdorp.

One man was injured and arrested.

Meanwhile, in Oudtshoorn, the magistrate, Mr J. J. Groenewald, found at an inquest that no one could be held criminally responsible for the deaths

on June 17 this year of three black youths, Patrick Madikani, Thomas Hansa and Simon Majola from the Bongoletu township.

Mr Groenewald said the police were compelled to open fire as their lives were endangered when the youths, part of a mob of 400, attacked the home of a policeman.

He found that when petrol had been thrown into the front room and somebody struck a match, the police opened fire to prevent the petrol being set alight.

The woman who was shot in Mamelodi following an alleged attack on a policeman's home early this week was identified yesterday as 18-year-old Magdeline Nkwana of Soweto.

In Worcester, forty children from Zwelethemba township were allegedly detained by police in terms of emergency regulations yesterday, according to the PFP MPC for Gardens, Mrs Di Bishop.

The SAP Public Relations Division reported that in Despatch in the Eastern Province and Kyalitsha near Cape Town, extensive damage was caused to delivery vehicles when set alight and looted by mobs.

CARL TINTS

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Thursday, November 14, 1985

★

40 workers on 'liquid fast'

Staff Reporter

ABOUT 40 workers at two factories in Athlone yesterday started a "liquid fast" in solidarity with hunger-striking detainees at Pollsmoor Prison.

The workers are at the Puma textile firm and the Pastel clothing company, both off Heins Road.

A spokesman for the group said the fast would continue till next Wednesday and that participants would take only water and fruit juices.

CHAG Trans
14/11/85
(329)
GWU
official
held by
police

Staff Reporter

GENERAL Workers'
Union organizer Ms Di Cooper was taken from the union's Athlone offices yesterday by four policemen in riot uniform.

The GWU general secretary, Mr Dave Lewis, said a Captain Oosthuizen had been looking for Ms Cooper for some days, and she yesterday said they should come and see her in the union offices with lawyers present.

'Questions'

Instead of Captain Oosthuizen, four riot policemen arrived and said "we just want to ask her a few questions at Athlone police station".

A spokesman for police headquarters in Pretoria confirmed Ms Cooper's detention but it was not immediately clear whether she was detained in terms of the emergency regulations or a section of the Internal Security Act.

Mr Lewis said yesterday that Ms Cooper was the second GWU organizer to be detained, with the Rev Howard Marawu being detained the day before the state of emergency was extended to Cape Town. He is now being held under the emergency regulations.

He said Ms Cooper was a central figure in wage negotiations between the union and SA Stevedores Limited which were at a critical stage. Her detention could have dire consequences for both management and the union.

● A further 30 emergency detainees were released from prison yesterday, but the police have not confirmed 75 newly-reported detentions under the emergency regulations.

The names of the new detainees, most of whom were reported to have been arrested this week, have been telexed to police headquarters in Pretoria but they have

Sached

In terms of the emergency regulations the names of people believed to have been detained may not be published without written confirmation from the police.

Most of the people who were released yesterday had not yet been confirmed in the weekly police lists of detainees, but they included Mrs Mercia Andrews, a lecturer at the South African College of Higher Education (Sached).

Miss Marsha Danfels, a teacher at Heathfield Secondary School, was also released.

JV

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Court to consider validity of detentions

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14/11/82

Dispatch Correspondent

PORT ELIZABETH — An urgent application challenging the retrospectivity of the emergency regulations was postponed yesterday so that it can be heard before a full bench of the Grahamstown Supreme Court.

It was brought on behalf of 10 detainees from Port Elizabeth, Fort Beaufort and Alice by Mrs Marjorie Fani, Mrs Harriet Nondumo, Miss Constance Williams and Mrs Ethel Neer.

The Minister of Law and Order, the Minister of Justice, the Officer Commanding St Albans Prison and the Officer Commanding North End Prison are the respondents.

In terms of a Government Gazette notice of October 31 which details the amendment to the emergency regulations with retrospective effect to July 21, state of emergency detainees can have their detention extended until the end of the emergency by the minister "without notice to any person."

The minister can order that any person be detained for a further specified period above the initial 14 days specified in the emergency regulations, "or for as long as these regulation remain in force."

Mr Gilbert Marcus, for the applicants, yesterday said the detention of the 10 was unlawful, in that the retrospectivity of the amended regulation was "unreasonable and invalid."

He further submitted the regulation was ultra vires the powers of the Public Safety Act — under which the regulations were made — and that the Minister of Law and Order should adhere to the long-standing legal principle that a citizen be given the right to make representations to him as to whether or not his further detention should be ordered.

Mr J. Neppen, SC, for the respondents, asked that the application be postponed in order to allow the respondents to present their version before the court prior to an order being made.

The presiding judge, Mr Justice Mullins, said the application did not seek interim relief although it had been brought as an urgent application on the basis that the detention was unlawful.

He said, in his view, the application was a matter to be heard by a full bench of the Supreme Court, and that it should be postponed to a date to be arranged.

The 10 detainees are: Mr Mannie Zetu, a 73-year-old Fort Beaufort man; Mr Dennis Neer, of Port Elizabeth; Mr Malungelo Nondumo; Mr Zamile Nondumo; Mrs Florence Nondumo; Mr Albert Nondumo; Mr Vukile Nondumo; Mrs Mondisa Mhlanga; Miss Pumla Zakhe, all of Fort Beaufort; and Mr Daniel Williams of Alice.

Mr Neppen was instructed by Mr I. S. Douglas, of Whitesides. Mr Marcus was instructed by Cheadle, Thompson and Hayson; Mr T. Majondina of Port Elizabeth and Mr N. N. Dullah of Grahamstown.

Police assault ^{few} claims: application is struck from roll ⁽³²⁹⁾

By Jo-Anne Collinge

An urgent application for an interim order restraining police at Protea Police Station in Soweto from assaulting emergency detainees has been struck off the roll.

This was done after a Rand Supreme Court judge rejected argument that delay in bringing the action had been unavoidable if sufficient evidence was to be assembled to suggest a general pattern of abuse.

Mr Justice D Curlewis ruled yesterday that the applicants failed to clear the first hurdle — that of establishing that their matter required an urgent hearing — and he dismissed the case with costs.

He said the fact that seven of the applicants — all former detainees — had allowed several weeks to pass between their release and the lodging of the application showed that the matter was not urgent.

Three further applicants, mothers of three community leaders still in the cells, had heard reports of assault on their sons "a considerable time ago".

"If the mothers felt there was imminent danger, then was the time to bring the case."

He said the delay indicated there was no fear then or now of further assault on the

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Application is struck from roll ⁽³²⁹⁾

● From Page 1

three men.

Fourteen former detainees held at Protea Police Station and Diepkloof Prison, Johannesburg, had testified they had been tortured by police at Protea between July and November.

They said variously they had been subjected to electric shocks, beating, suffocation by "hooding" and forced exercise while carrying weights.

Several former detainees claimed they had seen at their places of detention three current detainees who reported they had been tortured at Protea and/or showed obvious signs of physical abuse.

The three are Soweto Youth Congress president Mr Rapu Molekane, former Congress of South African Students leader Mr Kenneth Fihla and Soweto Civic Association publicity secretary Mr Amos Masondo.

The respondents — who include the Minister of Law and Order and the Minister of Health and Population Development — denied all allegations of assault.

Mr Wim Trengove, for the applicants, argued that the prospects of success for a single detainee bringing an application against the police were slight. The action would depend on the applicant's own say-so and he would be outnumbered in giving testimony by the police.

The collation of as much supporting evidence as necessary had been important to the success of the case even if it did necessitate delay.

The delay did not indicate an absence of urgency — it had occurred despite the urgent nature of the case. The establishment of a "pattern" of police conduct had also been essential.

Mr Trengove referred to the fears of several former detainees. He pointed to affidavits of those who said they had left home to avoid re-detention.

Others claimed they had been threatened with death by the Protea police.

Mr R Kruger SC, for the respondents, said the "dilatoriness (of the applicants) has taken the sting out of the argument that they are under fear that they can be arrested at any time".

The respondents said they believed the action was a malevolent plan put together over a lengthy period and brought as a matter of urgency to inconvenience the police.

Own Correspondent

CAPE TOWN — Trade unionist Ms Di Cooper, whose detention sparked an international outcry, has been released.

Ms Cooper, a General Workers' Union official, was released late yesterday after being detained for about 36 hours under emergency regulations.

Leading South African industrialists sent telexes to Mr Louis de Guurep, Minister of Law and Order, protesting about her detention after requests from the union to do so.

Unionist Di Cooper is released

Two powerful international trade union bodies, the International Transport Federation and the International Confederation of Free Trade Unions, had made formal representations to the South African Government.

National wage negotiations in the stevedoring industry, which affect every major South African port and in which Ms Cooper is a key figure, were called

off yesterday following her detention.

A GwU spokesman said the reaction of all major corporations — with one exception — had been to realise the industrial relations implications of police repression and detention without trial.

One major Swiss-based multinational corporation had accepted police assurances that Ms Cooper's detention was justifi-

fied only hours before her release.

Ms Cooper said today that while she was pleased to be out of jail, she was sad to leave behind people who did not know why they were imprisoned.

"It is outrageous that the police can take people in without having to account to anyone for their detentions.

"There are so many people, including children, sitting in jail

under emergency regulations who have not been provided with any good reason why they are in," Ms Cooper said.

The Rev Howard Marawu, a prominent community figure who is also a GwU official, has been in detention for three weeks under the emergency regulations.

The GwU spokesman said the circumstances of Ms Cooper's detention and release was a "clear indication of utterly indiscriminate police action" and called for Mr Marawu's immediate release.

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POLITICAL DETAINEES

Torture report row

After weeks of silence following the publication in September by University of Cape Town (UCT) criminologists of a report alleging large-scale torture of political detainees, a section of the Afrikaner academic establishment has erupted in protest and sparked what has become a heated political debate on the merits of the investigation.

The report, by Don Foster and Diane Sandler of UCT's Institute for Criminology, claimed 83% of a sample of people in "political" detention between 1974 and 1984 were mentally or physically tortured.

The publication coincided with the mounting outcry over allegations of the abuse of detainees and calls for independent inquiries. Law and Order Minister Louis le Grange's initial response was that he was studying the report before commenting.

But earlier this month, in a comment to the Cape National Party mouthpiece, *Die Burger*, he questioned the scientific merits of the study and accused the investigators of causing "considerable negative publicity" for SA. At the same time *Die Burger* started publishing lengthy letters from academics and readers, initially critical, but later also in support of the report. The tone of the debate in the newspaper's letters columns has been distinctly political.

The report's detractors have attacked its scientific base and methodology and thereby questioned the obviously politically embarrassing findings. Their essential criticism has

PM 15/11/85
been that the report is not scientific enough to be regarded seriously and that it is too politically biased.

The row erupted after a letter to *Die Burger* from Stellenbosch University history professor, Diko van Zyl, who said he was "stunned" by the "unscientific, incomplete and subjective" nature of the report.

Another reader, Trevor Wells, then suggested government "investigate the scientific activities" of UCT's Institute of Criminology.

There were similar attacks to Van Zyl's from the former head of Unisa's department of criminology, Piet van der Walt; University of Port Elizabeth sociologist, Herman Crause; and the director of Unisa's Institute of Criminology, Jacob van der Westhuizen.

Former Judge President Helm van Zyl was critical of the anonymity of the former detainees. He questioned the investigators' motives and suggested the police should have been given a chance to react to the findings before they were published.

In a second letter, Stellenbosch University's Van Zyl changed tack and called on the researchers to give their evidence of torture to the Attorney General.

But there has been widespread support. In a letter to *Die Burger* Amanda Gouws and Ian Liebenberg of Stellenbosch said: "In the light of the many allegations of torture in detention — particularly in recent times — we believe the report cannot simply be brushed aside.

"It is a valuable contribution, the validity of which cannot be summarily dismissed — except perhaps for political motives."

UCT sociologist Johan de Villiers Graaff said: "We cannot afford merely due to methodological fastidiousness to close our eyes even if it is only because of a suspicion of regular and systematic physical abuse of people who have not even been tried by a court."

UCT rector Stuart Saunders staunchly defended both the scientific basis of the report and the integrity of the researchers.

"I am afraid that Mr Wells and Professor Van Zyl will have to try harder if they are trying to discredit the work of Dr Foster and Ms Sandler," he wrote.

With *Die Burger* having given no indication yet that correspondence on the issue is closed, a long debate could be in the offing. ■

700 HOLIDAY

BARA

SEVEN hundred workers were arrested yesterday at Baragwanath Hospital as the strike there entered its second day. Medical services were on the verge of collapsing as all the student nurses joined the strike.

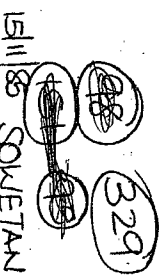
The 718 workers, 574 women and 144 men, were arrested for staging a strike demanding a wage increase and improved working conditions.

Sapa reports that they have been charged with holding an illegal gathering, alternatively staging an illegal strike. They will probably appear in court on Monday pending the decision of the senior State prosecutor, according to Brig Jan Coetzee, police divisional commissioner for Soweto.

Police

When the workers arrived at the hospital yesterday morning they grouped at the Harriet Shoen Hall where they started singing and ululating. Police arrested a group of about 30 but others then offered themselves for arrest. They waited for the police vehicles outside the hall and more than three loads were taken before midday.

THE SOWETAN is leading this space blank as a protest because we could have carried a picture of the strike at Baragwanath Hospital but a proclamation under the emergency regulations stopped us from taking it. The proclamation in the Government Gazette of November 2 states: "No person shall, without the permission of the Commissioner of the South African Police, take, publish any film of any public disturbance, disorder, riot, public violence, strike or boycott..."



Among them were several elderly women. Police wearing khaki overalls and helmets patrolled the hospital for most of the day. Hippos and truckloads of police

By MOJALEFA MOSEKI

nurses struggled to offer a smooth service. They were seen pushing trolleys and performing other jobs normally done by the striking workers. White staff at the hospital helped with cooking.

The striking student nurses met at the nurses' home where they resolved to continue with boycott of lectures until their demands were met. A statement by the Health Workers' Association pledged its support for the workers' demands and slammed the "high-handedness and intransigence of the authorities to the workers' demands".

A spokesman declined to comment late yesterday saying that a workers' and nurses' delegation were meeting hospital authorities. A statement would be released at the end of the meeting, she said.

Bid to stop cops fails

THE urgent court application to stop Security Police at Protea Police Station from assaulting or threatening persons held in terms of emergency regulations was yesterday dismissed with costs by a Rand Supreme Court judge.

The application before Mr Justice D J Curlewis had been brought by mothers of three political activists held at the new Johannesburg Prison.

The detainees are Mr Sydney Rapu Molekane, president of the Soweto Youth Congress, Mr Kenneth Fihla, a former member of the banned Congress of South African Students, and Mr Amos Masondo, publicity secretary of the Soweto Civic Association.

The other applicants who had asked that police be restrained from further assaulting them if they are detained again are former detainees, Ernest Mabe, Patience Murabhe, Lazarus Mooketsi, Clive Radebe, Doris Masenya, Bessie Fihla and Mandla Dlamini.

They had alleged that they had been assaulted while in detention before.

The last applicant was the Rev David Nkwe, the

Archdeacon of Johannesburg in the Anglican Church and rector of St Paul's parish in Jabavu, Soweto. He brought the application on behalf of all detainees at Diepkloof Prison.

The respondents in the application were the Ministers of Law and Order, of Justice, of Health and Population Development, the Divisional commander of the Soweto Security Branch, the SAP commanding officer at Protea police station and assistant Director-General of the Department of Health and Population Development.

In rejecting the application, Mr Justice Curlewis, said he agreed with counsel for the respondents, Mr R Kruger, SC, that there was no urgency in the matter.

The former detainees had no ground for urgency because they had been out of detention for several weeks. If they were in desperate fear of arrest, he said, they should have sought relief soon after their release.

The same applied to the mothers of the three who said in papers before the court that they had been told some weeks ago that their sons were in danger.

THE number of banned people in the country rose to 14 this week when five former detainees were subjected to stringent restrictions to last the duration of the state of emergency.

Dr Rashid Saloojee, Mr Simon Ratcliffe, Mr Aurret van Heerden, Mr Neal Coleman and Mr Morris Smithers were slapped with the restrictions which will curtail their movement and activities and confine them to the Johannesburg magisterial area only hours after being released from four months' detention.

Like the nine other people throughout the country banned for years, the five are prohibited from taking part in the affairs of trade unions and various other organisations.

They may not write for any publication nor attend any gathering.

Dr Saloojee, in terms of the restrictions signed by the Minister of Law and Order, Mr Louis le Grange, may not, without ministerial approval, take part in the activities of the United Democratic Front or the Transvaal Indian Congress.

Dr Saloojee, the Transvaal president of the UDF, acting president of the Transvaal Indian Congress and vice-president of the Islamic Council of South Africa, was treated under guard in the psychiatric wing of the Johannesburg Hospital for a month during his detention.

He was transferred back to the Diepkloof Prison on Monday, the day before his release.

Dr Saloojee (52), was detained under the emergency regulations on July 21, the very day the state of emergency was proclaimed.

In South Africa the rule of habeas corpus does not exist.

Banned persons cannot be heard in public because the Government says so. They are restricted in terms of the Internal Security Act of 1950, amended in 1976 and again in 1982.

Not only are banned

people prohibited from attending gatherings or making public utterances but their movements as well are curtailed. The Minister of Law and Order may impose harsh measures which include house arrest.

Some of the banned people are:

- Mrs Nomzamo Winnie Mandela has been banned since 1963, the year before her husband was jailed for life.

Banished

Her current five-year ban expires on June 30, 1988.

Since 1977 she has been banished to the small Free State dorp of Brandfort.

Mrs Mandela has been brought to court several times for breaking her banning order.

- The only journalist still banned is Mathata Tsedu, of the SOWETAN, whose first banning order was imposed on January 9, 1981. Tsedu (33) cannot practise as a writer because of the restrictions.

Tsedu is under house arrest from dusk to dawn during the week and on public holidays

Govt shuts mouths of more opponents

FOCUS

By THEMBA MOLEFE

and weekends is confined to his Seshego house, near Pietersburg, for 24 hours a day.

Tsedu has three children and his "grounding" has "put an emotional strain" on his teacher wife, Flora.

In 1982 Tsedu was detained for 300 days under Section 29 of the Internal Security Act.

He started working for the defunct *Post* newspaper in 1978 and was secretary of the Northern Transvaal region of the Media Workers' Association of South Africa and served on its Standing Constitutional Committee.

Tsedu's second three-year banning order expires in June next year.

- Mordecai Tatsa is the only banned person living on the Reef. Until late October last year he shared the dubious honour with the current general secretary of the South African Council of Churches, Dr Beyers Naudé.

Everyday is the same for Mordecai, the Orlando East, Soweto



MATHATA TSEDU... banned journalist.

young man who speaks, but may not be heard in public. Nothing he writes may be published.

Isolation

He cannot tell of the fits of depression he suffered when he was detained at Modderbee Prison, or of his continuing isolation from society, or of the way his education has suffered.

Mr Tatsa also holds another dubious record of being detained the longest in the history of detention without trial here. He spent some time in a psychiatric ward after his release.

He was detained shortly before Christmas in 1979 and held under Section 6 of the old Terrorism Act. Mr Tatsa was banned on August 8, 1983 and his order expires on August 31, 1986.

- Another Soweto resident who is banned is Mr Abel Dube of Mofolo, who has been banished to Messina in the Northern Transvaal.

Mr Dube (33) was banned in 1984 and his order expires on October 10, 1987.

His twin sister, Ntombikayise, said she last saw him in 1976 when Mr Dube, aged 18, left the country. She later learned he had been detained and held at the old Johannesburg Fort.

After his release last year in October after 30 months in detention, Dube was banished.

His mother, Mrs Elsie Dube, is the sole breadwinner in the family and earns about R90 a month as a domestic in the white suburbs.

Mr Dube's elder brother, Matthews, married with two children, is unemployed. Ntombikayise was forced to leave her job when she gave birth three months ago.

Two of those still banned are in Port Elizabeth, and one is in Athlone and the other in Wynberg in the Cape.

- One of the longest-banned people, Mr Rowley Israel Arenstein, from Durban, has lived in the twilight for more than 20 years. His current banning expires on June 30, 1988.

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GWU trade unionist freed after outcry

Staff Reporter

CAPE Town trade unionist Ms Di Cooper, whose detention sparked an international outcry, has been released.

Ms Cooper, a General Workers' Union official, was released late yesterday after being detained for about 36 hours under emergency regulations.

South African industrialists sent telexes to Mr Louis le Grange, Minister of Law and Order, protesting against her detention after requests from the union to do so.

The International Transport Federation and the International Confederation of Free Trade Unions had made formal representations to the Government.

National wage negotiations in the stevedoring industry, which affect every major South African port and in which Ms Cooper is a key figure, were called off yesterday following her detention.

A GWU spokesman said the reaction of all major corporations — except a Swiss-based multinational corporation — had been to realise the industrial relations implications of police repression and detention without trial.

The Rev Howard Marawu, a community figure who is also a GWU official, has been in detention for three weeks under the emergency regulations.

● Mr Shamiel Jeppie, 21, a final-year BA student at the University of the Western Cape, was released from Victor Verster Prison, Paarl, on Wednesday.

Cape Times 15/11/85 329

PFP slams 'unfeeling' policemen

By BARRY STREEK
and COLIN HOWELL

THE police admission that they were too short-staffed to speedily confirm emergency detentions has drawn angry criticism from the acting leader of the Progressive Federal Party, Dr Alex Boraine.

Dr Boraine said last night: "This must rank among the most insensitive and unacceptable statements ever made by an often insensitive police bureaucracy."

"There seems to be no regard whatsoever for the human suffering and anxiety behind cold statistics."

Yesterday, a senior police spokesman at the public relations division in Pretoria, Major Steve van Rooyen, told the Cape Times: "Sorry, we just don't have the manpower to physically go through the official lists of detainees to look for, let's say, 40 or 50 names you send us."

'Just have to wait for list'

"We don't have the staff — you'll just have to wait until Friday (today) for the latest official list to be released."

"I promise you, if you send us a list of two or three names only, we'll accommodate you as soon as we can — that will be no problem — but these long lists are impossible."

Major Van Rooyen said this when he was approached after police had failed to confirm a number of reported detentions under the emergency regulations in the Western Cape.

Dr Boraine said: "I believe that we must demand that the police release information regarding detainees without any delay whatsoever."

"This stand can only heighten the fears of many that people simply go missing and then are found later to be in detention."

"It sparks off rumours and creates feelings of deep apprehension which are wholly understandable."

● Meanwhile the Detainees' Parents' Support Committee has expressed its deep concern about the emergence of a new form of banning which represents "a further incursion into the area of human rights."

In a statement to Sapa yesterday, the DPSC said: "We refer to the restrictions placed recently upon a number of emergency detainees on their release."

"These restrictions place constraints on the movements, activities, utterances, occupation, attendance at educational institutions, access to certain buildings, and presence at gatherings of such persons."

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2 Cape Times, Friday, November 15, 1985

Fast: 'Unlawful protest' charge

Staff Reporter

POLICE yesterday visited the Buitenkant Street Methodist Church, where solidarity fasts with hunger-striking detainees are in progress, and informed a church worker she was being charged with holding an unlawful protest.

The Rev Alan Brews

said a Detective Warrant-Officer Slabbert arrived in plain clothes at the church about 2pm and asked who was in charge.

Ms Darene Voigt replied that she was at that stage, and the policeman handed her a summons to appear in court in charges of "wrongfully and unlawfully protesting inside a proclaimed

area". In terms of the summons, she must appear in the Cape Town Magistrate's Court on December 6.

At the time of the raid there were five people inside the church participating in solidarity fasts. A large number of supporters were also present.

CAPE TOWN TIMES 15/11/83
4 teachers, 100 pupils held

By ANDRE KOOPMAN

Lottering, was arrested but later released.

POLICE in Casspirs yesterday swooped on the Kasselsvlei Senior Secondary School in Bellville South and arrested four teachers and two classes who had been writing examinations.

Of the 1 100 pupils at the school, 259 turned up to write exams yesterday under a strong police guard, teachers said.

When the pupils received their question papers, one tore his up and the rest then cheered. Policemen patrolling past the classroom entered the class and demanded to know who had torn up the paper.

When the pupils refused to answer, the teacher invigilating, Miss Vanessa

The pupils were taken to Bellville police station.

Three policemen later returned to the school and arrested three other teachers.

The teachers' statement said: "The staff is terribly disturbed by current events at the school and is pessimistic about the examinations continuing under such adverse circumstances."

● The police unrest report said: "In Cape Town, more than 100 pupils and four teachers from the Kasselsvlei and Bellville South schools were arrested after they allegedly burnt exercise books and tore up internal examination papers."

Detention threatens talks

CAPE TOWN — There has been widespread condemnation, nationally and internationally, of the detention of Cape Town trade unionist Miss Di Cooper.

Miss Cooper, the assistant branch secretary of the General Workers' Union, was held under the emergency regulations after being taken from her Athlone office on Wednesday for questioning.

The union has warned that her detention could disrupt national stevedore wage negotiations, which were due to start yesterday.

The acting leader of the Progressive Federal Party and spokesman on manpower, Dr Alex Boraine, condemned the "reckless" detention

and warned it could trigger a strike.

Dr Boraine said he would contact the Minister of Manpower, Mr Pietie du Plessis, to urge him to intervene with the Minister of Law and Order, Mr Louis le Grange, to secure Miss Cooper's release.

Mr Du Plessis said that if the trade union were to make a request, he would make inquiries with Mr Le Grange.

"Nobody has ever been detained because of trade union activities, but on account of activities which the police judge as detrimental to the security of the state," he said.

Miss Cooper's fiancée, Mr John Weinberg, said she had phoned the police to say they could

meet her — with her lawyer — at her office, when she heard they were looking for her.

GWU national organiser Mr David Lewis said the union believed that both Miss Cooper and another union organiser, the Reverend Howard Marawu, were detained because of union activities.

Several companies with which Miss Cooper deals are sending telexes to the Minister of Law and Order.

The International Transport Federation, based in London, and the Brussels-based International Confederation of Free Trade Unions are believed to be making top-level representations to the government. — Sapa

CAP TINTS 15/11/85 329

Application on assault 'not urgent'

Own Correspondent
JOHANNESBURG. — A Rand Supreme Court judge yesterday ruled that an application for an order restraining police at Soweto's Protea police headquarters from assaulting detainees held under emergency regulations did not warrant an urgent hearing.

Mr Justice D J Curlewis struck the application from the roll with costs after hearing arguments from the applicants' counsel, advocates Mr Wim Trengove

and Mr Sean Naidoo, and counsel for the respondents, Mr R Kruger, SC.

Claims of electric-shock torture, suffocation by "hooding", beating, death threats and forced exercise have been made by 14 former detainees allegedly interrogated at Protea.

The applicants were seven former detainees, the mothers of three men in detention and a Soweto Anglican priest, the Rev David Nkwe.

The respondents included the Ministers of

Law and Order, Justice, and National Health and Population Development, the divisional commander of security police in Soweto and the officer in command of Protea police station.

Mr Trengove argued that each of the former detainees feared re-detention and more assaults.

Counsel for the respondents argued that the delay between the release of seven of the applicants and their application argued against

urgency.

Counsel for the applicants said the delay in the application was explained by the fact that the applicants had been advised that their prospects of success were almost non-existent if they came forward as individuals rather than as a body with supporting evidence.

Mr Justice Curlewis said the dispute of fact between the applicants and respondents would not be decided on papers, and would have to go to trial.

He said the seven who had been detained and since released had come out of detention at least 6 weeks ago. "If they felt then desperate fear of being rearrested, that was the time to make an application." The fact that they had not done so was convincing proof of a lack of urgency, the judge said.

Equally, if the three mothers felt their detained sons were in imminent danger, they should have brought an application earlier.

'Hundreds' on hunger strike

Cape Times 15/11/85 329

Staff Reporter

LARGE numbers of detainees in Pollsmoor and Victor Verster prisons are reported to be on hunger-strike.

According to relatives, two hunger-strikers have collapsed and been taken to hospital. They are Mrs Theresa Solomon and Mrs Shahieda Issel.

Families of detainees also told the Cape Times they had not been allowed to see their relatives although they had obtained permission under emergency regulations. They were also not allowed to leave money and clothes for them.

According to several relatives of detainees at the two prisons, over 200 detainees at Victor Verster and almost all the detainees at Pollsmoor are on a hunger-strike.

Speaking at the Buitenkant Street Methodist Church on Wednesday night, one woman whose husband is detained at Victor Verster, said privileges such as the use of toiletries, and periods during which detainees mixed with each other had been withdrawn.

At least 22 people were in solitary confinement at Victor Verster for hunger-striking, another man alleged.

Mr M Parker, a city attorney, said he had personal knowledge that as punishment for hunger-

striking, detainees — including detained advocate Dullah Omar — who needed regular medical treatments had had these withdrawn.

● Lieutenant-Colonel Danie Immelman of the Prisons Department said last night: "From time to time prisoners or detainees refuse to eat food served to them in accordance with the prescribed ration."

"The policy in regard to prisoners who refuse to eat is strictly applied and is based on the internationally accepted guidelines in the Tokyo Declaration."

"As has been confirmed previously, there are detainees and prisoners awaiting trial at a few prisons who refuse rations in terms of one or more meals."

"Besides the fact that each prisoner and detainee is served the prescribed meals, they are permitted to buy additional foodstuffs at the prison shop in accordance with their own needs."

"It must be reiterated that prison authorities follow a policy of reasonableness, and fair play towards people entrusted to their care and have not been found wanting in this regard."

"This reply does not pertain to any individual," he said.

AM 7.15 15/4/85
**No details on
judges' visits**

Supreme Court Reporter

THE Judge President of the Cape of Good Hope Division of the Supreme Court, Mr. Chief Justice G. G. A. Munnik, declined yesterday to divulge information on judges' visits to detainees. "I am not prepared to give any information about detainees. I don't deal with the press about detainees," he said in reply to a question.

16/11/85

Meeting ban on Manuel

THE UNITED Democratic Front Western Cape leader, Mr Trevor Manuel, has been banned from attending any meetings until August 31, 1990 in terms of a notice published in yesterday's Government Gazette, and issued by the Minister of Law and Order, Mr Louis le Grange.

The order is dated from October 22, the day Mr Manuel was detained in terms of Section 29 of the Internal Security Act. He is still in detention, and is being held in terms of the emergency regulations.

Mr Manuel's attorney, Mr Essa Moosa, said last night that "the banning order is surprising because he is still being held under Section 29 of the Internal Security Act and he cannot therefore attend any meetings. One can only assume that he is about to be released or he is being released."

Dr Alex Boraine, acting leader of the Progressive Federal Party, said: "Despite several weeks' detention no charges have been brought against Trevor Manuel. This is all too familiar a pattern, used by the government to silence its critics. The government should be talking to people like Trevor Manuel, not banning them."

CHC 7/10/1987 529

Detention slammed

Staff Reporter

THE detention of a University of Cape Town research fellow, Mr Yousuf Gabru, who is also chairman of the Western Cape Teachers' Union (Wectu), has been condemned by the staff at the university's education department and by Wectu.

Mr. Gabru was detained at 5am on Friday last week but in spite of telex messages to police headquarters this week the detention was confirmed only yesterday in the weekly police list of

emergency detentions.

The academic staff in UCT's education department said in a statement that Mr Gabru was a "dedicated educationist of the highest integrity".

"We do not believe that his detention can in any way contribute to a peaceful resolution of the present crisis in South Africa and particularly that in Western Cape education."

Wectu said in a statement the detention was part of the attempt "to totally silence and cripple the union".

Alarm
at gaps

of detainees

ON

SAP

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lists

CAPE TIMES 329
16/11/85

By BARRY STREEK
Political Staff

ALARM has been expressed at the growing number of detainees — and people believed detained under emergency regulations — who are not accounted for on official police lists.

"This has terrifying overtones and even raises the spectre of South American countries, where to go missing is part of the risk of opposing the status quo," the acting leader of the Progressive Federal Party, Dr Alex Boraine, said yesterday.

Yesterday, police issued their latest list of 314 people, including 116 people from the Western Cape, detained under the emergency.

But the police list did not include the names of four Belhar Senior Secondary School teachers who were detained at the school on Friday last week.

Three of the four teachers have been visited by members of their families in prison and, according to the husband of one of them, the families have been told they are being held in terms of the emergency regulations.

Police 'could not confirm'

On Monday, the Cape Times telexed the names of the four teachers to police headquarters, together with a number of other reported detentions, but these were not confirmed, and the four teachers were not on yesterday's official list.

On Wednesday, lawyers gave the Cape Times the names of 30 people who had been released from detention, but only two of the 30 had been confirmed on the police lists.

At 5am last Friday, the chairman of the Western Cape Teachers' Union, Mr Yousuf Gabru, was detained at his home. The police were telexed on Friday about his detention but replied that they could not confirm his detention. A further telex about his detention was not answered.

In yesterday's police list the detention of "Yousuff Gabry" was finally confirmed.

Under the emergency regulations, the names of detainees may not be published unless they are confirmed in writing by police headquarters. This means that a number of what are believed to be detentions cannot be reported in newspapers.

Dr Boraine said yesterday that this development was "alarming".

"Detention without trial is in itself a total disregard of the rule of law and something which brings with it fear, isolation and deprivation. But when detentions are not confirmed by the police, and therefore cannot be published in newspapers, it takes on a more ominous and chilling note.

"Sometimes days and even weeks go by where people are simply 'missing'. We do not know how many, we do not know where they are from and where they are.

'Behind the cold statistics'

"Behind the cold statistics of missing people, are human beings who are loved and missed by parents, by families and by friends.

"If the government will not stop detaining without trial then I appeal to them at least to confirm without delay the names of those people who are taken into custody.

"That will be poor comfort, but at least loved ones and family will know that the detainees have not just been forgotten in some cold, lonely cell."

● On Thursday a senior police spokesman in Pretoria, Major Steve van Rooyen, approached after police failed to confirm a number of detentions, told the Cape Times: "Sorry, we just don't have the manpower to physically go through the official lists of detainees to look for, let's say, 40 or 50 names you send us. We don't have the staff — you'll just have to wait for Friday for the latest official list."

● Detentions in W Cape 'indiscriminate', page 11

● Latest official list, page 11

Detainees tell MPs of assault

JOHANNESBURG. — Several cases of assault were reported yesterday by detainees to Progressive Federal Party MPs who inspected the Johannesburg and Modderbee prisons, a PFP statement said.

The tour was undertaken by Dr Marius Barnard, MP for Parktown, and Mr Peter Soal, MP for Johannesburg North, as part of the Parliamentary Standing Committee on Health.

The statement, issued by Dr Barnard and Mr Soal, said: "Today we

visited the Johannesburg Prison and the Modderbee Prison as part of a tour of inspection as part of the Parliamentary Standing Committee on Health.

"At Johannesburg Prison we found there were 224 detainees, most of whom were young people. We came across a group of 14 young people in a cell, who agreed to speak to representatives of the PFP and to the National

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Cape Times 16/11/85

Detainees tell MPs of assault

JOHANNESBURG. — Several cases of assault were reported yesterday by detainees to Progressive Federal Party MPs who inspected the Johannesburg and Modderbee prisons, a PFP statement said.

The tour was undertaken by Dr Marius Barnard, MP for Parktown, and Mr Peter Soal, MP for Johannesburg North, as part of the Parliamentary Standing Committee on Health.

The statement, issued by Dr Barnard and Mr Soal, said: "Today we

visited the Johannesburg Prison and the Modderbee Prison as part of a tour of inspection as part of the Parliamentary Standing Committee on Health.

"At Johannesburg Prison we found there were 224 detainees, most of whom were young people. We came across a group of 14 young people in a cell, who agreed to speak to representatives of the PFP and to the National

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Party, 'because they are the governing party'.
"They refused to have anything to do with any of the other MPs.

"Of the 14, 11 claimed they had been assaulted, nine by the police at John Vorster Square and at Protea police station, and two, of whom one said he had been punched by a prisons officer and one said he had been affected by teargas.

"We will communicate these details to the Minister of Law and Order with the request we will be allowed to follow the cases through with the district surgeon," the statement said.

"We were also advised that there are 35 allegations of assault by the police which are being investigated. We will ask the Minister of Law and Order to release details of the outcome of these investigations as soon as possible.

A discussion concerning assaults and medical care of the detainees was held with the district surgeon. He did not deny having seen evidence of assaults.

"He could not give us details of where the assaults had taken place or who had inflicted them, but suggested they did not take place in prison.

"We found that a half-hour discussion with the district surgeon was inadequate and intend asking for further interviews with district surgeons at prisons.

"At Modderbee there were 83 detainees. We found the attitude of the authorities towards the detainees to be more aggressive than at Johannesburg and the situation to be generally depressing.

"In the communal cells the windows are shuttered, the rooms are dark, badly in need of painting, poorly lit and the sanitary arrangements are inadequate.

"We are most concerned about the situation and remain convinced that the state of emergency should be lifted as soon as possible."

● The Minister of Justice, Mr Kobie Coetsee, said from Pretoria yesterday that he had invited MPs from the three houses of Parliament to visit detainees arrested under the emergency.

Held mother, baby wrangle

16/1/85
Cape Times
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By TONY WEAVER

AN eight-month-old baby, his mother, grandmother and aunt were detained on Thursday in Kasselsvlei in terms of emergency regulations.

The baby was released into the custody of his father the same night, but now a legal wrangle is going on in an attempt to get the mother out of jail, with police telling attorneys the mother will not be released and the baby must join his mother in the cells.

The family's attorneys said yesterday that police were insisting on having a medical test done on the mother to "make sure she is breast-feeding and not faking".

The baby is eating but refusing to take any fluids since being separated from his mother, and family members said yesterday the child is "miserable and sick".

The baby's father has refused to allow his child to be taken back into the cells.

The Cape Times has the names of those detained, but in terms of the emergency regulations may not in any way publish any information which will disclose the identity of the detainees.

Another aunt of the baby said police came to their flat and demanded to see her sister, a high school pupil.

"There were three white policemen in the house and two outside. They came in looking for my sister and they grabbed her. My mother tried to stop them. The policeman stuck his elbow under my mother's chin and said to her in Afrikaans: 'I'll beat you to death.' Then they left and went to the school where they detained a lot more people."

The family is mystified as to why the baby's mother was detained, and said none of the family, including the girl police came looking for, are politically involved.

● A spokesman for the Police Directorate of Public Relations in Pretoria commented: "It is practice that when the mother of a young child is arrested, the child is placed in the cell with its mother, for obvious reasons."

"The liaison officer, Cape Town, has made inquiries and can find no evidence of an 8-month-old baby being held in this way."

"Regarding the allegations in your telex, we can only reiterate that if the persons concerned are of the opinion that the police acted abusively or exceeded their powers, they should file affidavits at any police station so that the allegations can be properly investigated."

"We understand that the Cape Times has already printed this report and would like to know what steps will be taken to rectify the inaccuracies, since it must have been obvious that comment would not be available at the time of going to press (on Thursday night)."

● This is the first publishing of the story in the Cape Times.

Detained women in hospital

Political Staff

THREE more detained women on hunger strike are believed to have been admitted to hospital.

It is understood that June Esau, a Clothing Workers' Union organizer, Selena Manual and Vanessa Ludwig have been hospitalized.

A fourth detainee, Mrs Theresa Solomons, who works for the Western Province Council of Churches and who was admitted to hospital earlier this week, was still there on Thursday.

But a fifth woman detainee, Mrs Shaheida Isel, who was also admitted to hospital, has, it is understood, been returned to Pollsmoor Prison.

All five are being detained under the emergency regulations.

Details of the reported hospitalization of the hunger strikers were submitted yesterday to the prisons' department for confirmation.

Refuse to eat

Colonel Danie Immelman of the prisons department said: "The subsequent comments do not pertain to any individual.

"From time to time prisoners and or detainees refuse to eat food served to them in accordance with the prescribed ration.

"The policy with regard to prisoners who refuse to eat is strictly applied and is based on the internationally-accepted guidelines in the Tokyo Declaration."

In response to allegations published in yesterday's Cape Times that detainees had had medical treatment withdrawn, had privileges like the use of toiletries and being allowed periods during which they mixed with each other while laundering their clothes withdrawn, and had been placed in solitary confinement, Colonel Immelman said:

"The detainees in question are treated in accordance with the regulations mentioned.

"Any suggestion to the contrary is therefore rejected.

"Moreover detainees are being visited by judges who file reports on conditions and irregularities if any."

He said prison authorities pursue "a policy of reasonableness".

Detentions in W Cape are 'indiscriminate'

Cape Times 16/11/88

By TONY WEAVER

THE General Workers' Union organizer, Ms Di Cooper, released from two days' detention on Thursday afternoon, said yesterday detentions in the Western Cape under emergency regulations had become "completely random and indiscriminate".

Following her detention, crucial national wage negotiations with SA Stevedores Ltd for 3 000 stevedores countrywide were suspended, the International Confederation of Free Trade Unions (ICFTU) asked all its affiliates to take action, the International Labour Organization was informed of the detention and the International Transport Federation protested directly to the South African Embassy in London.

In addition, a number of SA companies involved in union negotiations with the GWU protested to the police and to President P W Botha.

Another key GWU organizer, the Rev Howard Marawu, has been in detention since Friday October 25, the day before the state of emergency was extended to the Western Cape.

Chance of being released

Ms Cooper said yesterday: "If you are a high-profile person with a strong organization backing you and putting pressure on the authorities, you have a chance of being released. But there are hundreds of people in there who have no public profile who will languish in detention until the police feel like releasing them."

She said the situation inside the detention cells was completely "Alice In Wonderlandish". "Kids are being picked up off the streets for no other reason than that they look as if they could be activists."

"The accounts of other detainees convince me the police have launched a reign of terror on the streets of Cape Town, taking in anyone who has even the vaguest political affiliation.

"They are pulling in people and letting them rot. Most of those pulled in genuinely have no idea why they are there. Most of the time the security police leave them alone and they have to call for the police and ask why they are there. The stock answer is: 'You should know why you are here'."

"Women who shared my cell told me they felt as if they were being used as training material, for teaching purposes for trainee security policemen."

Protest to the minister

● Barry Streek reports that the Food and Canning Workers' Union has protested to the Minister of Law and Order, Mr Louis le Grange, about the detention of three of its organizers.

In a telex to Mr Le Grange yesterday, the union said: "We believe that there is no justification for the detention of these persons. We call for their immediate release." The message was signed by the union's general secretary, Mr Jan Theron.

The union's national organizer, Ms Lizzie Phike, is one of those being held. Its organizer of the Paarl branch, Mr John "Oupatjie" James, was detained on Saturday but the police said yesterday that "according to our present records, John James is not being held in terms of the emergency regulations".

The reported detention of a third organizer has not been confirmed by the police and, in terms of the emergency regulations, may not be published.

This list is the official police list of detentions this week in the Western Cape.

Noel Pieterse, Wynberg.
Gavin Jacobs, Wynberg.
Petronella Johannes, Bellville.
Shaun Melite, Bellville.
Watu Mndadi, Wynberg.
Sipho Mbulisa, Athlone.
Deon Williams, Wynberg.
Richard October, Cape Town.
Anessa Hartley, Wynberg.
Cassim Christians, Wynberg.
Nazem Lee, Goodwood.
Mlungesile Leng, Athlone.
Athor Williams, Bellville.
Daniel Sess, Athlone.
Christopher Fortuin, Bellville.
Michael Rode, Bellville.
Rodney Wyngaard, Athlone.
Yousuff Gabry, Wynberg.
Brian Hoet, Athlone.
Braam Paulsen, Wynberg.
Glenville Adams, Athlone.
Daniel Beeka, Bellville.
Piet Brits, Athlone.
Daniel Williams, Wynberg.
William Patro, Bellville.
Reginald Cook, Athlone.
Lloyd Fortuin, Paarl.
Allen Paulse, Paarl.

● The full list of names will appear in Monday's Cape Times.

Police listings: alarm over the 'missing'

Weekend Post Correspondent

CAPE TOWN — Alarm has been expressed at the growing number of detainees — and of people believed held under emergency regulations — who are not accounted for on official police lists.

"This has terrifying overtones and even raises the spectre of South American countries, where to go missing is part of the risk of opposing the status quo," the acting leader of the Progressive Federal Party, Dr Alex Boraine, said this week.

Yesterday, police issued their latest list of people detained under the emergency, including 116 people from the Western Cape.

But the police list did not include the names of four teachers detained at Belhar Senior Secondary School in Cape Town last Friday.

Three of the four teachers have been visited by members of their families in prison. According to the husband of one of them, the families have been told they are being held in terms of the emergency regulations.

On Monday, a Cape Town newspaper telexed the names of the four teachers to police headquarters, together with a number of other reported detentions, but these were not confirmed. The four teachers were not on yesterday's official list.

On Wednesday, lawyers in Cape Town issued the names of 30 people who had been released from detention, but only two of the 30 had been confirmed on the police lists.

At 5am last Friday, the chairman of the Western Cape Teachers' Union, Mr Yousuf Gabru, was detained at his home. The police were telexed on Friday about his detention, but replied that they could not confirm it. A further telex about his detention was not answered.

In yesterday's police list the detention of "Yousuff

Alarm over police list omissions

● From Page 1

Gabru" was finally confirmed.

Under the emergency regulations, the names of detainees may not be published unless they are confirmed in writing by police headquarters. This means that a number of what are believed to be detentions cannot be reported in newspapers.

Dr Boraine said yesterday that this development was "alarming". "Detention without trial is in itself a total disregard of the rule of law and something which brings with it fear, isolation and deprivation. But when detentions are not confirmed by the police, and therefore cannot be published in newspapers, it takes on a more ominous and chilling note.

"Sometimes days and even weeks go by where people are simply 'missing'. We do not know how many, or where they are from and where they are. Behind the cold statistics of missing people are human beings who are loved and missed by parents, by families and by friends.

"If the Government will not stop detaining without trial then I appeal to them at least to confirm without delay the names of people taken into custody.

"That will be poor comfort, but at least loved ones and family will know that the detainees have not just been forgotten in some cold, lonely cell."

A senior police spokesman in Pretoria, Major Steve van Rooyen, approached after police failed to confirm a number of detentions, said: "Sorry, we just don't have the manpower to physically go through the official lists of detainees to look for, let's say, 40 or 50 names. You'll just have to wait for the latest official list."

● According to official figures released last night, 5 567 people have been detained since the state of emergency began on July 21, of whom 4 147 have been subsequently released, leaving 1 420 still in detention.

● Turn to Page 3

99% Times
10/11/83
Rylands
brothers
'disappear'

Staff Reporter

ONE DAY after Mr Zain Jeenah of Rylands was released from detention, police came to his house on Thursday to detain his brother Faizul, who was seriously wounded when he was shot in Athlone last month.

Now both brothers have disappeared and their mother, Mrs Sabera Jeenah, is frantic with worry as Faizul was supposed to have had a crucial operation on his wounded leg yesterday.

She said yesterday that police and Defence Force members came to her house on Thursday and demanded to see Faizul. While they were in the house, Faizul came in, saw what was happening and "disappeared".

Mrs Jeenah said that early yesterday her house was stoned.

Later, police came to her house again, demanding to know where her sons were. "I said both my sons have disappeared and I would like to find them just as much as the police would."

"Our doctor said if Faizul does not have medical attention soon, there will be serious problems, his leg is festering."

Mrs Jeenah said the police had also asked her why she "made statements which were untrue in the newspapers" — referring to an article headlined "Plea for children" which appeared in the Cape Times on November 6.

The article, which did not give her name, quoted her as pleading with the police and the State President to "show some concern" for children in detention.

Salojee lost 11 kg while in detention

329 Own Correspondent 18/11/85

DURBAN — Dr Arashid Salojee, Transvaal vice-president of the United Democratic Front and acting president of the Transvaal Indian Congress, lost 11 kg in weight during 17 weeks in detention.

His wife Sara said at the weekend that he also had to be given psychiatric therapy and treatment for gastric and bladder infections.

Dr Salojee was one of five detainees released last week after being detained in the first two days of the state of emergency.

The release of the five came days before the Rand Supreme Court was to have heard an urgent application for the freeing of Dr Salojee and Mr Auret van Heerden.

The others released were Mr Neil Coleman, Mr Simon Ratcliffe and Mr Maurice Smithers.

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314 people held last week under emergency

A total of 314 people were arrested under emergency regulations last week, according to a list of detainees issued by police in Pretoria.

According to the lists, which are issued weekly, 5 567 people have been held in detention since the emergency began on July 21.

On Friday police said only 1 420 were still being detained and they would no longer issue lists of detainees who had been released.

The names of the latest detainees are:

RANDFONTEIN

Phillip Moteama, Thabo Moloto, Alpheus Modikoe, Hulus Monare, George Mogale, Joseph Montsiwa, Andries Phumudi, Joseph Nhlapo, Enoch Mutambo, Kalzer Panama, Griffiths Bapessa, David Moelet, Jerry Tserema, Samuel Mabe, Ezekiel Letimela, David Petile, William Morakile, Ronald Molefe, Johannes Moele, Attie Lebopo, Eugene Molwa, Aaron Molshabi, Alan Mokale, Jack Tsatsi, Edwin Masabe.

JOHANNESBURG

Michael Rapetto, Daniel Malapane, Peter Nkosi, Sello Sagwane, Johannes Selepe, Beauty Tshabalala, Siphonhe, Ingrid Baiyo, Samuël Mampodi, Dudu Ngwenya, Themba Diwali, Siphonhe, Sydney Legau, Solomon Mosehele, Solomon Masekoane, Elias Ngubeni, Donald Mofokeng, Elias Nemeisa, Richard Ndlovu, Daniel Ntsho, Thami Mamosi, Charles Buvo, Ananias Selomo, Willy Rakgwane, Rempp, ber Molotsi, Joseph Tau, Coriellus Mutsabela, Thabo Lesunna, Stanford Themba, William Pitso, Jonathan Ngaga, Joel Kgatla, Jack Motang, Sievili Tzolo, Fanavelli Fakude, James Tau, Daniel Nubela, Raymond Roberts, Edwin Ramona, Zachariah Tsipedi, Roque Sebokwane, Joseph Meroane, Siphonhe, Victor Masekane, Gregory Khono, Morgan Letswiti, Erila, Sydney Bora, Morgan Letswiti, Ernest Mkhomo, Gladwin Kgomo, Jeffrey Monisi, Jeffrey Letimela, Alfred Matlou, Billy Matlou, Isaac Machae, Lawrence Zulu, Isaac Majjala, Christian Lubimbi, John Thabon, Samuel Ndlovu, Mkhayisa Xundu, Elizah Zwane, Terrence Mabote, Moses Pule, Vincent Mfucube, David Nhlapo, Daniel Matlou, Thampelo Kwaledi, Mashipi Naswaga, Seth Mazibuko, Moses Mokgethi, Themba Nhlapo, Vusi Sigasa, Vincent Mavimbele, Lebogang Tzolo, Thomas Phalame, Ezekiel Cindi, Mike Sibhole, Jacob Tabane, Bongani Dlamini, Samuel Skhalehane, Themba Zondo, Sefiso Kunene, Joseph Tse, Elphas Lesomo, Fat Maseko, Glen Lese, Themba Moloi, Christopher Daweni, Phillip Ndebele, George Makhabela, Tabu Nkosi, Mi-Lucky Makhabela, Alfred Miambo, David Molemame, Gideon Manjira, Edward Mofegethata, Siphonhe Matshaya, Hamilton Molefe, Teke Sebeng, Girty Senepe, Thandi Makhanya, Mary Phiso, Ocarline Mushi, Thandi Masele, Maggie Mofokeng.

Charity Masame, Ursula Mayisela, Olga Mmamano, Miriam Mofokeng, Jacqueline Moutzane, Precious Mshana, Nomvula Mlungwana, Doris Tshabalala, Patricia Sibeko, Virginia Thobela, Ellen Mokhele, Ouma Moshu, Eunice Mofokeng, Zandile Mkhosi, Vivian Nombeke, Ester Molefe, Miriam Lioda, Unice Khumalo, Mimi Phelokuwane, Phindile Sibhole, Mkhond Mhlongo, Betty Thashi, Julia Mkhimbula, Mavis Mgaga, Cleopatra Nzimela, Winniefred Tumba, Constance Radebe, Gusu Ntsele, Sophie Masebele, Mariba Ndlovu, Lefty Magagala, Ferdinand Mashigo.

PORT ELIZABETH

Patrick Kwali, Ntsokeleno Sandi, Tembile Banti, Tosimile Ntsingizi, Moses Windvogel, Magwana Moatane, Vusile Nomngoma, Baldwin Maudwana, Michael Fabana, Lilamile Wiserian, Edwin Mangilla, Edward Mangilla, Tulo Mangilla.

ALBANY

David Sandi, Sandile Mahlelele, Fuzile Mzalala, Mkhosi Njeleza, Zonwabele Sityanji, Tazeti Sikwetu, Vuyilele Ndowa, Koisile Toji, Nemelelo Tsana, Puma Mkhela, Mkhuzuzi Gadu, Monica Rafu, Xhanti Kepe.

CRADOCK

Mabaupi Mangiso, Lilamile Jofiyasi.

UITENHAGE

Mphahlegi Makasi, Sitembiso Jali, John Karmes, Jackson Hlelani, Cynthia Kona.

SOMERSET EAST

Sidwell Carise, Stoffel Stuurman.

ATHLONE

Reginald Cook, Shawn Christian, Frazier Gramman, Shaheen Barmania, Ahmed Abdugagan, Siphonhe Mkhosi, Mkhongele Lenge, Mkhosi Komino, Rashid/Vernon, Daniel Sass, Ernst Sass, Charles Barmara, Rodney Wyngaard, Franklin Isases, Charles Abraham, Eric Alam, Brian Rose, Eugene Daniels, Glenville Adams, Piet Brits.

BELLVILLE

Phronella Johannes, Shaun Melitte, Rodger Mullins, Neil Smith, Cecelia McCrae, Francois Abrahams, Shaun Arendse, Arthur Williams, Fergus Piensaar, Allan Obery, Margy Byneveld, Christopher Fortuin, Michael Rode, Daniel Syter, Edward Oordman, Jacobus van Ass, Deon Julivi, Marshall Pietersen, Keith Stellenkamp, Clive Pietersen, Daniel Becka, Edward Becka, Willem Petro.

CAPE TOWN

Richard October.

GOODWOOD

Nazeem Lee, Eklegam Davids.

WYNBERG

Noel Pietersen, Cecile Kafari, Gavin Jacobs, Mark Williams, Randall Sauls, Wati Madida, Limba Krokron, Boy Xhali, Vuyani Ramgwana, Caalman Casi, Mzwahshuvini Makoselo, Banamzi Tyam, Mzwahshuvini Khali, Kenneth Elijah, Zwickotha Bokhvi, Daluxolo Qaba, Joseph Nduku, Hlathi Msiaghi, Sithozo Mncetisi, Minyazile Mbeni, Zamice Mbenge, Gary Jacobs, Deon Williams, Dennis Gelderbloem, Lionel October, Anessa Hartley, Cassiem Christians, Shaun Phillips, Youssif Gabry, Bram Paulsen, Coert Lucas, Alfonso da Silva, Mellon Jacobs, Jerome Deyce, Percy Jones, Ignatius Samudine, Anthony Stevens, Anthony Mally, Daniel Williams.

PAARL

Lloyd Fortuin, Hilton de Villiers, Stennet Cupido, Calvin Gillette, John Steenkamp, Edgar Hanley, Melvin Martin, Allan Paulus, Jacobus Jarow, Andeele November, Nzwandila Pikasho, Kollie Neutsho, Boyce Malvern, Zamille Oswell, William Koye, Boy Craig, Mungu Maduna, Tabo Sondaganga, Wiseman Matshaba, Sidwell Jacobs, Howard Tsama. — Sapa.

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Clerics add support to Pollsmoor detainee fast

Religion Reporter

SEVERAL clerics and theologians took part in a solidarity fast at the Buitenkant Street Methodist Church in support of detainees' demands.

The fast, which began last Monday, is in support of a hunger strike by detainees in Pollsmoor Prison in protest against all detentions.

The fast is continuing in the church this week.

The clerics, who fasted for 24 hours from Saturday evening, included Professor Charles Vila-Vicencio, professor of theology at the University of Cape Town and a former detainee;

the Rev Alan Brews, a member of the Western Province Council of Churches executive and a minister of the Buitenkant Methodist Church; the Rev Alan Bruce, also a minister of the church; the Rev Mark Stephenson, minister of the Woodstock and Salt River Methodist Church; Father Basil van Rensburg, of the Holy Cross Catholic Church in District Six; Dr. Mark Stephens, a lecturer in theology at the University of the Western Cape, and the Rev Alistair Rundle, a Methodist minister at the Metropolitan Church on Greenmarket Square.

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Detainees end hunger strike

Staff Reporter

ALL but one of the emergency detainees in the Western Cape who went on a week-long hunger strike to protest about their continued detention have ended their fast, according to the Prisons Department.

Lieutenant-Colonel D J Immelman, a Prisons Service spokesman, said: "All the other detainees are having their meals at the prisons."

The four women detainees who were taken to hospital after refusing meals last week are back in prison and eating.

The emergency detainees in Victor Verster Prison and Pollsmoor went on a hunger strike after two weeks in detention.

SOLIDARITY

Friends and families of detainees began a continuous solidarity fast in 24-hour shifts at Buitenkant Street Methodist Church last week.

Concern about the welfare of detainees mounted when relatives had reports that hunger-striking detainees were not receiving necessary medication.

Colonel Immelman said detainees "are treated in accordance with rules pertaining to the regulations mentioned earlier (in terms of the state of emergency)".

"These regulations are strict but fair and are applied in a responsible and professional way and have the effect that people are detained and cared for under internationally accepted prison conditions."

Student detained, SRC office raided

Education Reporter

A PHYSICAL education student at the University of the Western Cape was taken away by police from UWC's Bellville campus today, just two days after a police raid on the Students' Representative Council offices.

A UWC support group spokesman said another student sitting on steps outside the cafeteria complex reported to him that police and what appeared to be troops leapt out of two unmarked cars and told him not to move from where he was sitting.

They then entered the complex and later emerged with the physical education student the spokesman said.

He said that on Friday afternoon, soon after students met to discuss whether to write exams which have been postponed to next year, police arrived and "ransacked the offices, removing banners, media equipment and video tapes".

INFORMAL DECISION

Police have yet to confirm the student's arrest.

A spokesman for the police directorate of public relations in Pretoria said he could not comment on the raid on the offices as it would have been a "routine investigation".

"There is so much police activity taking place throughout the country at the moment that it is impossible to confirm that this place has been raided or that searched," he said.

• About 200 students who attended Friday's meeting to discuss the exam issue took an informal decision to prepare for

the exams, due to start on January 6, as it appeared that most of UWC's 7-600 students were doing so. An attempt would be made to arrange a further postponement of exams until January 13 so students would have a chance to meet and discuss the issue early next year, an SRC spokesman said.

• A teacher at a Manenberg Secondary School, Ms Emily Fairbairn, who was taken from the school at 9.40am today by police for questioning, was released soon after midday.

Lieutenant Attus Lambson, police liaison officer, said a captain from the reaction unit had detained her. She was released from Manenberg police station about 12.15pm and taken back to her school.

• A Food and Canning Workers' Union organiser in Paarl was taken away by police last week, the union has reported.

Police have still not confirmed the detention, although they were asked to do so by The Argus on Thursday.

Cape Times 18/11/85

Demand for 1986 exams

Education Reporter

STUDENTS, parents and teachers are prepared to discuss a return to school, classes and the writing of examinations if the government postpones examinations to March next year and releases all detainees.

This is the message contained in a statement last night by 20 community, professional, trader and sports organizations in an attempt to break the educational logjam affecting thousands of pupils in the Western Cape.

The organizations said quite clearly, however, that if these demands were not met, "we see no end to the crisis in the Western Cape and elsewhere".

The present crisis in education affected the entire community — including civic, church, sports, worker and business organizations.

Badge of dishonour

"There is agreement among all parents, students and teachers in the Western Cape that it is educationally fraudulent to expect any secondary or tertiary student to write examinations in the present circumstances. The army and police are daily committing acts of intimidation and harassment against students, teachers and parents. The majority of students in the Western Cape have refused to write under these circumstances and feel let down by those who, out of fear and intimidation by the authorities, have consented to write. Some parents out of fear of the consequences of not writing have coerced their children to sit for the exams. Any qualifications obtained under these conditions would be a badge of dishonour.

"At all secondary and tertiary institutions only approximately one semester's work has been completed. Very little

atmosphere conducive to study and academic work prevails in all these institutions. To insist, as the authorities do, that exams go ahead 'as usual' is to perpetrate an educational fraud motivated by sinister political opportunism.

"We believe that the authorities in charge of education lack any legitimacy in the eyes of the people. They therefore have no option but to resort to coercion to force their authority on the unwilling population among whom they have no political support.

"We are not prepared to see the legitimate grievances and concerns of the students turned

into a political football to be kicked around by embittered and rejected politicians.

"We therefore demand that all students be allowed to write their examinations in March 1986.

"It needs to be said with all the emphasis at our command that the army and the police must be withdrawn from our schools and colleges.

"Students will not be able to return to school or write examinations as long as so many of their fellow students, teachers and principals are being held in detention. It is a pathetic and extremely dangerous situation when children can be locked up for weeks without proper contact with their parents, friends and legal representatives. This is the surest sign that the old order has outlived its usefulness.

"We therefore demand that all detainees be released. For the same reason we demand that the harassment and victimization of all teachers and students be stopped.

"It is unanimously agreed that if these demands are met by the authorities, the students, parents and teachers will meet to discuss a return to school, classes and the writing of examinations. Should the authorities refuse to meet these demands we see no end to the crisis in education in the Western Cape and elsewhere.

"Any return to class in 1986 will not see a return to the 'normality' of yesterday. The struggle for a single, non-racial system of education will continue in our communities until a non-racial democratic society in South Africa is achieved.

"We call on all other progressive organizations and individuals to support the demands of the students and to publicly adopt a standpoint on the education crisis."

Signatories to the statement are:

Belhar Civic Association
Belhar Parent, Teacher, Student Association
Bishop Lavis Action Committee
Bo-Kaap Youth Movement
Cape Action League
Call of Islam
Concerned Doctors' Action Committee
Chamber of Muslim Meat Traders' Association
Federation of Cape Civic Associations
Inter Regional Forum
Muslim Judicial Council
Marion Parent, Teacher, Student Inform Committee
National Medical and Dental Association
National Forum Committee
Western Cape Traders' Association
Western Province Council of Sport
Western Province Association Football Board
Western Province Teachers' Union
Western Province Council of Churches
SA College for Higher Education (Cape Town)

JOHANNESBURG. Alleged acts of torture, including beating by "hoodlums", electric shocks, beatings and forced exercise, were filed last week in the Pretoria Supreme Court by 14 former detainees.

Also on Thursday seven former detainees, a Soweto Anglican priest and three mothers of men still in detention, failed in an urgent application to restrain police at Protea police station, Soweto, from assaulting detainees held under emergency regulations.

14 ex-

detainees tell of torture by police

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Cape Times, Monday, November 18, 1985 1

cy regulations. Those still in detention are Mr Sydney Rapu Molekane, Mr Kenneth Fihla and Mr Amos Masondo.

In sworn affidavits, the ex-detainees provided details of their alleged experiences in Protea police station during interrogation.

One ex-detainee, Mr Ernest Mabe, a matric pupil and former member of the Congress of South African Students, said he was beaten and forced to wear his clothes before his hands were handcuffed behind his back and

he was placed in leg irons.

"I saw a policeman take a blue plastic bag and wet it from a bucket. I then felt what I believed to be the blue plastic bag being pulled over my head."

He says he was unable to breathe and repeatedly punched. Clips were attached to his fingers and to his leg. I suddenly felt an intense burning sensation, as if I had been subjected to electric shocks. The treatment was administered for several seconds and it made me scream and fall to the ground."

One of the women to submit evidence, Mrs Patience Murbath, said she was given electric shocks on her fingers. "These were administered five or six times... they laughed when I screamed."

Ms Bessie Fihla, 20, said metal clips were attached to her thumbs and she experienced "terrible electric shocks" through her body.

Ms Doris Ndoki Maseyana said: "I recall hearing noises which sounded to me as if buttons rattle like those on a telephone or

calculator were being pressed. There was then a strange soft sound and I felt an electric shock run through my whole body from the feet upwards. This was extremely painful and I screamed. I heard someone say: 'This will make you talk.'"

Mr Mandla Dlamini said: "I was told to remove my trousers. Electric shocks were then administered to my penis." This caused excruciating pain.

The other detainees alleging torture include Mr Lazarus Moekele, Mr Soviet Mazibuko, Mr

Aubrey Matshiqi, Mr Reginald Monde Mbingeleli, Mr Neil Makgane Thobekane, Mr Eugene Vilimuzi Mabaso, Mr Moses Sibele and Mr Walter Mabona.

At the hearing the respondents, who include the Minister of Law and Order and the Minister of Health and Population Development, denied all allegations of assault.

They said they believed the action was a malevolent plan put together and brought as a matter of urgency to innocent the police.

Clerics in hunger strike support fast

Staff Reporter

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EIGHT local clerics and theologians, including two University of Cape Town professors, joined a fast at the weekend in support of hundreds of hunger-striking detainees held in prisons near Cape Town.

The eight went on a 24-hour fast from 6pm on Saturday at the Methodist Church in Buitenkant Street, calling on other clerics to join the ongoing supportive fasts and other activities.

And "friends and families of detainees" group said at the weekend that the 24-hour rotation fast would continue "although we are uncertain as to whether the hunger strike by detainees in Victor Verster and Pollsmoor prisons is continuing or not".

The fasting clerics are: A former state of emergency detainee, Professor Charles Villa-Vicencio, professor of theology at UCT; Professor John de Gruchy, professor of religious studies at UCT; the Rev Basil van Rensburg of the Holy Cross Catholic Church in District Six; the Rev Douglas Bax of the Rondebosch Congregational Church; the Rev Lionel Louw, another former state of emergency detainee and chairman of the Western Province Council of Churches; the Rev Alan Brews, a member of the WPCC executive and Methodist minister at the Buitenkant Street Methodist Church; Dr Mark Stephens, a lecturer in theology at UWC, and the Rev Alistair Rundle, a Methodist minister at the Metropolitan Church.

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314 held in past week

PRETORIA. — Three hundred and fourteen people were arrested under the emergency regulations in the past week, according to a list of the detainees issued on Friday by police.

According to the police lists, which are issued weekly, 5 567 people have been held in detention since the emergency began on July 21.

An earlier police report police report yesterday, however, said only 1 420 were still being detained.

Police announced this week that they would no longer issue lists of detainees who had been released.

They are listed by name, race/sex and magisterial district (which is Randfontein, unless stated otherwise):

- 1 Phillip Moleane B M
- 2 Thabo Mofolo B M
- 3 Alpheus Mokhele B M
- 4 Rufus Monare B M
- 5 George Mogale B M
- 6 Joseph Montsiwa B M
- 7 Andrew Phumudi B M
- 8 Joseph Nhlago B M
- 9 Enoch Mntambo B M
- 10 Kaizer Panama B M
- 11 Griffiths Hapeloia B M
- 12 David Mooketsi B M
- 13 Jerry Tsereane B M
- 14 Samuel Mabe B M
- 15 Ezekiel Letimela B M
- 16 David Peltete B M
- 17 William Morokile B M
- 18 Ronald Mofelo B M
- 19 Johannes Seopole B M
- 20 Atile Lebogo B M
- 21 Peter Nkasi B M
- 22 Sello Sagwane B M
- 23 Johannes Seloape B M
- 24 Beauty Tshabalala B F
- 25 Siphso Ntobuwa B M
- 26 Ingrid Babyi B M
- 27 Samuel Monamodi B M
- 28 Dudu Ngwenya B F
- 29 Themba Diwali B M
- 30 Siphso Madhe B M
- 31 Sydney Legkua B M
- 32 Solomon Mophehe B M
- 33 Patrick Kwall B M
- 34 Nisokolono Sandi B M
- 35 Sandile Mahlogole B M

- 36 Mabaupl Mago B M
- 37 David Sandi B M
- 38 Tembile Banti B M
- 39 Todieme Ntongizi B M
- 40 Mphahleli Makasi B M
- 41 Eugene Molliwa B M
- 42 Aaron Motsabali B M
- 43 Allen Mokaleng B M
- 44 Jack Tsaki B M
- 45 Edwin Masebe B M
- 46 Fuzile Mzazalala B M
- 47 Mthabisi Njaleza B M
- 48 Zonwabele Sityanja B M
- 49 Tefatei Sikwento B M
- 50 Vuyileli Ndowa B M
- 51 Kollisa Toji B M
- 52 Nompumelelo Tsani B F
- 53 Pumza Mbekele B M
- 54 Mthutuzeli Gadu B M
- 55 Monica Refu B F
- 56 Shani Kapi B M
- 57 Stranger Maake B M
- 58 Confort Rampa B M
- 59 Solomon Masekoane B M
- 60 Kias Ngubane B M
- 61 Donald Molekang B M
- 62 Peter Malesetsa B M
- 63 Richard Methi B M
- 64 Isaac Mthlakane B M
- 65 Jobubeni Ndova B M
- 66 Daniel Tshoo B M
- 67 Thami Mennusi B M
- 68 Charles Buys B M
- 69 Ananias Salomo B M
- 70 Willy Rakgana B M
- 71 Rembrandt Molotsi B M
- 72 Joseph Tau B M
- 73 Cornelius Molsubele B M
- 74 Thabo Lesuma B M
- 75 Stanford Thamba B M
- 76 William Piliso B M
- 77 Jonathan Ngaga B M
- 78 Joel Kgata B M
- 79 Jack Mofung B M
- 80 Steven Tsolo B M
- 81 Fanavelli Fakude B M
- 82 James Tau B M
- 83 Daniel Nohela B M
- 84 Raymond Robatswa B M
- 85 Edwin Ramona B M
- 86 Zechanah Tsupedi B M
- 87 Rogee Mosekane B M
- 88 Joseph Morane B M
- 89 Siphso Mokhele B M
- 90 Josia Matabane B M
- 91 Gregory Khonou B M
- 92 Victor Masekela B M
- 93 Sydney Bora B M
- 94 Morgan Letswili B M
- 95 Ernest Mkhonzo B M
- 96 Gladwin B M
- 97 Jeffrey Momo B M
- 98 Jeffrey Letumane B M
- 99 Alfred Matlou B M
- 100 Billy Masetlane B M
- 101 Boston Mchaba B M
- 102 Lawrence Zulu B M
- 103 Isaac Majila B M
- 104 Christian Lubimbi B M
- 105 John Thibozo B M
- 106 Samuel Ndovu B M

- 107 Mzikayise Xundu B M
- 108 Eliaz Zwane B M
- 109 Terrence Mabote B M
- 110 Moses Pula B M
- 111 Innocent Mucube B M
- 112 David Nhlago B M
- 113 Daniel Matlou B M
- 114 Thampelo Kwaladi B M
- 115 Mthabisi Nwawasha B M
- 116 Seth Matzuko B M
- 117 Moses Makgotsi B M
- 118 Themba Nhlago B M
- 119 Vusi Sigasa B M
- 120 Vincent Mavimbela B M
- 121 Lucas Mdleteni B M
- 122 William Malinga B M
- 123 Lebogang Tsolo B M
- 124 Thomas Phasama B M
- 125 Ezekiel Gindi B M
- 126 Mike Sihole B M
- 127 Jacob Tabane B M
- 128 Bongani Dlamini B M
- 129 Samuel Sabelehang B M
- 130 Themba Zondo B M
- 131 Sello Kunene B M
- 132 Joseph Tau B M
- 133 Ephias Lesheane B M
- 134 Pat Maseko B M
- 135 Glen Lose B M
- 136 Themba Moloi B M
- 137 Christopher Daweti B M
- 138 Phillip Mchela B M
- 139 George Makgobeloane B M
- 140 Lucky Makubela B M
- 141 Taba Nkasi B M
- 142 Michael Mzimba B M
- 143 Alfred Mtambo B M
- 144 David Molemane B M
- 145 Gideon Mankelwa B M
- 146 Edward Mokoahale B M
- 147 Gladwell Matshaba B M
- 148 Hamilton Piliso B M
- 149 Sibongile Nkosi B M
- 150 Yvonne Molewa B M
- 151 Taba Sebasing B M
- 152 Gilly Sams B M
- 153 Thandi Makhanya B M
- 154 Mary Phasha B M
- 155 Oscarine Mhosi B M
- 156 Thandi Masego B M
- 157 Maggie Mofokeng B M
- 158 Matsa Masinda B M
- 159 Charly Nkashane B M
- 160 Grace Mayisela B M
- 161 Olga Morozano B M
- 162 Miriam Mundalomo B M
- 163 Jacqueline Mmanzana B M
- 164 Precious Mhlanga B M
- 165 Mmowa Mungwana B M
- 166 Doris Tshabalala B M
- 167 Patricia Sibeko B M
- 168 Virginia Thobela B M
- 169 Thabo Mabe B M
- 170 Ouma Mzali B M
- 171 Eunice Mofung B M
- 172 Landile Mduli B M
- 173 Vivian Nombende B M
- 174 Ester Mofelo B M
- 175 Miriam Linda B M
- 176 Unice Khumalo B M
- 177 Mimi Phetokwane B M
- 178 Phindile Sibole B M
- 179 Mildred Mhlongo B M
- 180 Betty Thusi B M
- 181 Julie Mthimkhulu B M
- 182 Mavis Mga B M
- 183 Cleopatra Nkomo B M
- 184 Winifred Tumba B M
- 185 Constance Radebe B M
- 186 Gusu Ntsele B M
- 187 Sophie Matshaba B M
- 188 Martha Motlou B M
- 189 Lefy Magala B M
- 190 Ferdinand Mashigo B M
- 191 Moses Winvogel B M
- 192 Magwaza Maseane B M
- 193 Vasile Nomngoma B M
- 194 Baldwin Msozwane B M
- 195 Michael Fabana B M
- 196 Lailaile Wicaman B M
- 197 Sidiwell Carle B M
- 198 Michael Rapeto B M
- 199 Steffen Stuurman B M
- 200 Lillian Jollyasi B M
- 201 Edwin Mangila B M
- 202 Edward Mangila B M
- 203 Tulo Mangila B M
- 204 Stambiso Jali B M
- 205 John Kamias B M
- 206 Jackson Hlelani B M
- 207 Cebile Kona B M
- 208 Daniel Malapane B M
- 209 Noel Pieterzen B M
- 210 Cedric Katar B M
- 211 Gavin Jacobs B M

- 212 Mark Williams B M
- 213 Randall Sauts B M
- 214 Petrusla Johannes C F
- 215 Shaun Melille C F
- 216 Rodger Mullins B M
- 217 Neil Smith B M
- 218 Cecilia McCree C F
- 219 Francois Abrahams C M
- 220 Shaun Arendse B M
- 221 Wulu Mmadida B M
- 222 Linda Krokoni B M
- 223 Boy Xhali B M
- 224 Vuyani Ramgwana B M
- 225 Casimari Caci B M
- 226 Mwanahluvin-Makolelo B M
- 227 Banamuel Tyam B M
- 228 Mzwabantu Xhali B M
- 229 Kenneth Elijah B M
- 230 Zwelofke Bokwini B M
- 231 Daluzolo Gaba B M
- 232 Joseph Ndoku B M
- 233 Hlati Mlathli B M
- 234 Silezwe Mncobeli B M
- 235 Mhlayisile Mhoni B M
- 236 Zameen Mhango B M
- 237 Gey Jacobs C M
- 238 Siphso Mhlabisa B M
- 239 Dean Williams C M
- 240 Dennis Gelfordbom B M
- 241 Richard October C M
- 242 Lionel October C M
- 243 Anesha Hartley C F
- 244 Castlem Christians C M
- 245 Shaun Phillips C M
- 246 Nazem Lee B M
- 247 Ekogam Davids B M
- 248 Mungwale Lange B M
- 249 Muleli Komino B M
- 250 Rashid Venoes C M
- 251 Alhaji Williams B M
- 252 Fergus Pienaar B M
- 253 Allan Obery B M
- 254 Margo Synveld B M
- 255 Daniel Sass B M
- 256 Sello Sanyal B M
- 257 Charles Barnard B M
- 258 Christopher Fortuin B M
- 259 Michael Rode C M
- 260 Daniel Syter B M
- 261 Edward Oordman B M
- 262 Jacobus van Ass B M
- 263 Dean Jullini B M
- 264 Marshall Pieterse B M
- 265 Keith Stienkamp B M
- 266 Olive Pieterse B M
- 267 Rodney Wingard B M
- 268 Franklin Isaacs B M
- 269 Charles Abrahams B M
- 270 Eric Alam B M
- 271 Yousuf Gabry C M
- 272 Brian Holt C M
- 273 Eugene Daniels B M
- 274 Braam Paulsen B M
- 275 Coert Lucas B M
- 276 Alfonso da Silva B M
- 277 Mielom Jacobus B M
- 278 Jerome Dayce B M
- 279 Percy Jones B M
- 280 Igasi Samodine B M
- 281 Anthony Stevens B M
- 282 Anthony Matli B M
- 283 Glenville Adams B M
- 284 Daniel Beeka B M
- 285 Edward Beeka B M
- 286 Piet Brits B M
- 287 Daniel Williams B M
- 288 Willem Petro B M
- 289 Reginald Cook B M
- 290 Shawn Christian B M
- 291 Felix Gramanle B M
- 292 Shaheen Barnanle B M
- 293 Ahmed Abdugagan B M
- 294 Lloyd Fortuin B M
- 295 Hilton de Villiers B M
- 296 Stemmert Cupido B M
- 297 Calvin Gilliland B M
- 298 John Stuenkel B M
- 299 Edgar Hasley B M
- 300 Melvin Martin B M
- 301 Allan Paulse C M
- 302 Jacobus Jarmow B M
- 303 Andries Noverman B M
- 304 Mwandila Pkshabe B M
- 305 Xolile Nkhaliso B M
- 306 Boyce Malvern B M
- 307 Zannie Oweil B M
- 308 William Koye B M
- 309 Boy Cingo B M
- 310 Mande Mdudma B M
- 311 Taba Soudananga B M
- 312 Wiseman Mshabane B M
- 313 Sidiwell Katar B M
- 314 Howard Tsama B M

emergency regulations

10	Katezema	do	do	61	Donald Mofokeng	B/m
11	Ragaposa	do	do	62	Peter Mamelema	do
12	David Mooketsi	do	do	63	Richard Mendi	do
13	Jerry Teema	do	do	64	Abu Mahkane	do
14	Samuel Mabe	do	do	65	Isiah Ndiyou	do
15	Ezekiel Petelma	do	do	66	Thabani Tsho	do
16	David Petelle	do	do	67	Thani Mamosi	do
17	William Morkiele	do	do	68	Charles Buvo	do
18	Donald Morele	do	do	69	Charles Setemo	do
19	Reepole	do	do	70	Williams Setemo	do

18 Ron
19 J. Se
20 Attie
21 Pete
22 Sella

22	23	24	25	26	27	28	29	30	31	32	33	34	35	36	37	38	39	40	41	42	43	44	45	46	47	48	49	50	51	52	53	54	55	56	57	58	59	60	61	62	63	64	65	66	67	68	69	70	71	72	73	74	75	76	77	78	79	80	81	82	83	84	85	86	87	88	89	90	91	92	93	94	95	96	97	98	99	100	101	102	103	104	105	106	107	108	109	110	111	112	113	114	115	116	117	118	119	120	121	122	123	124	125	126	127	128	129	130	131	132	133	134	135	136	137	138	139	140	141	142	143	144	145	146	147	148	149	150	151	152	153	154	155	156	157	158	159	160	161	162	163	164	165	166	167	168	169	170	171	172	173	174	175	176	177	178	179	180	181	182	183	184	185	186	187	188	189	190	191	192	193	194	195	196	197	198	199	200	201	202	203	204	205	206	207	208	209	210	211	212	213	214	215	216	217	218	219	220	221	222	223	224	225	226	227	228	229	230	231	232	233	234	235	236	237	238	239	240	241	242	243	244	245	246	247	248	249	250	251	252	253	254	255	256	257	258	259	260	261	262	263	264	265	266	267	268	269	270	271	272	273	274	275	276	277	278	279	280	281	282	283	284	285	286	287	288	289	290	291	292	293	294	295	296	297	298	299	300	301	302	303	304	305	306	307	308	309	310	311	312	313	314	315	316	317	318	319	320	321	322	323	324	325	326	327	328	329	330	331	332	333	334	335	336	337	338	339	340	341	342	343	344	345	346	347	348	349	350	351	352	353	354	355	356	357	358	359	360	361	362	363	364	365	366	367	368	369	370	371	372	373	374	375	376	377	378	379	380	381	382	383	384	385	386	387	388	389	390	391	392	393	394	395	396	397	398	399	400	401	402	403	404	405	406	407	408	409	410	411	412	413	414	415	416	417	418	419	420	421	422	423	424	425	426	427	428	429	430	431	432	433	434	435	436	437	438	439	440	441	442	443	444	445	446	447	448	449	450	451	452	453	454	455	456	457	458	459	460	461	462	463	464	465	466	467	468	469	470	471	472	473	474	475	476	477	478	479	480	481	482	483	484

35 S Mahler
36 M Mangi
37 David Sa
38 Tembile
39 T Ntsine

[illegible][illegible]

59	Yvonne Nigova	do
60	Kristine Toji	do
61	Yvonne Nigova	do
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99	Yvonne Nigova	do
100	Yvonne Nigova	do

Jhb	112 David Thapo	do	do	163 Manzano	do	do	212 P. Johannes of	Bh	265 K. Schlegel	do	do	272 Brian Hooley	Wynberg	ABH	274 Eugene Daniels	do	do	276 Altona	do	do	278 Percy Jacobs	do	do	281 Anthony Kelly	do	do	283 Anthony Kelly	do	do	285 Evelyn Beesie	do	do	286 Piet Brits	do	do	287 D. Williams	Wynberg	289 Reginald Cico	do	do	290 Shaun Christians	do	do	291 Alan Paulse	do	do	293 Andrew Morrow	do	do	294 Andrew Morrow	do	do	295 Steven Lewis	do	do	296 Steven Lewis	do	do	297 Caryl Gillman	do	do	298 Caryl Gillman	do	do	299 Caryl Gillman	do	do	300 Alan Paulse	do	do	301 Alan Paulse	do	do	302 Alan Paulse	do	do	303 Alan Paulse	do	do	304 Alan Paulse	do	do	305 Alan Paulse	do	do	306 Alan Paulse	do	do	307 Alan Paulse	do	do	308 Alan Paulse	do	do	309 Alan Paulse	do	do	310 Alan Paulse	do	do	311 Alan Paulse	do	do	312 Alan Paulse	do	do	313 Alan Paulse	do	do	314 Alan Paulse	do	do	315 Alan Paulse	do	do	316 Alan Paulse	do	do	317 Alan Paulse	do	do	318 Alan Paulse	do	do	319 Alan Paulse	do	do	320 Alan Paulse	do	do	321 Alan Paulse	do	do	322 Alan Paulse	do	do	323 Alan Paulse	do	do	324 Alan Paulse	do	do	325 Alan Paulse	do	do	326 Alan Paulse	do	do	327 Alan Paulse	do	do	328 Alan Paulse	do	do	329 Alan Paulse	do	do	330 Alan Paulse	do	do	331 Alan Paulse	do	do	332 Alan Paulse	do	do	333 Alan Paulse	do	do	334 Alan Paulse	do	do	335 Alan Paulse	do	do	336 Alan Paulse	do	do	337 Alan Paulse	do	do	338 Alan Paulse	do	do	339 Alan Paulse	do	do	340 Alan Paulse	do	do	341 Alan Paulse	do	do	342 Alan Paulse	do	do	343 Alan Paulse	do	do	344 Alan Paulse	do	do	345 Alan Paulse	do	do	346 Alan Paulse	do	do	347 Alan Paulse	do	do	348 Alan Paulse	do	do	349 Alan Paulse	do	do	350 Alan Paulse	do	do	351 Alan Paulse	do	do	352 Alan Paulse	do	do	353 Alan Paulse	do	do	354 Alan Paulse	do	do	355 Alan Paulse	do	do	356 Alan Paulse	do	do	357 Alan Paulse	do	do	358 Alan Paulse	do	do	359 Alan Paulse	do	do	360 Alan Paulse	do	do	361 Alan Paulse	do	do	362 Alan Paulse	do	do	363 Alan Paulse	do	do	364 Alan Paulse	do	do	365 Alan Paulse	do	do	366 Alan Paulse	do	do	367 Alan Paulse	do	do	368 Alan Paulse	do	do	369 Alan Paulse	do	do	370 Alan Paulse	do	do	371 Alan Paulse	do	do	372 Alan Paulse	do	do	373 Alan Paulse	do	do	374 Alan Paulse	do	do	375 Alan Paulse	do	do	376 Alan Paulse	do	do	377 Alan Paulse	do	do	378 Alan Paulse	do	do	379 Alan Paulse	do	do	380 Alan Paulse	do	do	381 Alan Paulse	do	do	382 Alan Paulse	do	do	383 Alan Paulse	do	do	384 Alan Paulse	do	do	385 Alan Paulse	do	do	386 Alan Paulse	do	do	387 Alan Paulse	do	do	388 Alan Paulse	do	do	389 Alan Paulse	do	do	390 Alan Paulse	do	do	391 Alan Paulse	do	do	392 Alan Paulse	do	do	393 Alan Paulse	do	do	394 Alan Paulse	do	do	395 Alan Paulse	do	do	396 Alan Paulse	do	do	397 Alan Paulse	do	do	398 Alan Paulse	do	do	399 Alan Paulse	do	do	400 Alan Paulse	do	do	401 Alan Paulse	do	do	402 Alan Paulse	do	do	403 Alan Paulse	do	do	404 Alan Paulse	do	do	405 Alan Paulse	do	do	406 Alan Paulse	do	do	407 Alan Paulse	do	do	408 Alan Paulse	do	do	409 Alan Paulse	do	do	410 Alan Paulse	do	do	411 Alan Paulse	do	do	412 Alan Paulse	do	do	413 Alan Paulse	do	do	414 Alan Paulse	do	do	415 Alan Paulse	do	do	416 Alan Paulse	do	do	417 Alan Paulse	do	do	418 Alan Paulse	do	do	419 Alan Paulse	do	do	420 Alan Paulse	do	do	421 Alan Paulse	do	do	422 Alan Paulse	do	do	423 Alan Paulse	do	do	424 Alan Paulse	do	do	425 Alan Paulse	do	do	426 Alan Paulse	do	do	427 Alan Paulse	do	do	428 Alan Paulse	do	do	429 Alan Paulse	do	do	430 Alan Paulse	do	do	431 Alan Paulse	do	do	432 Alan Paulse	do	do	433 Alan Paulse	do	do	434 Alan Paulse	do	do	435 Alan Paulse	do	do	436 Alan Paulse	do	do	437 Alan Paulse	do	do	438 Alan Paulse	do	do	439 Alan Paulse	do	do	440 Alan Paulse	do	do	441 Alan Paulse	do	do	442 Alan Paulse	do	do	443 Alan Paulse	do	do	444 Alan Paulse	do	do	445 Alan Paulse	do	do	446 Alan Paulse	do	do	447 Alan Paulse	do	do	448 Alan Paulse	do	do	449 Alan Paulse	do	do	450 Alan Paulse	do	do	451 Alan Paulse	do	do	452 Alan Paulse	do	do	453 Alan Paulse	do	do	454 Alan Paulse	do

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Detainees' rights explained *329*

JOHANNESBURG — Dozens of families came to an unusual tea-party here on Saturday — to learn about the rights of their relatives jailed under the state of emergency laws.

The Detainees Parents' Support Committee gave the party at the Central Methodist Church for parents and brothers and sisters of some of the more than 6 000 activists arrested during the four-month-old emergency.

DPSC members answered questions on visiting rights, delivering money and food parcels, and other practical questions facing families of prisoners.

Some of those sipping tea and eating cakes were ex-detainees, held under emergency powers or under the Internal Security Act.

A total of 1 420 activists are still in custody under the emergency first imposed on July 21 in 36 magisterial districts.

Copies of new regulations governing treatment of prisoners were distributed.

The regulations, issued on October 26, say that without special permission prisoners may not receive letters, may read no books other than the Bible and religious material, may receive no food parcels and may not study or listen to music.

Punishment for misconduct, including insolence, idleness and negligence or singing and whistling, includes solitary confinement for up to 20 days, reduced food and up to six strokes with a cane for males under 40. — Sapa-AP

MPs differ on treatment of detainees

By Gary van Staden,
Political Reporter

The stated intention behind last week's visit by eight parliamentarians to various prisons — to gain first-hand "facts" on conditions and treatment of detainees — seems to have been lost somewhere along the line.

Despite their first-hand experience, there is still considerable disagreement among the MPs as to what the "facts" were.

After the visit two versions of the "facts" emerged.

The two Progressive Federal Party (PFP) MPs — Mr Peter Soal and Dr Marius Barnard — found evidence of poor treatment and assault with little apparent recourse to justice.

On the other hand, the leader of the delegation, Dr Jan Grobler (NP, Brits), and the Conservative Party's justice spokesman, Dr Willie Snyman (Pietersburg), found no such evidence although they said they had heard claims of assault.

Dr Grobler expressed his disappointment at the "attitude and style" of a PFP member who afterwards told of detainees' allegations of assault.

Dr Grobler said that, after visiting the Johannesburg and Modder B prisons, he was satisfied there were sufficient medical facilities for prisoners and that officials were "geared" to investigate any allegations of assault.

"On the whole, the visit served the purposes of neutralising the impression created by some people that detainees are held under abhorrent conditions," he said.

NO EVIDENCE

He added that "although allegations were made in the course of our visit, there was no evidence that such allegations were not investigated by the authorities".

The PFP delegation saw it differently.

In a statement afterwards they said that, at the Johannes-

burg prison, they found 224 detainees, most of whom were young people.

"We came across a group of 14 young people in a cell who agreed to speak to representatives of the PFP and to the National Party 'because they are the governing party'.

"They refused to have anything to do with any of the other MPs. Of the 14, 11 claimed they had been assaulted."

Later in the statement, they added: "We were also advised that there were 35 allegations of assault by the police which were being investigated. We will ask the Minister of Law and Order to release details of the outcome of these investigations as soon as possible.

"It is obvious that, when these people are eventually released, they will be more opposed to the system of apartheid than before," Mr Soal and Dr Barnard concluded.

Referring to the PFP statement, Dr Grobler expressed his "disappointment at the attitude

and style of Dr Marius Barnard".

"Not only did he cause considerable confusion initially by evoking negative responses from the detainees but, apparently, he also lost interest in the well-being of the remaining 290 detainees after having talked to the 14 inmates of the first cell.

"He did not pay much heed to the rest of the visit."

Dr Grobler said the detainees appeared to be healthy.

Dr Snyman said he had heard allegations of assault at the prison but had seen no evidence.

Mr Dennis de la Cruz, leader of the Opposition in the House of Representatives, said he had seen no evidence of "beatings, brutalities, starvation or solitary confinement".

The New Republic Party MP for Durban Point, Mr Vause Raw, said he had been depressed to see the "unashamed radicalism" of many of the young prison inmates.

UDF leader, clergyman held —

38 released

AKG 19/11/83 329
Staff Reporter

A UNITED Democratic Front official and a Western Cape clergyman have been detained.

Mr Goolam Aboubaker, a UDF executive member and the Rev Peter Mentoor, a member of the Western Province Council of Churches and a minister of the AME church, are two of several local people detained in the past week.

Thirty-eight detainees who were being held under emergency regulations were released yesterday, including Cape Town nurse and educationist Ms Hester van der Walt.

The Health Care Trust, of which she is a trustee, condemned all detentions as "arbitrary and indiscriminate".

OTHERS FREED

Other people reported released are: Paulus Joemat, Marco Addison, Karen Cynthia Onkers, Elizabeth Onkers, Martin Mackiel, Michael Adams, Lezaar Benjamin, Mohammed Arendse, Richard Davy, Riedewaan Samuels, Cheryl Momple, Adile Maker, Roger Mullins, Neil Smit, Priscilla Bertelson, Xolani Ntshekina, Leon George Caesar, Shaheed Mohammed, Pamela Daniels, Iegsaan Ariefdien, Riedewaan Hendricks, Wado Magida, Limba Krokony, Boy Xhali, Vuyani Ramgana, Carlman Lazi, Mzwahlvi Makuvalu, Benanzi Tiyam, Moesawa Xhali, Swelakhe Seyibokhai, Daluxolo Qaba, Joseph Nduki, Hlathi Msihagathi, Zithoza Macebisist, Miniya Mbeni and Zameci Mbenge.

Raoul Swart, the son of the vice-principal of Alexander Sinton Senior Secondary, Mr Nabil Swart, was reported released last week, as was Marcella Muthien.

CARE Times

19/11/85

329

End detention, say UCT lecturers

Political Staff

DETENTION should be abolished because of the powers it afforded and the abuses it allowed, 21 University of Cape Town lecturers said yesterday.

In a statement, they called for the immediate abolition of the system of detention and said South Africa should resort to the ordinary principles of criminal justice.

But as there were no grounds for believing that the government would respond

favourably to the recommendation, the lecturers said it was necessary to formulate minimal safeguards against further abuse of detainees. These safeguards had been laid down in the Institute of Criminology report on detentions by Dr Don Foster and Ms D Sandler.

They particularly endorsed the recommendation that psychological coercion should be regarded by courts of law as sufficient grounds to challenge the admissibility of confessions and to challenge the

reliability of witnesses.

The statement said that four years ago the UCT Department of Psychology condemned the practice of detention and noted that solitary confinement was a form of torture.

The number of detentions in South Africa, including the "independent" homelands, had risen from 453 in 1983 to 1 149 in 1984 and this year had "soared" to well over 5 000.

"It is barely conceivable that the overall picture of

what persons in detention have to face is an exaggerated one," the statement said.

It was signed by Professor A Abramowitz, head of the Department of Psychology, Mr F Bokhorst, Mr D Boothroyd, Mr C Couve, Mr A Dawes, Mr Dowdall, Professor P du Preez, Mr P Faber, Dr D Foster, Dr D Kaess, Dr R Kellerman, Ms S Lea, Ms A Levett, Dr R Oxtoby, Professor G Saayman, Dr H Schomer, Ms T Shefer, Professor D Strumpfer, Mr L Swartz, Ms S Swartz and Mr Teeling-Smith.

19, 1985

Cape Times

19/11/85 329

Detainee fasts on

Staff Reporter

ALL but one of the detainees being held under emergency regulations in the Western Cape, and who staged a hunger strike last week, started eating meals yesterday, a Prisons Services spokesman said last night.

He said the detainee continued to refuse meals yesterday.

He said the complaints in question were obviously aimed at obtaining maximum propaganda and reiterated that the prison authorities pursued a policy of reasonableness and fair play towards people entrusted to their care and had not been found wanting in this regard.

More than 40 detainees in Pollsmoor and Victor Verster prisons and seven awaiting-trial prisoners in Oudtshoorn started a hunger strike last week to demand their release and that of about 450 other emergency detainees.

Cape Times 19/11/81

Top UDF official 329 detained

By BARRY STREEK

POLICE have confirmed the detention under emergency regulations of a member of the UDF Western Cape executive, Mr Goolam Aboubaker, and of the Rev Peter Mentoor, employed by the Western Province Council of Churches and a priest in the AME church.

However, 38 people were released from detention yesterday and police also confirmed that "a number of scholars and teachers were taken taken from the Kasselsvlei Senior Secondary School and the Bellville Senior Secondary School" on Thursday.

"At this stage we do not have the names of those who were eventually detained," the police public relations division in Pretoria said in a telex.

But the police confirmed that the following people had been detained under the emergency regulations:

Teacher, pupils detained

Angeline Kleinhans, a teacher at Crystal Senior Secondary School; Joseph Mark, a pupil at Silverstream Secondary School; Mark Lakay, a pupil at Silverstream; Cecil Neethling, a pupil at Silverstream; Yusuf Mahomed; Catherine David, of Silverstream; and Christopher du Plessis of Mitchells Plain.

Those released yesterday were:

Paulus Joemat, Hester van der Walt, Marco Addison, Karen Cynthia Onkers, Elizabeth Onkers, Martin Mackiel, Michael Adams, Lezaar Benjamin, Mohammed Arendse, Richard Davy, Riedewaan Samuels, Cheryl Momale, Adile Maker, Roger Mullins, Neil Smit, Priscilla Ruth Bertelson, Xolani Ntshikina, Leon George Caezar, Shaheed Mohammed, Pamela Daniels, Jogaan Ariefdien, Riedewaan Alie, Wado Magida, Limba Krokrony, Boy Xhali, Vuyani Ramquana, Carlman Lazi, Mzwaahluvi Makubalu, Benanzi Tiyam, Moesawa Bantu Xhali, Swelakhe Seyibokhari, Daluxolo Qaba, Joseph Nduki, Hlathi Mshagthi, Zithoza Macebisi, Miniya Like Mbeni and Zameci Mbenge.

● Sapa reports that 20 Labour Party MPs, representing the Peninsula, yesterday called on the government either to charge or release detainees. They also said it appeared that many MPs, at the request of parents, had been "instrumental" in securing the release of detainees.

"We appeal to parents who have problems in locating their children or need assistance in securing their release to contact their Labour Party MP."

Youngsters claim assault and detention

20/11/85 By Jo-Anne Collinge Ska

Three Dobsonville youngsters — one aged 11 and the others 13 — allege they were assaulted by security forces at a vigil and that they spent three nights in the cells of various Soweto police stations before being freed without charge.

The assaults allegedly took place on November 8 at the vigil for unrest victim Lawrence Cindi. Two of the boys, seen by *The Star* this week, had black eyes. One had three broken teeth and another showed bruising under the finger nails.

The names of the boys were submitted to the Police Directorate of Public Relations in Pretoria together with the allegations. Police said that they had no record of the children's detention.

They added: "The allegations made by the boys are severe and need to be investigated to establish the truth."

The three allege that police threw teargas at mourners at the vigil and arrested about 80 people. They claim they were assaulted with sjamboks, kicked and beaten with fists before being loaded into a van and in the charge office at Dobsonville.

ARGUS 20/11/85 (329)

Clergymen, teachers among 29 detained

Staff Reporter

AT least 29 people have been reported detained in Cape Town this week under the emergency regulations.

A clergyman, a church worker and two teachers from Fairbairn High School were reported detained early today.

Three Groenvlei Senior Secondary School teachers were also held.

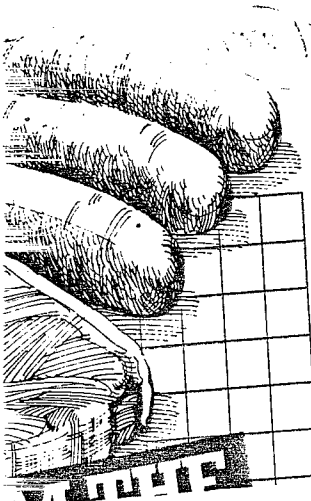
The Rev Peter Mentoor, a minister of the AME church, and Mr Goolam Aboubaker, a United Democratic Front official, have also been detained.

Four other teachers in the Athlone area were reported detained yesterday.

The Argus sent a telex to police asking for confirmation of the detentions but the police public relations directorate in Pretoria has not responded.

Most of the teachers are members of the Western Cape Teachers' Union. Several have been involved in appeals to the education authorities to postpone school exams until March.

The name of a trade union official held in Paarl last Thursday has still not been confirmed or included on official police lists.



NEWS

School-tour chaperone held

CNT Times 20/11/85 329 Staff Reporter

TWO days before 16 Athlone high school pupils are due to leave for Italy on a tour sponsored by the Italian Government, their chaperone, a teacher, has been detained under emergency regulations.

Ms Daphne Williams, a teacher at Athlone North Primary School, was asked to accompany the 16 — all of them Latin scholars — "because of her high standing in the community", friends said last night.

The 16 students are from the standards seven to 10 classes at Garlandale Senior Secondary School in Athlone, and their trip was organized by the Italian Consul, Mr Fabrizio Calabresi.

Mr Calabresi said last night that he was not in a position to comment on the detention. He had been in touch with the South African authorities on the matter and "we are awaiting an answer".

"Hopefully everything will be resolved."

He said he was expecting an answer by this afternoon.

Ms Williams was taken from her home by police at midday, family friends said.

● Late last night a spokesman for the South African Police Public Relations Division in Pretoria was unable to confirm the detention and asked for a telex giving details.

● 17 freed from detention, page 2

17 freed *alt. 17/18* from 20/11/8 detention

Political Staff 329

ANOTHER 17 emergency detainees in the Western Cape have been freed, but the detentions of a further 29 people have been reported.

The names of those reportedly detained may not be published in terms of the emergency regulations without confirmation by the police.

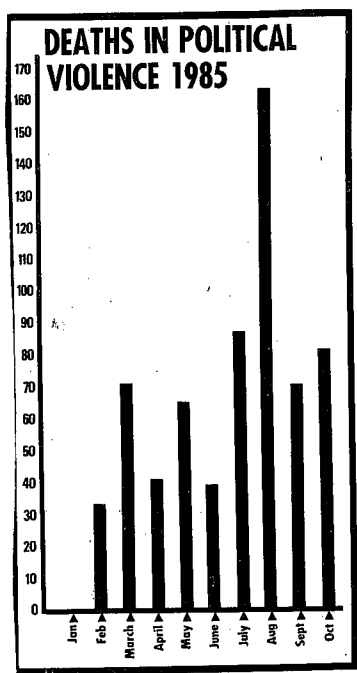
Those who have been released include: Noel Peterson, Frederik Gafaar, Gavin Jacobs, Mark Williams, Randall Sauls, Petronella Johannes, Saun Melitie, Saun Arendse, Gary Jacobs, Siphon Mbausa, Deon Ashley Williams, Denis Geldebloom, Richard October, Lionel October, Cassim Christian, Mlungesilele Benga and Muleki Komino.

The Steenberg Advice Office has condemned the detention of its coordinator, Mr David April, and called for his release.

Mr April, who is also a teacher at Heathfield Senior Secondary School, was detained in terms of the emergency regulations more than two weeks ago.

● On Monday, 36 teachers at Manenberg Senior Secondary School Number 3 began fasts in support of two colleagues and three pupils at the school who are in detention at Victor Verster Prison, a spokesman for the group said yesterday.

● A prayer service in solidarity with hunger-striking detainees at Victor Verster and Pollsmoor prisons will be held at the Buitenkant Street Methodist Church tonight at 7.30.



Detentions and deaths far higher than in 1976/77

The number of detentions without trial for the first 10 months of this year already outstrips last year's total sevenfold — yet despite this crackdown, deaths in political strife have occurred with greater frequency since the state of emergency was declared than in the previous months.

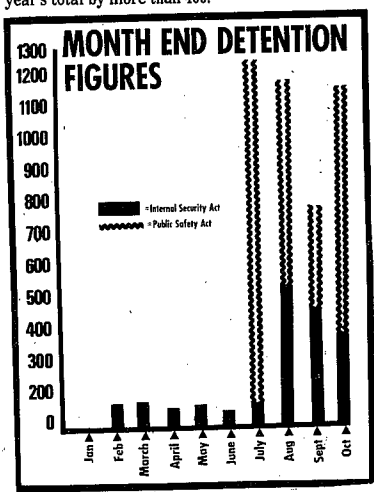
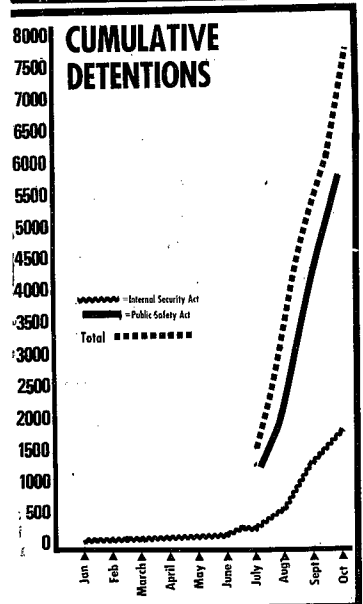
Total detentions exceeded 7 500 at the end of October, according to *The Star's* calculations based on statistics provided by the Police Directorate of Public Relations and the Detainees' Parents Support Committee.

Deaths in political violence for the 10 months exceed 650. In certain areas, like Duncan Village near East London, many deaths went unrecorded by the national media at the time they occurred and it has been impossible to include all of them in a month-by-month analysis.

Police figures for the period from September 1984 to October 1985 account for 799 deaths in political violence. This considerably outstrips the 575 deaths recorded by the Cillie Commission for the uprising of 1976/77. An independent figure of more than 700 deaths for the 1976/77 period is recorded by the South African Institute of Race Relations.

The detention figures represented in *The Star's* graphs are minimum calculations, excluding scores (and possibly hundreds) of shorter detentions — that is, for periods of up to two weeks.

The emergency regulations promulgated under the Public Safety Act account for 80 percent of all known detentions. But "ordinary" Internal Security Act detentions also rose sharply after July to exceed 1 600 by the end of October. This figure alone exceeds last year's total by more than 400.



Court grants interdict against assaulting detainee

CAPE TOWN — The Supreme Court yesterday granted an interdict restraining the Minister of Law and Order and the Commissioner of Police from assaulting and interrogating a detained trade unionist, Miss June Esau.

Miss Esau (33), a Clothing Workers' Union organiser, was detained under the emergency regulations on October 25 and has since been held at Pollsmoor Prison.

Police allegedly assaulted Miss

Esau during interrogation at Caledon Square between last Sunday afternoon and the early hours of Monday, November 19, according to papers submitted to the court.

In an affidavit submitted Dr Norman Maharaj, a senior medical officer at Groote Schuur who

treated Miss Esau there, said she had told him on Tuesday of being assaulted by police.

Dr Maharaj said he had found bruises on Miss Esau's left upper eyelid, on her temporal region, on the right side of her neck and bruises and swelling on her right elbow.

Mr Justice Gerald Friedman said that in granting the order he made no "findings of credibility" until further evidence had been submitted to the court.

The application was made on behalf of Mr Jacob Esau, brother of Miss Esau, and supported by affidavits from Dr Maharaj, Professor Cecil Bloch, head of the department of plastic surgery at Groote Schuur Hospital and Miss Benita Friedlander, a hospital social worker. — Sapa.

MASA going ahead with prison panels

By Sue Leeman,
Pretoria Bureau

The Medical Association of South Africa has said it will take steps to establish local panels of doctors to help with the health care of prisoners and detainees.

It had been announced that such panels would be set up and detainees would be able to consult these doctors should they want a medical opinion other than that of the local district surgeon.

Panel doctors can recommend a change in treatment or refer a patient for specialist treatment, but must inform the district surgeon.

In a statement today, MASA said it would appoint a panel in each of its 21 branches. The association would accept responsibility for the appointment of doctors to the panels.

Panel doctors would be appointed from the ranks of the medical profession and would have to be South African citizens.

People in full-time service would be considered if they had their employers' permission and panels would vary in size from six to 30, depending on the size of the local MASA branch.

All nominations will be confidential and branches must submit lists of nominees to MASA's head office for approval before their names are submitted to the Department of National Health and Population Development.

The names of the doctors would not be made public but would be available on request.

Argus 2/11/83 (329)

Doctors of choice for SA's detainees

Argus Correspondent

PRETORIA. — For the first time detainees will be able to select a doctor of their own choice, should they request a medical opinion other than that of a district surgeon.

The Medical Association of South Africa (Masa) recently considered the practical implications of the appointment of panels of medical practitioners from which detainees could choose in such cases.

The panels will come into existence after more than two years of negotiations with State departments.

The association intends appointing a panel in each of its 21 branches with between six and 30 members nominated to serve on it.

CONFIDENTIAL

General practitioners from all branches of Masa will be invited to make themselves available for appointment on such panels.

Nominations will be confidential and branches will have to submit the names of doctors who are willing to serve on such panels to the Masa head office.

All panel appointments will be subject to final approval by Masa's executive committee and will then be submitted to the Department of National Health and Population Development. As Masa have to accept responsibility for subsequent activities, only members of Masa will be appointed.

Argus 2/11/83 (329)

Detainee assault claim: Court order on police

Supreme Court Reporter
A TEMPORARY interdict restraining police from assaulting or unlawfully interrogating detained Clothing Workers' Union (Clowu) organiser Ms June Jeanette Esau has been granted in the Supreme Court Cape Town.

This follows allegations by Ms Esau to a doctor that she was assaulted by security police at Caledon Square.

She claimed that she was punched on the head and the back of the neck, pushed around, made to stand with her head between her knees and forced to stand for "long hours".

Ms Esau, 33, of Observatory, was arrested on October 25, according to her brother Jacob, a teacher, who brought the urgent application against the Minister of Law and Order and the Commissioner of Police.

Hunger strike

Dr Norman Victor Maharaj, a senior medical officer at Groote Schuur Hospital, said he first saw Ms Esau at the emergency unit on November 14. She had been referred by a district surgeon because of lack of fluid and food after a five-day hunger strike.

"My clinical examination revealed a healthy adult who was mildly dehydrated. She was admitted overnight and discharged the following day.

"On November 19 she was wheeled into the emergency unit accompanied by two policemen and a nursing sister.

"My first impression was of a distraught, anxious individual, crying and supporting the back of her neck with a towel."

An examination revealed bruising around the left eye, upper eyelid, left temple, right side of her neck and right elbow.

Severe pain

She complained of severe pain in her neck and there were limitations to its movement.

Mr J A Le Roux, for the respondents, said he had been instructed to oppose the granting of a temporary interdict because of "the adverse publicity".

After two adjournments he submitted hastily compiled affidavits.

Warrant Officer Andries Jakobus Malan, a security policeman who escorted Ms Esau from Pollsmoor to Caledon Square for interrogation, denied that she had been assaulted.

"When she climbed in the car at Pollsmoor, the wind was blowing strongly and bashed the car door against her."

Granting the order Mr Justice Friedman said: "I wish to make it clear I am making no findings of credibility."

Exams go on, police order

By YAZEED FAKIER
Education Reporter

POLICE yesterday ordered a principal to continue with examinations, although he had departmental permission to cancel them, soon after the detention of three teachers in full view of pupils and staff.

Teachers said that when staff and pupils arrived at Groenvlei Senior Secondary School in Lansdowne soon after 8am, about 15 policemen and 12 soldiers in Buffels were already waiting for the teachers.

They were taken to the office of the principal, Mr J Van Wyk, who tried in vain to dissuade the police from detaining them. Soldiers stood in the corridor and barred their colleagues from approaching the office.

'Emotional'

With about 235 pupils and 45 teachers watching, the teachers were led to police vehicles. Several parents who had accompanied their children were also present.

"It was a very emotional experience. People kept breaking down and some collapsed... the whole thing was very unpleasant," said a teacher.

Some parents were so incensed at the detentions that they took their children home because "they could not continue under these circumstances".

Mr Van Wyk then telephoned the local inspector and obtained permission for the exams to be cancelled for the day. Soon afterwards, however, more police arrived.

"When the principal told them of the cancellation, the officer in charge said that what the department said is irrelevant and Mr Van Wyk should listen to him or face arrest," said the teacher.

Police accompanied pupils into classrooms, held a roll-call and divided them into writing and non-writing groups.

"Some pupils were so petrified that they went along with those who said they would write. They then wrote under

From page 1
C. 7. 20/11/88
heavy police guard.

● A local police spokesman said: "There is no record of any detentions at the school. Police were called in when teachers prevented pupils from writing examinations."

A police spokesman in Pretoria said he was unable to confirm the details of yesterday's incident and asked for a telexed copy of this report.

● The Athlone Regional Director for the Department of Education and Culture, Dr L Kathan, referred all inquiries to the department's liaison officer, Mr A J E Jordaan.

Mr Jordaan has already told the Cape Times he could not comment on issues because of instructions "from higher up".

Detained City unionist ass: Interdict rest

By EBRAHIM MOOSA

THE Cape Supreme Court yesterday granted an interim interdict restraining the Minister of Law and Order and the Commissioner of Police from assaulting and unlawfully interrogating a detained Cape Town trade unionist, Ms June Esau.

Ms Esau, 33, a Clothing Workers' Union (Clowu) organizer, was detained under emergency regulations on October 25 and has since been held at Pollsmoor.

According to papers before the court, police assaulted Ms Esau during interrogation at Caledon Square between the afternoon of Sunday, November 17, and the morning of November 18.

Bruises and swelling

In an affidavit, Dr Norman Maharaj, a senior medical officer at Groote Schuur Hospital who treated Ms Esau, said she had told him on Tuesday, November 19, of being "punched on her head, pushed around, made to stand with her head between her knees, punched on the back of her neck and made to stand for long hours" by police.

"She also alleged that she had been punched against a wall, thereby injuring her arm."

Dr Maharaj said he had found bruises on Ms Esau's left upper eyelid, on her temporal region and on the right side of her neck, and bruises and swelling on her right elbow.

Credibility

Affidavits from two policemen — warrant officers Jakobus Steenkamp and Jakobus Malan — and one policewoman, Constable Maria van Schalkwyk, denied that Ms Esau had been assaulted in their presence.

However, Warrant Officer Malan said it was possible Ms Esau might have suffered bruises when a strong wind slammed the

door of the car in which she was being transported to Caledon Square on Sunday.

Mr Justice Gerald Friedman granted the interim order during a late sitting of the court.

He said that in granting the order he made no "findings of credibility". The court would hear further evidence on the return date, December 12.

The order restrains the Minister of Law and Order, Mr Louis le Grange, and the Commissioner of Police, General Johan Coetzee, and thereby the police, from "assaulting, interrogating in any manner other than that prescribed by law, employing any undue or unlawful pressure or inflicting any form of unlawful duress" on the detainee.

Wheeled in

The application was brought by Ms Esau's brother, Mr Jacob Esau, on her behalf and was supported by affidavits from Dr Maharaj, Professor Cecil Bloch, head of the department of plastic surgery at Groote Schuur Hospital and the University of Cape Town; and Ms Benita Friedlander, a hospital social worker.

In his affidavit, Dr Maharaj said that on November 19 Ms Esau was wheeled into the emergency unit accompanied by two policemen and a nurse.

"I inquired what the problem was and one of the policemen said they were not permitted to tell what had happened to the patient. He said further that I was to take X-rays and she was then to be returned to Pollsmoor Prison.

"I replied that if I was to see the patient and found anything wrong with her, I would have to act in accordance with my duty as a doctor and decide whether she was fit enough to be returned to prison or whether she was to be admitted for further medical care."

Ms Esau had been referred by Dr Stoch, a district surgeon attached to Pollsmoor Prison, whose letter indicated that she had "bi-parietal haematomas — injuries on the sides of the head — neck and back injuries, and that we were to investigate to exclude intra-cerebral injuries".

"During my interview with the patient she alleged that she had been assaulted by the police during interrogation at Pollsmoor Prison from Sunday afternoon until the early hours of Monday morning — from November 17 to 18," Dr Maharaj said.

Photographs forbidden

In a supplementary affidavit, Dr Maharaj stated that the alleged assault took place at Caledon Square and not at Pollsmoor as earlier alleged.

The court was also told that Professor Bloch had been prohibited by the police from taking pictures of the extent of the detainee's injuries since under emergency regulations no photographs of detainees were allowed to be taken.

Mr Justice Friedman presided. Mr Siraj Desai, assisted by Mr Les Rose-Innes, both instructed by Mr Bashier Waglay of Essa Moosa and Associates, appeared for Ms Esau. Mr J A le Roux appeared for the State Attorney.



A Cape Town rest: control on Camps

Cape Times 21/11/85

Police^{21/1/78} refuse³²⁹ 'interim lists'

Political Staff

POLICE said yesterday they would not confirm emergency detentions other than through the weekly list of detainees issued on Fridays.

The public relations division of police headquarters in Pretoria said this 'after' the names of more than 50 people believed to have been detained in the Western Cape under the emergency regulations had been submitted to police by the Cape Times for confirmation.

Police responded that they provided Sapa with a list of detainees once a week on Friday. "We do not see our way clear to issue interim lists."

The names of emergency detainees may not be published without confirmation from police headquarters.

Meanwhile, a further 21 detainees have been released.

Priest, teachers

They are: Fergus Pienaar, Charles Abrahams, Eric Alam, Athor Williams, Alan Obery, Margo Byneveld, Daniel Sass, Ernst Sass, Charles Barmara, Brian Holt, Eugene Daniels, Christopher Fortuin, Michael Rode, Daniel Syter, Edward Oordman, Jacobus van Ass, Deon Juliwi, Marshall Pietersen, Keith Stellenkamp, Robert Wilson and Daphne Williams.

Another seven people, including a priest and three teachers, are believed detained.

● An urgent petition for the release from detention of Shirley Gunn, 30, who has been in detention for nearly three months, has been launched in Cape Town by a group of women.

Ms Gunn, an organizer in the Clothing Workers' Union (Clowu), is detained under Section 29 of the Internal Security Act.

Two other Clowu organizers, Ms June Esau and Mrs Collen Lombard, are in detention under the emergency regulations. A fourth Clowu organizer was reported to have been detained yesterday but this cannot be confirmed in terms of the emergency regulations.

Ex-detainees tell court of torture



Brian Bishop, member of the Civil Rights League and husband of government critic Di Bishop, examines the wreckage of their car petrol bombed outside their house last Sunday

Bans without banning orders

THE MAILER OF THE WEEK

By SEFAKO NYAKA

"A policeman placed a knife beneath my throat and asked me whether it was sharp enough to cut my throat. He took the knife and cut off a portion of my beard. He then placed the knife behind my left ear lobe and threatened to cut off my ear because I refused to listen."

"I was told to remove my trousers and electric shocks were then administered to my penis and arms."

"A bucket filled with water was produced, into which one of the policemen pumped teargas. Another then forced my head into the bucket. My eyes began to water and I sneezed and coughed. My face felt as if it were burning."

THESE and other allegations of torture were made by seven former detainees in sworn affidavits before Justice Curlewis in the Rand Supreme Court yesterday in an urgent application to restrain police at Pretoria Police Station, Soweto, from assaulting detainees held under Emergency regulations at that police station and at Johannesburg's Diepkloof Prison.

One of the seven, a student at the Soweto College of Education, Aubrey Mashiniqu, said on July 31 a policeman known to him as "Fred" entered the room where he was being interrogated. The policeman threatened him with a hunting knife. During the interrogation that lasted approximately three hours, he was assaulted and beaten across the right side of his face with a piece of hosepipe.

Another former detainee, Ernest Mabhe said during interrogation he was ordered to take off his clothes before his hands were handcuffed them as they feared they would be

Court rejects application

• From PAGE 1

secretary of the Soweto Civic Association and organiser of the General and Allied Workers Union.

• Kenny Fihla, a top member of the Congress of South African Students (Cosas) until the organisation's banning.

• Rapiu Molekane, president of the Soweto Youth Congress.

The applicants filed affidavits by six medical practitioners corroborating the claims of some former detainees.

The former detainees asked that the police be restrained from detaining them as they feared they would be

was sharp enough to cut my beard. He took the knife and cut off a portion of my beard. He then placed the knife behind my left ear lobe and threatened to cut off my ear because I refused to listen."

"I was told to remove my trousers and electric shocks were then administered to my penis and arms."

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THESE and other allegations of torture were made by seven former detainees in sworn affidavits before Justice Curlewis in the Rand Supreme Court yesterday in an urgent application to restrain police at Protea Police Station, Soweto, from assaulting detainees held under Emergency regulations at that police station and at Johannesburg's Diepkloof Prison.

One of the seven, a student at the Soweto College of Education, Aubrey Matshiqi, said on July 31 a policeman known to him as "Freek" entered the room where he was being interrogated. The policeman threatened him with a hunting knife. During the interrogation that lasted approximately three hours, he was assaulted and beaten across the right side of his face with a piece of hosepipe.

Another former detainee, Ernest Mabe, said during interrogation he was ordered to take off his clothes before his hands were handcuffed behind his back. He was also placed in leg irons.

His nose, mouth and eyes were covered with two T-shirts before a blue plastic bag was pulled over his head and tied.

During this time he was unable to breathe and was repeatedly punched.

At one stage he felt little clips being attached to his fingers and to his legs above the heels. He felt a burning sensation; the intensity was so severe that he screamed and fell.

He was questioned particularly about the underground movement of the African National Congress in South Africa.

Clive Radebe claims he was thrown into the air and then left to fall to the ground. He was also hooded with a bag that smelt of teargas, and mentions repeated beatings with fists and sjamboks.

One of three women to submit evidence, Doris Ndoki Masenya, said she had been injected with an unknown substance during interrogation. She felt dizzy and weak and could not talk freely.

"There was then a strange sound, and I felt an electric shock run through my whole body from the feet upwards. This was extremely painful and I screamed."

Walter Mabona says a metal trunk was placed on his shoulders and he was ordered to do frog jumps for 45 minutes. Thereafter he was made to hang by his hands from the pelmet, with the trunk still tied to him.

and painful."

Soviet Mazibuko claims his head was forced into a bucket into which a security policeman pumped teargas. Afterwards, bricks were placed on his back and policemen jumped on them.

Several police officers have answered most of the above allegations of torture, either denying the incidents occurred or that they knew about them.

Major Lodewyk de Jager said officers were warned at least weekly against the use of violence in any circumstances.

He asserted that he moved constantly between interrogation rooms and at no time had he seen anyone assaulted.

Court rejects application

● From PAGE 1

secretary of the Soweto Civic Association and organiser of the General and Allied Workers Union.

● Kenny Fihla, a top member of the Congress of South African Students (Cosas) until the organisation's banning

● Rapu Molekane, president of the Soweto Youth Congress.

The applicants filed affidavits by six medical practitioners corroborating the claims of some former detainees.

The former detainees asked that the police be restrained from detaining them as they feared they would be subjected to the same forms of torture they underwent when previously detained.

The mothers said after reading the claims of the former detainees they feared for the safety of their sons.

Rev Nkwe brought the application on behalf of the other, unnamed detainees as pastor of a large congregation in Soweto.

Justice Curlewis said the applicants had failed to prove there was any urgency in the matter.

Most of the former detainees, he argued, were released from detention more than two months ago. If they had felt a desperate fear of re-detention and subsequent assault, they should have moved then.

He said their fear that they would be re-detained was hypothetical.

The fact that they had not brought the matter before the court proves that they felt no urgency at the time.

The mothers were also told about alleged assaults on their sons a long time ago, and if they had genuinely feared for their sons' safety they would have brought the matter before court earlier.

Justice Curlewis said the objective of urgency is to stop something that is likely to happen the following day. But in the case of the detainees "there is no likelihood that they would be assaulted tomorrow".

According to affidavits from police, two of the detainees never complained about assaults, while a third had. The matter was presently in the hands of the attorney general.

APARTHEID BAROMETER

STATE OF EMERGENCY DETENTIONS

(Figures released by SAPA and the Police Public Relations Directorate, November 8)

Number detained so far: 5 253
Number released: 3 063
Number still held: 2 190
Number held last week: 143

(However, a police situation report on the same day said that only 1 417 people were still being held)

DETENTIONS UNDER SECURITY LEGISLATION

(ie Internal Security Act — not Emergency regulations)

Detentions during October 1985: 140
Detentions from Jan 1 to Oct 31: 784
Number of people held as of Oct 31: 166

These figures are based on names known to the DPSC. However, police statistics have indicated that there are another 226 people in detention whose identities are not known. During 1985 as a whole, there have been 849 detentions of people unknown.

The following breakdown includes only those security legislation detainees whose identities are known to the DPSC.

Length of detentions of those held at Oct 31:

Detained for more than 10 months: 13
Detained during Jan-June 1985: 18
Detained during July 1985: 18
During August: 56
During September: 36
During October: 25

Detentions by area (Jan-Oct 1985):

Transvaal 237
Natal 86
Eastern Cape 56
Western Cape 181
Northern Cape 43
OFS 46
Ciskei 82
Transkei 47
Bophuthatswana 6

Detentions by activity:

Scholars, students, teachers 222
Community and political workers 233
Trade unionists 26
Clergy and church workers 9
Journalists 19
Unspecified 275

Fate of detainees as at Oct 31:

Released without charge:
Within 48 hours: 10
After longer period: 30
Charged, awaiting trial 1
Charged and acquitted —
Charged and convicted —
Escaped 2
Still in detention 153
Transferred to Emergency detention 74

According to the DPSC, the high number of security detentions during October was inflated by 74 detentions that took place on the eve of the declaration of the State of Emergency in the Western Cape. These were subsequently converted to Emergency detentions.

DETENTIONS IN THE TRANSKEI

The DPSC tells of "alarming reports from the Transkei of intense repression and mass detentions."

"Only very few of these detentions have so far been reflected in our statistics, but the DPSC is making efforts to obtain a clearer picture of the extent of Transkei detentions."

"From preliminary information, it appears that the numbers since May 1985 are well over 1 000, with the latest detentions being those of relatives of, and witnesses to the death of, Batandwa Ndonga, who died in the hands of the Transkei Security Police. Several of these latter detainees have been released and then banished to remote parts of the Transkei."

'Torture' application dismissed

By SEFAKO NYAKA

A RAND Supreme Court justice yesterday dismissed an application to restrain police in Soweto from assaulting Emergency detainees, on the grounds that it was not an urgent matter.

Justice Curlewis ordered struck off the roll, with costs, an urgent application to restrain police at Protea Police Station and the Johannesburg Prison at Diepkloof from assaulting detainees.

The applicants were seven former detainees, a Soweto Anglican priest, Reverend David Nkwe, and the mothers of three men still in detention.

The respondents included three Cabinet Ministers — of Law and Order, Justice, and Health and Population Development.

The Ministers of Law and Order and Health, as well as police officers concerned, opposed the action.

In papers before the court, 14 former detainees made claims of torture, suffocation by "hooding", beating, death threats and forced exercise while carrying weights.

Several former detainees alleged they knew that three Soweto leaders still in detention have also been subjected to assault. They are:

- Amos Masondo, publicity

- To PAGE 3

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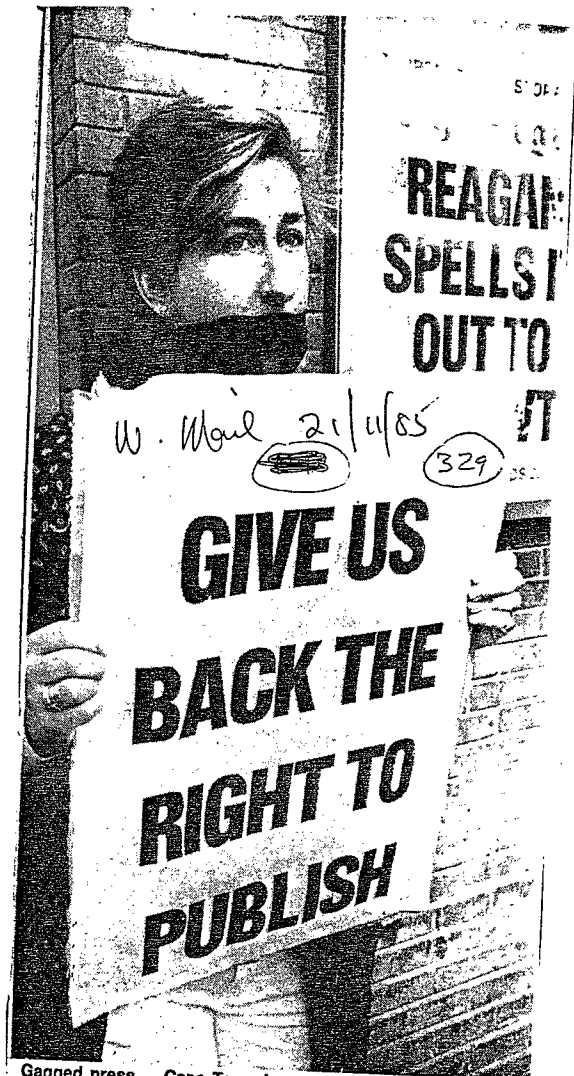
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● Amos Masondo, publicity

● To PAGE 3



Gagged press ... Cape Town journalists took to the streets last week to protest the government's latest press restrictions. Shortly after this photograph was taken one of the Argus reporters, Pippa Green, was arrested and subsequently charged with unauthorised picketing.
Picture: GIDEON MENDEL AFP

CHC TABS 2/7/85 329

De la Cruz to visit detainees

Staff Reporter

Welfare.

THE Leader of the Opposition in the House of Representatives, Mr D T de la Cruz, said last night that his Democratic Workers' Party was planning to pay detainees in the Peninsula a visit early next week.

"I call for the immediate release of all detainees and I charge the government to charge or release detainees immediately," he said.

He said he had visited St Albans Prison in Port Elizabeth yesterday as a member of the parliamentary Standing Committee on Health and

"There were a number of allegations of police brutality and harassment at the point of detention. I found no evidence of any malpractice or maltreatment since they arrived at the prison.

"I do feel that it is a tremendous waste of money, talent and energy to keep so many young people behind bars without charging them, and we are creating a great opportunity for them to get together to build up a great well of bitterness inside them against the regime."

CASE TIPS
21/11/85 329

School tour: Police release chaperone

Staff Reporter

AN Athlone schoolteacher, Ms Daphne Williams, who was detained under emergency regulations two days before leaving on a tour of Italy as a chaperone for a group of 16 pupils, was released yesterday.

Last night Ms Williams said the pupils from the standards seven to 10 classes of Garlandale Senior Secondary School would leave for Italy tonight on a tour sponsored by the Italian Government.

The tour was organized by the Italian Consul, Mr Fabrizio Calabresi.

She said she had been released without being given a reason yesterday and looked forward to the tour.

● A 19-year-old Kassel's mother of an eight-month-old baby, and the baby's grandmother, were yesterday

released after having been detained by police on Thursday last week.

A third member of the family, an 18-year-old high school pupil, who is the baby's aunt, was still in detention last night. She was also detained on Thursday.

At the time of the detention the baby was released into the custody of the father. However, the family's lawyer started legal proceedings for the mother's release after the baby refused to take liquids.

When police insisted the baby join his mother in the cell the father refused permission.

Last night the grandmother said that after they were detained at Pollsmoor Prison a prison official told them they could go home.

Their names cannot be published as police have not yet confirmed their initial detention.

329
doctor
law
Detainees can now select

21/11/8
'Panel should ensure
another Biko incident
does not happen'

CAPE TOWN — The decision to allow political detainees to have access to independent doctors selected from a panel has been received with qualified praise.

The Medical Association of South Africa (Masa) said it was "delighted that after more than two years of negotiations, the relevant Government department has now agreed to the appointment of medical practitioners from among whom detainees would be able to select a practitioner of their own choice if, for some reason, they were to request a medical opinion other than that of the district surgeon.

ENSURE

"This is regarded as a major breakthrough and should materially assist in ensuring that an incident like that involving the late Steve Biko should not occur again".

It said detainees would be able to select a doctor from 21 panels made up of up to 30 Masa doctors.

In the past, district surgeons have been largely responsible for giving medical attention to detainees, although detainees and their families have often requested the opinions of private doctors.

Masa said member doctors could apply for appointment to

the panels and it would be responsible for their actions in handling detainees.

The names of panel members would not be publicised, but could be obtained on request. Their names would also be submitted to the Department of National Health and Population Development.

The acting leader of the Progressive Federal Party, Dr Alex Boraine, said of the move that "we must never forget that detention without trial is unnatural and unacceptable".

"The very least that detainees should be allowed to do is to have access to the doctor of their own choice. However, the fact that they will now be able to select a doctor from a panel is certainly a great improvement."

Dr Nikolaas Louw, director of Hospital Services in the Cape and a former executive member of Masa, said the move was "a positive step".

"I think that it is the right of a detainee to have access to an independent doctor because he is still only an accused."

The Friends and Families of Detainees said: "In the light of information gathered on the medical treatment of detainees, we are extremely relieved at the decision to allow detainees access to independent doctors." — Sapa.

Alleged suicide in Pretoria police cell

329

By Jo-Anne Collinge

22/11/85

A 34-year-old Tembisa man died in Pretoria West Police Station last week within 24 hours of being taken into custody.

The widow of Mr Phillip Rully Sekwakwa said police at the station had told her that her husband had hanged himself in his cell, using strips of blanket.

Mrs Peggy Jemimah Sekwakwa of Tlalatlana Section Tembisa said she had insisted on seeing the body when told of the death last Wednesday and was directed to the mortuary where she saw him, still with the blanket around his neck.

Police in Pretoria have been asked by The Star to confirm the death, but had not done so at the time of going to press.

"I want to know what could have persuaded

him to kill himself," Mrs Sekwakwa said.

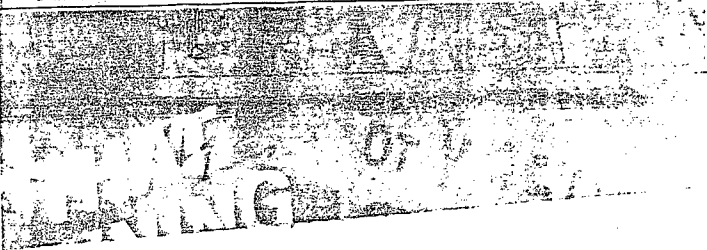
She said police had told her they had arrested her husband on suspicion of theft.

Mrs Sekwakwa is battling against time to have an independent pathologist examine the body before the funeral which is scheduled for tomorrow.

She believes the official post-mortem was conducted on Thursday last week, a day after she was told of the death.

She also fears she might inadvertently have waived her right to have an independent doctor conduct an examination. "I was weeping after seeing his body at the morgue and they asked me to sign some forms. In that condition I did not know what I was signing," she explained.

Mrs Sekwakwa said her husband had been unemployed since his firm moved but he had seemed in a contented frame of mind.



KENYON WILKS CAPT 202716
Block 3 White has been identified as
Now involved in a murder

Get it in Black & White

WHATEVER HAPPENS IN LIFE

Sounds appealing to you should fill in the c

Three held
E. Post
after Cape
22/11/85
grenade
blast

CAPE TOWN — Police have arrested three people — one of them a woman — in connection with a grenade blast in which three Cape Corps soldiers were injured.

Grenade blasts in the Western Cape area have injured six people since Saturday. 22/11/85

The arrested people will appear in court soon.

The arrests are understood to have been made after police received information following yesterday's blast. E. Post

The three soldiers, two of them aged 18 and one 19, were injured while standing next to their armoured personnel carrier near Crossroads.

They were taken to 2 Military Hospital at Wynberg. They were treated and discharged. — Sapa

Belhar

SALE TIME
four 22/4/85
among 329
31 freed

Political Staff

FOUR "missing" Belhar Senior Secondary School teachers and the chairman of the Western Cape Teachers' Union, Mr Yusuk Gabru, have been released from detention.

They were among 31 emergency detainees freed in the Western Cape yesterday.

The four Belhar teachers — Jane Lawrence, Rachel Bunting, Calvin Johannes and Andre du Plooy — were detained at the school on Friday, November 8, and their first 14 days of detention were due to end today.

Their detentions were never officially confirmed despite a number of telexes to police headquarters, nor did their names appear on the list released by police last Friday.

One day

Other detainees who were released yesterday were: Frederik Erasmus, a Churches Urban Planning Commission (CUPC) employee; Isaak Haroun, who was held for a day; Reginald Cox, Shawn Christian, Faseeg Manie, Shahiem Brämania, Ahmed Abdurachman, Arnold King, Wilfred Celliers, Clayton Scheepers, Jaliel Grootboom, Joseph Ratza, Wilma Ruiters, Alan Dean, Daniel Williams, William Petro, Paul Wilson, Coert Lucas, Elfonso da Silva, Mellom Jacobus, Jerome Dayeé, Percy Jones, Igsail Samsodine, Anthony Stevens, Anthony Morley and Glenville Adams.

● Sapa reports from King William's Town that South African security police detained the secretary of the Ginsberg Youth Organization, Mr Prince Mame, 25, on Monday.

Mr Mame is being held under Section 50 of the Internal Security Act. His detention was confirmed yesterday by the family attorney, Mr Dudley van Heerden.

Mr Mame's detention could not be confirmed with the police.

3 held after grenade attack

CAPE TOWN — Three people are being held in connection with a hand grenade attack which injured three Cape Corps soldiers in Lansdowne Road, Crossroads, and police may have made a breakthrough in solving the recent spate of grenade explosions in the Peninsula.

The three, a woman, a man and teenage youth, were arrested within an hour of the grenade exploding among several

soldiers standing near a Buffel armoured carrier on Thursday, a police spokesman revealed yesterday.

The injured soldiers, whom police declined to identify, "for security reasons", were treated and discharged at Wynberg's 2 Military Hospital.

All had shrapnel wounds in the legs.

The explosion came about 3.45 pm at the cor-

ner of Lansdowne Road and New Eisleben Road when a crowd gathered near the armoured vehicle.

The spokesman said the grenade was tossed from within the crowd. The soldiers had not responded with shots.

A police helicopter monitoring the funeral of an unrest victim in nearby Guguletu was called to comb the area within minutes of the attack but could detect no suspects, the spokesman said.

He declined to confirm whether the three people arrested had been positively linked to any earlier attacks.

ANC (329)

men (HWP)

DISPATCH

jailed 28/11/85

JOHANNESBURG —
Two men who admitted being members of the African National Congress and undergoing military training abroad were given effective sentences of three and four years' imprisonment by a Rand Supreme Court judge yesterday.

Sentences for treason range from a fine to the death penalty. Mr Justice L. W. H. Ackermann, said, and found Joseph Boitumelo Leepile, 26, and Justice Mafa Ngidi, 31, were "rank-and file" members of the ANC whose treasonable acts were not committed inside the Republic.

The two men ceased to be part of the ANC in May last year — almost a year before the ANC took its decision to go for "soft targets". — Sapa

PRETORIA — Although 404 people have been detained in the past week under the emergency regulations, bringing to at least 5 971 the number of people who have been arrested under the four-month-old state of emergency.

According to a list issued by police in Pretoria yesterday, most of the latest detentions occurred in the Western Province.

Although police no longer issue lists of detainees who have been released, a police report yesterday said 1 080 people were still being held.

1. Andrew Andrew Brn Jnb
2. George Zouke Brn Jnb
3. Elia Hwangweng Brn Jnb
4. Elia Hwangweng Brn Jnb
5. Jui Kabahe Brn Jnb
6. Jui Kabahe Brn Jnb
7. Kenneth Muto Brn Jnb
8. Kenneth Muto Brn Jnb
9. Peter Koyote Brn Jnb
10. Joseph Ninyang Brn Jnb
11. Joseph Ninyang Brn Jnb
12. Michael Kasea Brn Jnb
13. Francis Mosepe Brn Jnb
14. Francis Mosepe Brn Jnb
15. Jouben Tsababha Brn Jnb
16. Joe Momo Brn Jnb
17. Joe Momo Brn Jnb
18. Lawrence Sappang Brn Jnb
19. Lawrence Sappang Brn Jnb
20. Jurey Bepi Brn Jnb
21. Velle Bepi Brn Jnb
22. Velle Bepi Brn Jnb
23. Kenneth Wessidoo Crn PE
24. Kenneth Wessidoo Crn PE
25. Cecelia Bruen Crn PE
26. Cecelia Bruen Crn PE
27. Edwin Smith Crn PE
28. Edwin Smith Crn PE
29. David Warren Crn PE
30. David Warren Crn PE
31. Joaquin Lawrence Crn PE
32. Joaquin Lawrence Crn PE
33. Ely Hill Crn PE
34. Ely Hill Crn PE
35. James Warren Crn PE
36. James Warren Crn PE
37. Daniel Tshane Brn Rndomten
38. Daniel Tshane Brn Rndomten

Most new detainees in Cape

[illegible]

Doctors' ^{CAN TIME} ^{23/11/85 329} 'breakthrough'

By CHRIS ERASMUS
Medical Reporter

THE decision to allow political detainees to have access to independent doctors selected from a panel has largely been received with qualified praise.

The Medical Association of South Africa (Masa) said it was "delighted to be able to announce that, after more than two years of negotiations, the relevant government department has now agreed to the appointment of medical practitioners from among whom detainees would be able to select a practitioner of their own choice if, for some reason, they were to request a medical opinion other than that of the district surgeon".

Select

"This is regarded as a major breakthrough and should materially assist

in ensuring that an incident like that involving the late Steve Biko should not occur again," said the body which represents about 60 per cent of the country's 18 000 medical practitioners.

Panels of doctors who were members of Masa would be appointed from which the detainees could select a doctor.

Masa said there would be a panel for each of its 21 branches and that there should be between six and 30 members in each panel. The association would be responsible for their actions in handling detainees.

'Unnatural'

The names of panel members would not be publicized, but could be obtained on request.

The acting leader of the Progressive Federal Party, Dr Alex Boraine, MP for Pinelands, said "we must never forget that detention without trial is unnatural and unacceptable" but that being able to "select a doctor from a panel instead of being subject to the mercies of a district surgeon is certainly a great improvement".

The Friends and Families of Detainees (FFOD) said that "in the light of information gathered on the medical treatment of detainees both past and present, we express our extreme relief at the decision".

Principle

"However this grudging concession does not diminish the injustice of these detentions and we therefore re-iterate the demand for the release of all detainees."

The Detention Action Committee (ADAC) said it was a universally accepted principle that a person should be able to consult a doctor of his or her choice.

Detainees' names released

CAPIT 7 MES 23/1983 Political Staff (329)
POLICE yesterday released the names of a further 212 people, including 96 from Paarl and Worcester, who have been detained in the Western Cape under the emergency regulations.

Among the detentions confirmed yesterday was that of the Rev Clive McBride, an Anglican priest, and the Rev Russel Botman, a Ned Geref Sendingkerk minister in Wynberg.

A number of people on this week's list have already been released, including four Belhar Senior Secondary School teachers whose names were not confirmed during the 13 days they were detained.

Yesterday, the vice-president of the South African Council on Sport, Mr Joe Ebrahim, an attorney, was released after being detained for four weeks.

● Police list, page 4

Cape Town 15/2/1985
**Call to 329
free Gunn**

Political Staff

THE Dominican Sisters yesterday launched a petition for the release of Ms Shirley Gunn, the Clothing Workers Union (Clowu) organizer who has been in detention for more than 90 days.

The petition calls for the release of all detainees, but with "particular urgency" in the case of Shirley Gunn, a past pupil of Springfield Convent, who has been in solitary confinement since August 23 — a period of over 90 days.

"We believe that grave consequences must follow from such isolation and deprivation," the petition says.

The Dominican Sisters have called on the public of Cape Town to support the petition.

Detention deplored

Political Staff

329

Camp 7/1/81
23/1/81
THE continued detention of Mrs Helen Kies, who has been editor of the Educational Journal for more than 20 years, was utterly deplorable, the Teachers' League said yesterday in a statement.

The league said Mrs Kies had been in detention for more than three weeks.

The league also condemned "gagging" of her journal, mouthpiece of the league, which had consistently exposed the "socially destructive role of the tribalizing school systems that made a virtue of racism".

"She gave timeous and serious warning of the chaos that would engulf parents, teachers and pupils as the systems collapsed under the weight of racist discrimination and unequal subsidies.

"She has defended the right of individuals, and organizations to engage in legitimate political activity for the attainment of full democratic rights for all in a unitary South African state, and has constantly expressed her abhorrence of the arbitrary harassment and detention of those involved in the struggle for a common non-racial citizenship."

Girl detainee aged 14 is held in solitary confinement

By Jo-Anne Collinge

A kwaThema girl, believed to be 14 years old, has been detained, allegedly for two months, under laws which provide for indefinite solitary confinement for interrogation.

Police in Pretoria have confirmed that Monica Thabethe is being held in terms of section 29

of the Internal Security Act.

Under this section detainees are usually kept in isolation, have no contact with lawyers, and are rarely granted family visits.

The Detainees' Parents Support Committee (DPSC) says Monica is the youngest reported section 29 detainee.

Police have not specified the

period for which she has been held, but *The Star* has been informed by sources in the community that Monica was detained in Krugersdorp on September 19 when she and a friend were visiting there.

The whereabouts of the friend, 13-year-old Joan Nontondo Gceba, also of kwaThema, are not known. Claims were made to *The Star* that she too had been detained.

But police state: "According to present records Joan Nontondo Gceba is not being held in terms of security legislation." They did not answer a question on whether she had been detained in the past and had been recently released.

A DPSC spokesman said Monica's detention confirmed the organisation's view that there were many children in detention of whom it was not aware.

The organisation has demanded Monica's immediate release.

CAF 7/11/85
329

Detention of children confirmed

By BARRY STREEK
Political Staff

POLICE have confirmed in their weekly list of emergency detainees that two children, one believed to be 12 and another 13, have been detained.

Two other children, aged 11 and 13, have been freed from detention in the Victor Verster Prison after lawyers threatened court action.

Four other children, whose detention remains unconfirmed, are also reported to be detained.

In a statement last week, 11 members of the education department at the University of Cape Town expressed "shock and outrage at the patterns of arrests and detentions of young children".

The statement, which was signed by Professor I de V Heyns, Professor Michael Ashley and Professor Douglas Young, said: "We know the damage prison conditions can have on the psyches of children and the dangerous consequences of brutal separation from parents and caregivers."

"The powerlessness of children makes them particularly vulnerable to the stink of uncontrolled behaviour and emotions in a structure designed to confine criminals."

"We therefore call upon the authorities to release immediately all minor children into custody of their parents and families," the statement said.

Telex messages to police

Two boys, Ivan Themba Nkalashe, 13, and Zamide Msizi, 11, were released from Victor Verster Prison near Paarl last week after legal action to free them was threatened, said their attorney, Mr Essa Moosa.

Mr Moosa said telex messages concerning their detention had been sent last week to police headquarters in which the police had been informed that the lawyers had received instructions to apply for their release if they had not been freed by Friday.

In the telexes, the police had been told that in the light of their ages their detention had not been necessary for the maintenance of public order or for their safety or that of the public. For this reason, their detention was mala fides, the police were told.

The names of two other boys, Dudu Machanyana, believed to be 13, whose name was given as "Dudu Macahyana", and Herbert Sonwaba Mongali, believed to be 12, whose name was given as "Hubert Manguly", appeared on Friday's police list of emergency detainees.

The names of Ivan Kalatshe, believed to be the released Ivan Nkalashe, and Zamide Msizi also appeared on the list, but the names of four other youths, reported to have been detained, are not on the list.

CAPE TOWN 25/11/85 (329)

Father's bid to free ANC suspect fails

MARITZBURG. — An urgent application for the release from detention of a Durban man the police believe has been an active member of the African National Congress since 1984, was dismissed by a Maritzburg judge last week.

The application for the release of Mr Yunis Shaik, who was recently granted an interdict restraining police from unlawfully interrogating and assaulting him, was brought by his father, Mr G Soobader.

He had made the application after he received a letter from his son, written from hospital where he was undergoing psychiatric treatment.

Mr Justice J A Howard read from affidavits in which the Commissioner of Police alleged that Mr Shaik was involved in an ANC network that established arms caches in Natal and Transvaal.

A security policeman, Brigadier I Coetzee, said Mr Shaik would be interrogated further, but this could only be done once the interrogation of other detainees "has progressed satisfactorily". — Sapa



Four-year-old Lara Groeneveldt of Constantia chats to Father Christmas, who put in an early appearance at the Constantia shopping village on Saturday. She told him she wanted an organ for Christmas.

Cnr Times 25/11/88 *(20/22/24/25)*
UCT 17: Case withdrawn

Court Reporter

THE State has decided not to prosecute 17 UCT students who were detained for more than a week earlier this month after allegedly participating in a demonstration on De Waal Drive against the state of emergency.

They are Ms Sarah Fullard, Mr Peter Fine, Mr Clive Bester, Mr Matthew Slaven, Mr David Sheldon, Mr Donald Skinner, Ms Belinda Barries, Ms Lauren Muller, Ms Jane van der Riet, Ms Dorothy Dyer, Ms Margaret Orford, Mr Slobbar Needham, Ms Kim Westenbury, Ms

Sandra Liebenberg, Ms Jennifer Butler, Mr Samuel Mado and Ms Anne-lize Bosman.

Prosecution was stopped in absentia and no reasons were given for the withdrawal.

Mr J C Coetzee was the magistrate. Ms N Nel prosecuted.

ARGUS 26/1/88 329

Wendy Orr's court order bid postponed

Argus Bureau
PORT ELIZABETH. — The case in which district surgeon Dr Wendy Orr and 43 other applicants are seeking an interdict to prevent police from allegedly assaulting emergency detainees in prisons here has been postponed until February 4.

The postponement was granted when the respondents, who include the Minister of Law and Order, Mr Louis le Grange, and senior police officers, appeared in the Supreme Court here today to answer the allegations.

AFFIDAVITS

Mr Justice J Smalberger ordered the respondents to submit affidavits and other defence material by January 27. In September Dr Orr,

working with prisoners at St Albans and North End prisons in Port Elizabeth, and the other applicants, mainly relatives of detainees, were granted an interim interdict restraining police from assaulting detainees at the prisons.

TRANSFERRED

Dr Orr has since been transferred and is dealing with social work for the Department of Health.

The application to seek a postponement of the return date for the interim interdict was unopposed and it was ruled that the interim interdict restraining the police would remain in force until the case was heard again.

Mr J A Nepeen appeared for the respondents and Mr N Chetty for the applicants.

Detentions show pattern — parents

Argus Correspondent

JOHANNESBURG. — A quarter of the 1 100-odd detainees held in the first week of the state of emergency were still in the cells more than three months later, the Detainees' Parents Support Committee says.

In its third special report on the emergency, the DPSC attempts to spell out the fate of some 5 800 people detained under the emergency regulations which came into force on July 21.

More than 3 500 had been released by the end of October, it says, leaving almost 2 300 in the cells.

The report shows that the long-term detainees were taken in during two distinct periods — week one and week seven of the emergency.

"Pattern changed"

"The first week of the emergency witnessed an enormous amount of detentions of which 25 percent are still being detained.

"In the subsequent five weeks the pattern changed and people were typically held for about 13 days. (For a longer detention the permission of the Minister of Law and Order is required.)

"A second wave of detentions occurred in the seventh week of the emergency. A large proportion of these people are still held as a result of a swoop in the Eastern Cape around September 3, the anniversary of the outbreak of popular protests in the Vaal."

The DPSC concludes that the retention of a disproportionate number of the first detainees indicates "that in the initial stages of the emergency the police were operating from a list of activists whom they wanted — and these are the ones still held."

The DPSC gives the following regional totals: Transvaal 2 597 detentions over 15 weeks; Eastern Cape 2 929 in 15 weeks; Western Cape 207 in one week, and Boland 124 in one week.

Worcester notched up 103 detentions in the first week, the report notes.

Hunger strikes occurred at Soweto's Protea Police Station in July and at the New Johannesburg Prison, Diepkloof.

Injuries

In November detainees at Modderbee Prison, on the East Rand began a hunger strike, the report says.

In Cape Town emergency detainees marked the 14-day point in their detentions by beginning an indefinite hunger strike.

In Modderbee Prison on October 5 a clash occurred between detainees and warders, resulting in injuries to several people.

Schoolgirl claims 329 detention 'unlawful'

Supreme Court Reporter

A 15-YEAR-OLD Atlantis schoolgirl has challenged the validity of her detention under Section 50 of the Internal Security Act in a test case in the Supreme Court, Cape Town.

Zelda Lorna Newman, a Standard 7 pupil and member of the Students' Representative Council at Atlantis Senior Secondary School No 1, claims her detention on October 16 for 14 days was "unlawful".

The application, supported by her father, Mr John Newman, was initially brought while she was in detention and he sought her immediate release.

She was released on October 29.

Section 50 allows a police officer to detain for 48 hours any person whose actions he feels may contribute towards the continuation of a state of public disturbance.

Opportunity of reply

On the grounds of information submitted by a policeman, a magistrate may then sign a warrant detaining the person up to 14 days.

Mr C Nicholson, for Miss Newman, argued that the Malmesbury magistrate was not entitled to grant a warrant without Miss Newman being afforded the opportunity to reply to allegations made by a police officer in his application.

"If she had had the right of reply, the magistrate would not have granted the warrant," he said.

The warrant was invalid as it did not specify in what respects her detention was necessary and there were no jurisdictional facts for the action taken by the police officer who arrested her.

The magistrate could not have been properly informed that her actions "contributed toward a state of public disturbance, disorder, riot or public violence" as she had "done nothing" toward contributing to such a state, he said.

The matter is being heard by a full Bench, presided over by Mr Justice Munnik, the Judge-President. The respondents were cited as the Minister of Law and Order, the Commissioner of Police, the Divisional Commissioner of Police for the Boland and the assistant magistrate of Malmesbury, Mr P J Lourens.

Miss Newman said the role of the Students' Representative Council was to discuss programmes at school while the class boycott continued and the council had specifically said violence was no solution.

On October 9, a day of prayer, police with sjamboks broke up a march of 500 pupils and 20 teachers.

Subsequent disruptive action at the school by pupils in favour of the boycott — using fire hoses to force children out of classes and smashing cars — had left her "scared and disappointed".

On October 16 she was taken to the Atlantis charge office, where she was questioned, allegedly threatened and then detained under Section 50.

She claims she was not told under which legislation the police were acting and that no one explained Section 50 or the Internal Security Act to her.

Lieutenant W Neethling of the detective branch in Malmesbury admitted questioning Miss Newman and claims he told her why and under what legislation she was being arrested. He denied that the warrant was invalid.

"Trusted informant"

He said that a sworn statement from a "trusted informant" — whose name he could not reveal — was that Miss Newman had addressed pupils and recommended a boycott of exams and classes.

His informant was of the opinion the boycott would continue unless Miss Newman and others were held and could not go to school.

Mr P Hodes SC, for the respondents, said the court could only "interfere" if it was shown that the magistrate had acted with *male fides*.

According to the magistrate's affidavit, he was "satisfied" the continued detention of Miss Newman was necessary, Mr Hodes said.

The applicants had "no case" and he asked the application be dismissed with costs.

Judgment was reserved.

Mr Justice Munnik is sitting with Mr Justice Baker and Mr Justice Vivier. Mr C R Nicholson and Mr L A Rose-Innes, instructed by the Legal Resources Centre, appear for Miss Newman. Mr Hodes, assisted by Mr F D Brand, instructed by the State Attorney's office, appear for the respondents.

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can't find it

Expect to be tortured'

KING WILLIAM'S TOWN. — Ciskeians who had been recruited by foreign forces and returned to try to overthrow the government should expect to be tortured, President Lennox Sebe said at the week-end.

He called on each cabinet minister to check and protect workers in his department against such recruitment. — Sapa

Cape A-G drops

Boesak case

CAPE TOWN — The Attorney-General of the Cape, Mr. Neil Rossouw, has decided not to prosecute United Democratic Front patron Dr. Allan Boesak and 18 others for defying a police order not to enter Gugulethu on August 10 to attend a funeral.

The Department of Justice in Pretoria said those concerned had been informed.

Charges against 44 people arrested for attending illegal gatherings were also withdrawn in the Wynberg Magistrates' Court. They were arrested after it was alleged they would march on Polismoor prison on August 28.

Charges against 10 people were among them, including Dr. Richard Stevens of the University of the Western Cape, the Rev David Russell of the Anglican church, the Rev Abel Hendricks, a former moderator of the Methodist Church of South Africa, and Mrs Mary Burton of the Black Sash.

OTHERS ARRESTED

Those charged with Dr Stevens were arrested at the Hewat training college, Athlone, on August 28. They were: Mr. Charles Martin, (28), Mr. Sammy Frans (25), Mr. Omar Abraham (39), Mr. Robin Petersen (28), Mr. Mark Leander (19), Mr. Peter Martin Mentor (28), Mr. Abraham Brad (25), Mr. Charles Williams (29), Mr. Edwin Arison (21), Mr. Maxwell Malan (27) and the Rev Hendricks (25).

The six charged with Mrs Burton were Professor Charles Villa-Viecentia (43), professor of theology at the University of Cape Town, Dr. Alan Steven Brews, Miss Vivienne McMenamin (22), Dr. Robert Borchard (39), Mrs Nicolas Anthony Borchard (25) and Dr. Caroline Francis White (44).

Those charged with the Rev Russell were Mr. Gavin Michaels (20), Mr. Faizel Mase (22), Mr. Trevor Engel (30), Mr. Peter Oberholzer (33), Mr. Christopher Arcus (30), Mr. Shammugan Govender (38), Mr. Michael White (28), Mr. Per Svenson (32), Mr. Jan Tyss (40), Mr. Randall Rossouw (30), Mr. Frederick Strupp (34), Mr. Adeweges Gaber (30), Mr. Rodney Whitman (25), Mr. Redwaan Mohammed (19), Mr. Victor Jones (25), Mr. Wrong-cift Christoff (33), Mr. Abdulhannan Khan (26), Mr. Stephen de Gruchy (24), Mr. David Kalipha (25), Mr. Malusi Mpankoma (24), Miss Vivian Petersen (27), Mrs Mary Feregat, Miss Deborah Patra (21) and Miss Anne Hardman (21). — Sapa.

Pupil seeks ruling

CAPE TOWN — Judgment was reserved in the Supreme Court here yesterday on an application by an Atlantis pupil for her release from detention under Section 50 of the Internal Security Act.

The 15-year-old pupil was released from detention on October 29 this year after two weeks in Polismoor prison.

The 1st pupil, a Student Representative Council member, said in an affidavit police came for her on October 16, a week after police dispersed an SRC-organised "Day of Prayer" march to a nearby school.

She was held under Section 50 after a magistrate issued a warrant for this, but she was never taken to court.

"I respectfully submit that the learned magistrate was not entitled to grant the warrant without my being afforded an opportunity to reply to the allegations made by the police officer on oath in his application.

"Had I been given an opportunity to reply, the magistrate would not have granted the warrant," she said.

No date was set for judgment. — Sapa.

DPSC looks at detentions during the first three months

5 800 held under emergency

By Jo-Anne Collinge

One in four of the about 1100 detainees held in the first week of the state of emergency was still in the cells more than three months later, the Detainees' Parents Support Committee says.

In its third special report on the emergency, the DPSC attempts to spell out the fate of some 5 800 people who disappeared into detention

under the emergency regulations which came into force on July 21. More than 3 500 had been released by the end of October, it says, leaving nearly 2 300 in the cells.

The report demonstrates graphically that the long-term detainees were taken in during two distinct periods — week one and week seven of the emergency.

"The first week of the emergency witnessed an enormous amount of

detentions of which 25 percent are still being detained. In the subsequent five weeks the pattern changed and people were typically held for about 13 days. (For a longer detention the permission of the Minister of Law and Order is required.)

"A second wave of detentions occurred in the seventh week of the emergency. A large proportion of these people are still held as a result of a swoop in the Eastern Cape

around September 3, the anniversary of the outbreak of popular protests in the Vaal."

The DPSC concludes that the retention of a disproportionate number of the first detainees indicates "that in the initial stages of the emergency the police were operating from a list of activists whom they wanted — and these are the ones still held."

The small Bolland town of Worcester notched up 103 detentions in the first week, the report notes.

It highlights the hunger strikes and confrontations within prisons accommodating emergency detainees. Hunger strikes occurred at Sovero's Frotrea Police Station in July and at the New Johannesburg Prison, Diepkloof. In November detainees at Middelbush Prison on the East Rand commenced a hunger strike, the report says. These actions, it says, appear to have been in protest against prison conditions — especially the food.

At least 1 840 detained in Transkei since May — report

By Jo-Anne Collinge

Transkei authorities have detained or arrested at least 1 840 people in the last six months, according to a publication entitled "Detention Bulletin No. 2".

The document, the authors of which are not known, says many of these detentions from May to October took place during student protests and in the aftermath of the murder of health worker Mr. Bathandwa Ndoondo, allegedly killed by Transkei police.

Due to media emphasis on the

state of emergency and resistance elsewhere in South Africa, the extent of repression in the homelands and in the Transkei in particular has largely gone unnoticed," the report says.

Transkei's state of emergency long pre-dates that in South Africa. The report says: "In the month of September alone some 880 individuals were detained without trial in the Transkei."

"In October, in a massive clamp-down before and during the funeral of murdered Health Care Trust worker Bathandwa Ndoondo, more

than 100 students, civil servants and family associates were detained without trial. Banishments and deportation have followed the release of some of these detainees."

Mass arrests accounted for just less than 1 700 of those held, according to a detailed schedule of detentions which forms the body of the report. Those held appear to have been released in most instances several days after detention. In some instances they have been formally charged in court with offences such as public violence or breaking emergency laws.

A further 150 people appear to have been more selectively detained, not forming part of a large group. In general these detainees were held longer and were often interrogated, the release dates and comments in the schedule indicate.

Few have been charged, according to the report. Numerous professional people fall into the second group — doctors, a dentist, a magistrate, lawyers, educationists and civil servants.

The compilers of the report stress that it is an incomplete record of detention in the homeland.

In Middelbush Prison on October 5 a clash occurred between detainees and warders, resulting in injury to several, including a broken arm in one case, the report says. The Star learns that detainees are to be charged under common law as a result of that clash.

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'Activists still being held'

THE Detainees' Parents Support Committee (DPSC) said in a document released yesterday that 5 857 people had been detained in the first 15 weeks of the state of emergency.

Of these, 2 296 (39%) were still being held on October 31.

Analysed by region, 2 597 detentions occurred in the Transvaal and 2 929 in the Eastern Cape.

The DPSC said that, whilst the Transvaal figure represents 44% of the total number, of those remaining in detention 33% are in the Transvaal.

The Eastern Cape accounted for 50% of all detainees, and 53% of those still held.

In the Boland and Western Cape, where a state of emergency was declared on October 26, 325 people were detained in the five days to the end of the month.

"It is apparent that in the initial stages of the emergency, the police were operating from a list of activists whom they wanted and these are the ones still being held. Of those detained in August, 22% were still held at the end of October," the DPSC said.

The largest identifiable group of detainees were United Democratic Front affiliates. — Sapa.

South Africa's Number 1

O'LEANNISBUIK

The Detainees' Parents Support Committee (DPSC) said in a document released yesterday that 5 857 people had been detained in the first 15 weeks of the state of emergency.

Of these, 2 296 (39 per cent) were still being held on October 31.

Analysed by region, 2 597 detentions occurred in the Transvaal and 2 929 in the Eastern Cape. The DPSC said that

whilst the Transvaal figure represents 44 per cent of the total number, of those remaining in detention 33 per cent are in the Transvaal.

The Eastern Cape accounted for 30 per cent of the total, and 53 per cent of those remaining in detention. In the Western Cape, where a state of emergency was declared on October 26,

DPSC:

5 857 held in 15 weeks

Cape Times, ~~Thursday~~ November 26, 1985 11

325 people were detained in the five days to the end of the month.

The DPSC said the figures show a rate of detention of 390 people per week, which is almost 36 times the normal rate.

In the Transvaal, detentions were concentrated in Johannesburg. The DPSC says that at the beginning of the emergency period the proportion of those de-

tained in July and August have not been released.

The committee said that many lengthy detentions had also been noted in Johannesburg, where 135 people remain from the first six weeks of the state of emergency.

The DPSC says in the Eastern Cape, Port Elizabeth remained the area

most affected with a total of 1 837 detentions of that those who assisted whom 706 people (38 per cent) are still in detention. The rate of detention has also been high in Uitenhage and, says the DPSC, this is particularly poignant, as the worst affected, with the fewest resources, are the workers who assisted the Kannermeier Commission have now been detained, despite Justice

In the Roland and Western Cape, a total of 325 people were detained. Worcester was the worst affected, with 100 persons and 100 detentions also held in Wynberg, Athlone and Bellville. The DPSC notes that a

high number of those detained in the first 10 days after the declaration of the state of emergency were still in detention on October 31.

"It is apparent that in the initial stages of the emergency, the police were operating from a list of activists whom they wanted still held. Twenty-two per cent of those detained in August were still held at the end of October." — Sapa

CAP Times 26/11/85
**30 out of
detention**

Political Staff **329**

AN EXECUTIVE member of the UDF in the Western Cape, Mr Joseph Marks, and an employee of the WP Council of Churches, the Rev Peter Mentoor, are among the 30 people who have now been released from detention under the emergency regulations.

The others are:

Quinton van Rensburg
Lawrence Lee
Robert Arendse
Oscar Smith
Ashley Chandler
Armiel Arendse
Mongese Madingi
John van Niekerk
Vaughan Lewis
Damon Rigby
Everett Grever
Mark Grever
Christopher Grever
Christopher du Plessis
David Abrahams
Theodore Jansen
Burn Burns
Devlin Papier
Mark Lakay
Andre Mentoor
Jeremy Loft
Ebrahim Isaacs
Cecil Neethling
Godfried Koopman
Cathryn Davids
Donald Aploon
Edmund Swart
Kholelo Mosala

● Meanwhile more than 1 000 signatures have already been collected in the petition for the release of Clothing Workers Union organizer Ms Shirley Gunn and other detainees.

The petition can be signed at any Dominican convent or Sister Marion can be contacted at 45-3017.

● DPSC: 5 857 held in 15 weeks page 11

Cape Times 26/11/85
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Judgment reserved in pupil-detention case

Supreme Court Reporter

JUDGMENT was reserved in the Supreme Court yesterday on an application by an Atlantis pupil for her own release from detention under Section 50 of the Internal Security Act.

The 15-year-old, a standard seven pupil at Atlantis Secondary School Number One, was released from detention on October 29 this year after two weeks in Pollsmoor Prison.

She had access to lawyers while detained, and her application was proceeded with after her release so that the court would give a ruling on the legal principles.

The pupil said in an affidavit that she was elected to her school's first Student Representative Council on September 3 this year.

Police came for her on October 16, a week after police dispersed an SRC-organized "Day of Prayer" march to a nearby school.

She was held under Section 50 after a magistrate issued a warrant for this, but she was never taken to court.

"I respectfully submit that the

learned magistrate was not entitled to grant the warrant without my being afforded an opportunity to reply to the allegations made by the police officer on oath in his application."

Lieutenant W J Neethling of the Malmesbury CID said he had a sworn statement from a "trustworthy and responsible informant" that the pupil, among others, had addressed pupils and "strongly recommended" that they should not attend school or write exams. She denies this.

Mr P Hodes, SC, said a clear discretion was granted to the magistrate by legislation. His decision "could not be contested" so long as he did not act in bad faith.

No date was set for judgment.

The Judge-President, Mr Chief Justice Munnik, presided with Mr Justice Baker and Mr Justice Vivier. Mr P Hodes, SC, with Mr F Brand and instructed by the State Attorney's office, appeared for the Minister of Law and Order, the Commissioner of Police, the Divisional Commissioner of Police for the Boland, and the magistrate Mr P A Lourens. Mr C Nicholson and Mr L Rose-Innes, instructed by the Legal Resources Centre, appeared for the pupil.

Freed girl takes police to court

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F. Post 27/11/85

CAPE TOWN — A 15-year-old Atlantis school-girl has challenged the validity of her detention under Section 50 of the Internal Security Act in a test case in the Cape Town Supreme Court.

Zelda Lorna Newman, a Standard 7 pupil and member of the Students' Representative Council claims her detention on October 16 for 14 days was "unlawful".

The application was supported by her father, Mr John Newman.

She was released on October 29.

Section 50 allows a police officer to detain for 48 hours any person whose actions he feels may contribute towards the continuation of a state of public disturbance.

On the grounds of information submitted by a policeman, a magistrate may then sign a warrant detaining the person up to 14 days.

Mr C Nicholson, for Miss Newman, argued that the Malmesbury magistrate was not entitled to grant a warrant without Miss Newman being afforded the opportunity to reply to allegations made by a police officer in his application.

"If she had had the right of reply, the magistrate would not have granted the warrant," he said.

Lt W Neethling of Malmesbury denied that the warrant was invalid.

Mr P Hodes, SC, for the respondents, said the court could only "interfere" if it was shown that the magistrate had acted with *male fides*.

According to the magistrate's affidavit, he was "satisfied" the continued detention of Miss Newman was necessary.

Judgment was reserved. — Sapa

Brave stand wins young doctor acclaim

TODAY'S WOMAN

MARIKA SBOROS

JOHANNESBURG — A young doctor has been chosen Woman of the Year 1985.

Dr Wendy Orr, a 25-year-old Port Elizabeth district surgeon, shot to prominence earlier this year when she won an interim interdict restraining the South African police from assaulting detainees held at the St Albans and North End prisons under state of emergency regulations.

Readers of the Star, Johannesburg sister paper of The Argus, chose her overwhelmingly as the Woman of the Year.

Dr Orr was the main applicant, along with 44 others, who alleged police maltreatment of detainees. Dr Orr's affidavit detailing allegations of police assault brought the issue of treatment and safeguards for detainees under the international spotlight.

Brave stand

She is the first doctor employed by the State to be involved in such a case in this way.

Recently, the director-general of Health and Welfare confirmed that a panel of private doctors would be appointed in various regions by the South African Medical Association to help safeguard the welfare of political detainees.

Dr Orr's brave stand was made at great cost to herself. When her court application became known, she was treated like a pariah by her colleagues. The authorities removed her from the care of detainees, people to whom she was prepared to offer constructive care and compassion, people who, as she bluntly put it, "could not help themselves".

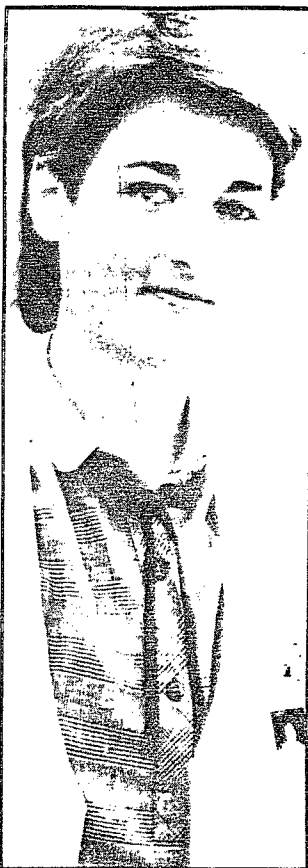
Through it all, she remained buoyed by the knowledge that she was merely "following the dictates of her conscience".

The basis for that was laid down early in her third year as a medical student at the University of Cape Town's medical school.

Medical ethics

Dr Orr recalls the indelible impression made on her in a lecture on medical ethics by the University of Cape Town's vice-chancellor, Dr Stuart Saunders, a man whom she deeply admires for his "incredible integrity".

"I've never forgotten what he told us. He spoke about doctors who treated prisoners during World War 2, and about how aware they had to be of the ethics involved. This was related to a South African context, and for me it was very relevant. What he told us definitely had a bearing on what happened this year."



Wendy Orr

Dr Orr began working for the state at the beginning of January 1985 in part payment for a three-year State bursary which helped pay for her medical studies at UCT.

She left Cape Town, she says, to experience medicine away from the large well-equipped teaching hospitals.

"So I came to Port Elizabeth, to practise in the sticks," she quips.

Soon after she joined the department, she became embroiled in the centre of South Africa's increasingly violent and bloody conflict.

Dr Orr was one of the state doctors who performed post mortems on the 21 blacks shot by the police at Langa near Port Elizabeth in March.

She is a little embarrassed by the extent of public interest in her. To have ignored the plight of detainees, she says, would have been to "compromise my moral beliefs and my perception of professional responsibility".

While she is quite happy to answer most questions about herself, there is one which makes her cringe. "What made you become a doctor?"

"So many people have asked me that question," she says. "I don't know why I became a doctor. I just know that when I was about 12, I decided that's what I would become." A lifelong fascination with hospitals had something to do with it, she adds.

She grew up in a happy Pretoria home, with her parents and three siblings, in which social concern was emphasised. From an early age, she became aware of racial discrimination. "I knew it was wrong," she says simply.

Politically aware

While she describes herself as politically aware, she stresses that she has never been a member of any political organisation.

At school, her best subjects were English and French. She still managed to excel in mathematics, science and chemistry even though they weren't her favourite subjects.

For relaxation she is "into wine" and has done a few Stellenbosch Farmers' Winery courses. Her reading taste is eclectic. She reads anything from good literature to "trashy novels". John Steinbeck is her favourite author.

Her strength derives from self-discipline, she says, her weakness from procrastination. "That's why I've had to become self-disciplined," she jokes, "to stop all the procrastination."

Future hopes

Her hopes and dreams for the future? "It's been difficult thinking about the future just now," she says reflectively. "Before all this happened, I thought I'd like to return to Cape Town and go into private practice as a general practitioner."

She hasn't thought of specialising, she says, as she considers it "limiting".

"As a general practitioner you get to deal with a person within a family and work environment, and you can build up a continuing relationship," she says.

The Star's Woman of the Year 1985 obviously has the qualities which will make her a fine general practitioner.

Fewer held in Peninsula

Political Staff

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THE number of detentions under the emergency regulations in the Cape Peninsula appears to have dropped over the past few days.

Although these have not been confirmed by the police, only eight new detentions have been reported since last Friday — the lowest rate since the emergency was declared in Cape Town at the end of October.

Meanwhile, a further 16 detainees have been freed in Cape Town: Zuleta Valhe, Shalief Vallie, Abdul Abrahams, Omar Lightburn, Michael Rhoda, Cheslyn Mostert, Leon du Preez, Wince Matthews, Gert Beard, Trevor Tuft, Dirk Gollert, Peter Adams, Mongeli Gxuvilye, John Rofisa, Mxolis Peacemaker, Getye and Kya Khayalat Sakawula.

A prayer service for the release of Shirley Gunn and all other detainees is to be held in the Buitenkant Street Methodist Church tonight at 7.30.

● Sapa reports that the director of the Port Elizabeth Chamber of Commerce, Mr. Tony Gilson, told a meeting in Johannesburg on Monday night that since the release from detention of 17 community leaders there had been a drop in violence in the black areas of Port Elizabeth.

Workers want stronger stand on staff detainee

Labour Reporter

WORKERS at South African Nylon Spinners are to press management to take a stronger stand on the detention of a company employee, Ms Yvonne Shapiro.

At a meeting organised by the National Union of Textile Workers (NUTW) in Bellville last night, workers decided to petition management to make a public declaration about its position on detentions under the state of emergency. They wanted assurances about Ms Shapiro's job security and her full salary while in detention.

Ms Shapiro, a member of the UDF, has been in detention for 26 days, the first three of which were in solitary confinement.

After 14 days her detention order was extended and it was feared she would be held indefinitely, possibly for the term of the state of emergency.

Action so far taken by management included the issue of an open letter to staff expressing abhorrence of detentions and the sending of telexes to police headquarters in Pretoria and the Divisional Commissioner for the Western Cape, urging her release.

Family members were unsure that her job was secure and had been told that her period of detention would be accepted as either paid or unpaid leave.

The meeting felt this did not guarantee her job security.

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Detainees' hunger strike prompts calls for a show of public solidarity

By Jo-Anne Collinge

Detainees at Johannesburg's Diepkloof Prison have begun a hunger strike prompting various groups to call for solidarity action in the community.

It is believed up to 200 detainees held under emergency regulations may be taking part in the hunger strike. They are demanding the release of all detainees, an end to the state of emergency and the withdrawal of troops and police from the townships.

A Department of Prison Services spokesman said yesterday: "Some of the detainees did not eat breakfast today but they have access to the prison tuck shop."

EXTENDED INDEFINITELY

The hunger strike was initially planned to last three days but it is believed it has been extended indefinitely.

The Transvaal Indian Congress (TIC) called on the public to show its solidarity with the detainees by fasting and praying tomorrow.

The TIC's publicity secretary said Bishop Desmond Tutu would be fasting tomorrow, as would United Democratic Front patron and Catholic cleric Father Smangalisso Mkhathshwa, leading TIC figures and parents of several Diepkloof detainees.

The Soweto Civic Association has associated itself with those actions and the Detainees' Parents Support Committee said it understood and supported the hunger strike.

Father believes

CARC T/M/S
28/11/85 (329)

Tears at service for detainees

By MALCOLM FRIED

PEOPLE broke down in tears last night at a prayer service for detainees at the Buitenkant Street Methodist Church as they described their experiences of detention without trial.

The packed church heard a father weep as he called on the congregation to pray for his children and all other children in detention.

A former detainee, who identified himself only as Charles, cried as he told of his 14 days "of absolute depression and misery" in Victor Verster Prison.

"I was not questioned once," he said. "I still don't know why they held me."

Mr Nico Kleinhans, who counsels former detainees, said they went through great trauma in jail and felt "total helplessness" on being released.

"I've been horrified by things I'm told by these people," he said. "Detention is designed to injure and destroy. It is violent and cruel. In jail detainees have no say over their actions. They have no future. They are told nothing."

"When a detainee is released he finds he can't explain the hell he's been through. He can't understand it himself."

"He discovers that everyone wants to know what it was like but then finds that no one who has not been through it can ever understand."

"Screaming and nightmares are normal for former detainees and their trauma causes them great ongoing distress."

Former detainee Professor Charles Villa-Vicencio of the department of religious studies at the University of Cape Town, called on people to commit themselves to the future of detainees.

Professor Villa-Vicencio led the congregation in lighting candles "to show solidarity with those in detention and to symbolize our hope for the light that must eventually shine in our dark land".

2 Cape Times, Thursday, November 28, 1985 (329)

Detainees released

Political Staff

ANOTHER 34 people detained under the emergency regulations in the Cape Town area have been released:

Donnovan Nomde
Daniel Ronck
Malvern van der Lilley
Johannes Jacobs
Sylvia Breynders
Shaheed Essak
Fagrodien Johnson
Cynthia Fabio
Jacqueline Bekies
Deon Miller
Albert Tromlinson
Ridwaan Kenny
Simon Winer
Leonard Jacobs
Sheila Neer
Patrick Januarie
Patrick Erasmus
Lancer Fritz
Enver Stephanus
Omar Jacob
Johanna Williams
Mary Lamprechts
Minton Cornelissen
Etiene Maartinus
John Coarkley
Veronica Adams
Oswald Moosa
Mervyn Blaauw
Malvern Laybrandt
Johannes Thomas
Patrick McMuller
Credie Korhijie
Stephen Lategan
Cecil Joche

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ITALIAN
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CREAM



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PFP attack on detention of children

By BARRY STREEK and EBRAHIM MOOSA

THE detention of more than 50 children under the age of 18 in the Western Cape in terms of the emergency regulations was sharply condemned yesterday by the Leader of the Opposition, Dr Van Zyl Slabbert.

"Surely no one can expect any sympathy or understanding if they have draconian measures of this kind to lock up children in prisons," he said.

The police have confirmed the names of 51 children, the youngest of whom was 11, but the reported detentions of four other children have not been confirmed.

At least 15 of the children have been released from detention, but as the police have stopped issuing lists of freed detainees, it is not possible to establish exactly how many youths are still being held.

Mrs Di Bishop, the MPC for Gardens, who is a registered social worker, said yesterday that the power of the Internal Security Act and the provisions of the state of emergency to override the Children's Act was "a shocking indictment of our society".

"Detention without trial is a crime against society. Detention of children is a crime against children and humanity."

The summary arrest, incarceration and interrogation of children, to whom no one had access and who had no legal protection, "defies belief".

"Every child under the age of 18 should be released before the psychological damage already inflicted becomes permanent.

"It is institutionalized terrorism," she said.

The Friends and Families of Detainees (FAFOD) said: "We find the detention of children to be the most abhorrent aspect of the system of detentions and one that demonstrates inhuman cruelty and mindlessness."

A spokesman for the Ad-hoc Detentions Action Committee yesterday said that over 60 percent of those detained were under the age of 25.

"The government has focused their repression on

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S.T.
28/11/85



From page 1

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children because of the militance of our youth who are fighting for a democratic education."

The names of the detained children have been confirmed by the police, but it has not been possible to confirm their reported ages. They are:

Godfrey Pierce, 17, Peter Thando, 16, Eric Mdleleni, 15, Mbuyiselo Matiwane, 15, Mabhiati Khailu, 15, Sithembele Makeleni, 16, Phiso Makhazi, 17, Mcebisi Mboxela, 16, Siyabongo Sekethe, 16, Mbulelo Kulu, 16, Geinamzi Sukwana, 15, Michael Saponi, 17, Losini Mbetyana (listed as Lusini Ndlefyana), 16, Toto Damari, 14, Shuan Melitue, 17, Neil Smith, 16, Vuyani Mlakula, 15, Michael Adams, 15, Lezaar Benjamin, 15, Roland Kroeger, 15, Andre Andrews, 16, Owen Stone, 16, Samuel Boesak, 16, Johnathan Oerson (listed as Johnathan Fouten), 15, Kalene Xalang (listed as Kolane Xolene), 14, Enoch Bobbejaan, 12, Morgan Matiwane, 14, Mabay Manyan, 14, Lindikihaya Jonas, 15, Lawrence Ntwanamei, 18, Attwell Msuto, 18, Dolman Mbalo, 18, Zamilie Osweli (Madakata), 13, Sydwell Jacobs, 12, Arnold King, 15, Sulamani Juel, 15, Zamuxolo Churwana, 15, Bayanda Ngwanya, 14, Selwyn Prince, 15, Alistar Christian, 14, Raymond Thomas, 16, Garth Stevens, 16, Ragan Cloete, 16, Rodney van Neel, 17, Ivan Themba Nkashhe, 13, Zamilie Msizi, 11, Dudu Machanyana, 13, and Herbert Sonwaba Mongali, 12.

Hunger strike in Diepkloof

JOHANNESBURG. — A three-day hunger strike has been launched in Diepkloof Prison here by detainees held in terms of the emergency regulations, a Johannesburg daily reported yesterday.

The protest is believed to involve a large number of detainees, perhaps as many as 200. The participants are understood to be demanding the immediate release of detainees, an end to the state of emergency and the withdrawal of troops and police from the townships.

Tuck shop

The strike is believed to have started yesterday morning and detainees will not eat again until Saturday morning.

A spokesman for the Department of Prison Services commented yesterday: "Some detainees being held in the Johannesburg Prison in terms of the emergency provisions did not eat breakfast this morning.

"However, they have access to the prison tuck shop."

According to a group of MPs who visited Diepkloof Prison less than a fortnight ago, there were 224 emergency detainees held there.

Johannesburg's emergency detainees have

launched previous hunger strikes, the first occurring soon after the introduction of the emergency on July 21.

These have been in support of demands for improvements in conditions at Protea police station and Diepkloof Prison rather than directed at broader issues, the quality and quantity of food being a major grievance.

Support

The Transvaal Indian Congress and the Soweto Civic Association have given their support to the hunger strikers in Diepkloof Prison.

Family members of Diepkloof detainees Ismail Monmoniat, Fatel Mamdoo and Issu Chiba have expressed concern about the health of those held.

In view of their long detention, their resistance has been lowered and they are likely, in the event of a hunger strike, to undergo further deterioration," said Dr M Monmoniat. — Sapa

Inquest told of head wound

JOHANNESBURG. — The station commander at Katlehong told an Alberton inquest magistrate yesterday that an 18-year-old youth, who died in hospital after being in detention in the Katlehong police cells, was taken to hospital immediately the duty officer noticed he was "ill".

Major Samuel Sibandze was giving evidence at the inquest into the death of Bheki Zacharia Mvulane, who died in the Natalspuit Hospital on March 29.

According to a report by the

district surgeon, Bheki died of complications that set in after an infected head wound caused a haematoma on the brain.

He was held in custody at the Katlehong police cells from February 19 to 23 and was one of nine people arrested for public violence after the home of a policeman in the township was burnt and his firearm stolen.

Major Sibandze said he visited the cells every day during that period and asked the prisoners if

they had any complaints. He received no complaints.

On February 23, a Major Dhlamini visited the cells and noticed that Bheki was ill. He was immediately hospitalized.

Sergeant Hendrik Dreyer said he was part of a team investigating unrest in Katlehong. Detainees were unco-operative but he denied assaulting them to get information. He said it had almost become "policy" for detainees to say police assaulted them.

The inquest continues. — Sapa

On Tuesday three men
were injured in two sep-
arate incidents. The summary
and humanity?

329 ¹⁴² More than 1,000 ^{CAC 7/11/83 28/11/83} held in 'Transkei'

Political Staff

MORE THAN 1 000 people were detained during September and October in Transkei, where there has been a continuous state of emergency since 1960 except for a few months after "independence" in 1976.

This has been disclosed in the second bulletin of "Detention Without Trial in the Transkei" which was recently published.

The bulletin said its information was "far from comprehensive" but according to its records, 880 people were detained in Transkei during September and more were detained in October, particularly after the death and funeral of a Health Care Trust worker, Mr Batwanda Ndongdo.

Its records, which gave the names of detainees, except when mass ar-

rests at schools and the University of Transkei took place, showed that at least 1 846 had been detained in Transkei between May and October this year.

Because Transkei is officially independent, figures for detentions in the homeland are not included in the South African totals of detainees under the emergency regulations.

The bulletin said that "due to media emphasis on the state of emergency and resistance elsewhere in South Africa, the extent of the repression in the homelands and in the Transkei, in particular, has largely gone unnoticed".

Its records showed that Transkei "is one of the most repressive regions in South Africa".

Its material was not comprehensive because of the constraints on the collection of material of this nature.

Bid to 'clean up' after Biko death

CANC 7/27/78 Political Staff 329

THE proposed panel of doctors to oversee the health of detainees was an attempt to improve the image of the Medical Association of South Africa after the Biko affair, said three medical bodies.

In a statement released this week, they said they believed that "the physical and psychological torture of detainees will not end unless the entire detention system is abolished".

The bodies are the the National Medical and Dental Association (Namda), the Concerned Doctors Action Committee (Codac), a recently formed body of Cape Town doctors, and the Health Workers' Association (HWA).

They said: "The proposed panel of Masa doctors, all of whom must be approved by the government, is no more than an attempt to clean up Masa's image in the wake of the Biko affair.

"Since the government is to exercise the selection for doctors for the panel, and only Masa members are eligible, it is clear that the panel cannot be relied on to act in the interests of detainees.

"Until such time as detention is scrapped we demand that detainees be given free and unlimited access to a doctor of their own choice.

"To be able to choose from a limited panel of government-approved Masa doctors is merely an attempt by the government to create an illusion of a free choice.

"Consequently we reject the proposed panel and call for the abolition of the system of detention."

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Cape Times, Thursday, November 28, 1985 5

Detainees' children: organizations worried

Political Reporter

TEN Peninsula organizations said in a statement that they were worried about the effect detentions were having on the children of detainees.

The statement also said that people who suffered under apartheid had to pay for its maintenance.

It said: "The trauma experienced by the children of respectable community workers (among them) Ms Shahieda Issel, Ms Veronica Simmers and Mr and Mrs Marcus and Theresa Solomons is because of the unnecessary, unfeeling and inhuman government action."

The statement was signed by the United Democratic Front's Mitchells Plain branch, Mitchells Plain Student Action Committee, Mitchells Plain Advice Office, Westridge Action Committee, Rocklands Ratepayers' Association, Eastridge Residents Association, Woodlands Action Committee, Lentegur Steering Committee, Woodlands Youth and six Peninsula branches of the Cape Youth Congress.

The organizations said they supported the "realistic" student demands for a postponement of exams which had been described as a farce and were being held despite the adverse effect it had on pupils.

It said the organizations were alarmed at the jump in the cost of living.

"The decline in the economy is because of the abhorrent system of apartheid. We are not only suffering under the burden of apartheid but we are also made to pay the cost of it," they said. Peace and justice

could only be realized if all apartheid and discriminatory laws were scrapped, legitimate organisations unbanned and political prisoners released.

□ The Bellville Civic Association said it was alarmed by the large numbers of teachers who were detained.

"In condemning this spate of detentions and demanding the immediate release of all detainees, we focus particularly on Miss Cecilia McCrae of John Ramsay

High School, Mr Brian Engel and Mr Mike Benjamin, both of Belhar High School.

"We are further shocked at the insistence that examinations be conducted presently in the absence of teachers.

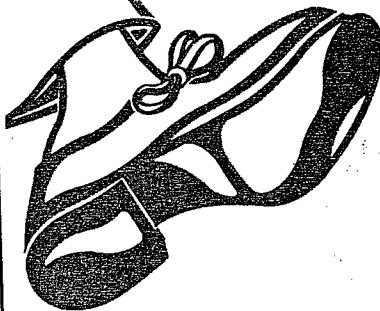
"We believe that examinations are meaningless because students have not been adequately prepared and that these examinations are a direct contradiction of the purpose of education."

Mandela's 'old age' memorial

LONDON. — The local council of the West Midlands town of Wolverhampton has written to the South African government asking them to free Nelson Mandela.

The council has just named an old people's home after the jailed African National Congress leader. In the letter they say they want him to go to the town to open it formally.

Stride



Atlantic 311 E

'We are in constant pain'

PIPPA GREEN, Staff Reporter

"WE are in constant pain now that he is away from us."

Mrs Farieda Omar, wife of city advocate Mr Dullah Omar who has been in detention for five weeks, probably echoes the thoughts of countless parents, spouses and friends whose relatives have become names on the lengthy weekly state of emergency detention lists.

A father, a city driver whose two teenaged children have been in Victor Verster for two weeks says he has no idea why they are there, but that they were "picked up" with several classmates early one morning.

A newly pregnant wife — unlike the driver, no stranger to active opposition politics in South Africa — confesses she feels more anxious "this time" about her husband's detention than "last time". Now, with indefinite detention orders, no end seems in sight.

A trade unionist, held briefly, is deeply saddened when she is released from jail because thoughts of "the others sitting there for no good reason" will not leave her.

She fears they will become "forgotten people".

"Are still there"

A nurse, held in Pollsmoor for two weeks, "can't stop thinking about all the other people who were with me and are still there".

More than 600 people in the Western Cape have been detained under emergency regulations since the state of emergency was extended to the area.

Among them are clergymen, United Democratic Front leaders and supporters, trade unionists, church workers, teachers, high school pupils, journalists, members of community organisations, researchers — and at least one advocate.

The advocate's wife, Mrs Omar, who is a businesswoman, said the family's mood had swung between "anger and worry" in the weeks her husband had been in jail.

"They came to fetch him at 4am. I was angry then. They wouldn't let him take his toothbrush or his heart tablets (Mr Omar had a heart attack in 1979).

"I took clothing and the tablets and the Koran to Caledon Square. I mean, he was detained at 4am. He hadn't even had his breakfast.

"I applied for an urgent visit and I saw him for half an hour, five days later, through a glass door.

"It is painful him being away from us, we are in constant pain," she said.

Large red letters on a white wall around the corner from the Omars Rylands home proclaim: "Release Dullah Now".

For his family, though, as for countless others, there is no indication of when the injunction will be heeded.

"We are very anxious. We don't know what they are doing to him or when he's coming out and, as far as we know, there has been no explanation about why he is being held."

Respected across a wide range of anti-apartheid groupings in Cape Town, Mr Omar, 51, was admitted to the bar three years ago, after practising as an attorney for 25 years.

APARTHEID BAROMETER

STATE OF EMERGENCY DETENTIONS:

(Figures released by SAPA and the Police Public Relations Division, November 15)

Number held: 1 420

This represents a major jump over the previous week, when the number held was 143.

Although exact figures are not available, just under 6 000 people have been held in terms of the Emergency regulations so far. About 4 600 have been released.

DEATHS IN POLICE CUSTODY DURING OCTOBER:

Ngoako Ramalepe, 26 years old, from Kgapane, Lebowa. A student teacher and SRC president at Modjadji College, he was taken into custody on October 17, was allegedly assaulted in the cells and subsequently dumped in the veld. Found by SAP and taken to hospital where he died the next day.

TREASON TRIALS

There are now 46 persons facing charges of treason in four trials.

In Delmas, the trialists are Patrick Lekota, Popo Molefe, Tebogo Geoffrey Moselane, Moss Chikane, Patrick Baleka, John Hlomoka, Mohapi More, Thabiso Ratsomo, Gcinumuzi Malindi, Morako Mokoena, Tsietsi Mphuthi, Naphtali Nkopane, Tebello Ramakgula, Bavumile Vilakazi, Sekwate Mokoena, Mkhambi Malindi, Simon Nkodi, Pelamotse Tlhophane, Serame Hlanyane, Thomas Manthata, Hlabong Matlole, Maxala Vilakazi.

In Pietermaritzburg, the trialists are Mewa Ramgobin, George Sewpersadh, M J Naidoo, Essop Jassat, Aubrey Mokoena, Curtis Nkondo, Paul David, Archie Gumede, Albertina Sisulu, Frank Chikane, Cassim Saloojee, Ismail Mohammed, Sam Kikine, Isaac Ngcobo, Sisa Nkikelana, Thozamile Gqweta.

In Johannesburg, the trialists are Sipho Ngwenya, Joseph Leepile, Justice Ngidi.

In another Johannesburg treason trial, the accused are James Dubasi, Jongumsi Sisulu, Happy Mkhafa, David Katsose, Joseph Maja.

BANNINGS OF GATHERINGS

The annual ban on all outdoor gatherings was renewed earlier this year and was extended for the first time to include all indoor political gatherings called for the purposes of advocating school or student boycotts.

A new government notice has been issued which further extends the ban to indoor gatherings, anywhere in the country, called for the purpose of advocating a work stoppage or stayaway.

DETENTION UNDER SECURITY LEGISLATION

Number of people known to be held at October 31: 166

However, police statistics are different from those issued by the Detainees Parents Support Committee.

Police statistics indicate that 351 people were held under security legislation on October 31. This excludes the 33 people listed by the DPSC as being held in "independent homelands".

This means there are 226 detainees whose identities are not known to the outside world.

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Two children among detainees released

Political Staff

TWO children, whose detentions under the emergency regulations were reported in the Cape Times on Monday, are among people who have been released.

Dudu Machanyana, believed to be 13, and Herbert Mongali, who was listed as Hubert Manguly, believed to be 12, have been released from detention.

A number of new detentions have been reported in the Western Cape but these have not been confirmed by the police.

Those who have been released are:

Pedro Areense, Joshua Jackson, Hilton Cairncross, Fekile Matshaba, Sydney Ntebe, Bennet Sondananga, Suleiman Seat, Sedek Lucas, Abubaker Bassier, Macabu Makalima, July Silinga, Derrick Alcana, Alistair Rhoda, Luhamile Mahlana, Athlan Hollard, Michael Loveston, Hilton Otto, Gregory Neer, Domenic de Maar, Isak April, Isak Prins, Andre Delcarme, Ricardo Ras, Francois Valentin, Ernest Payi, Zwelinzima Mkanangana, Motlan Phaus, Manyathi Lungi, Sam Moni, Fezile Tswani, Sydney Doda, Freedom Dyosi, Fazel Swanee, Audrey Moni, Rosemary Phalla, Cynthia Kamangana, Ismael Abrahams, Isaac Prinsloo, Isaac Gerwel, Denver Mitchell, Mbureni Dingiso, Hubert Manguly, Mongeze Mahohabella, Xolile Mxatshe, Sibesa Wanka, Mywam Magwi, Thobell Skepe, Xolile Sekkwale, Dickson Pato, Nimrod Fulani and Dudu Machanyana.

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MARKET PRICES AS CAS

29, 1985

Xmas



27/11/85
Gunn case
with A-G

Political Staff 329

THE Divisional Commissioner of the Police in the Western Cape, Brigadier Chris Swart, yesterday met Mrs Audrey Gunn, the mother of detained Miss Shirley Guhn, and Sister Marian of the Dominican Sisters who organized a petition calling for her release.

Sister Marian said afterwards that Brigadier Swart, who was accompanied by Brigadier Hennie Kotze, the Divisional Chief of the CID, had "promised to investigate the conditions under which Shirley is being held".

"He also promised to get some movement in Shirley's case.

"Brigadier Swart said that her case has been referred to the Attorney-General," Sister Marian said.

Sister Marian handed Brigadier Swart the petition calling for Ms Gunn's signed by 3 795 people.

The signatures were collected in a week.

CAPE TOWN 27/11/81

Tutu in fast for detainees

Staff Reporter 329

BISHOP Desmond Tutu, the Anglican Bishop of Johannesburg, and other clerics will fast today in solidarity with detainees on hunger strike at Diepkloof Prison.

The DPSC named today a national day of fasting and prayer for hunger-striking detainees.

There will be a prayer service at 1.10pm today at the Buitenkant Street Methodist Church.

1 229 now held in detention

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E. Post
29/11/85

PRETORIA — There are 1 229 people in detention in terms of the emergency regulations, according to the overnight unrest report by the SA Police public relations division in Pretoria.

Incidents of stone throwing, arson and petrol bombing occurred overnight in areas of the Eastern Province, Western Cape, Soweto on the Witwatersrand, the West Rand, the Boland, the northern Free State and in Port Natal, it said.

In Kwanobuhle, Uitenhage, a man received slight burns when the house he was in was set alight by a mob.

In Khayalitsha in the Western Province a man was arrested after a petrol

bomb attack on a private vehicle. Extensive damage was caused by the blaze.

In Tumahole, Parys, a man was arrested by police after the stoning of a home.

In Bonteheuwel in the Western Province police arrested five men after a private motor vehicle was petrol bombed and set alight.

In Chesterville, Durban, police arrested two men allegedly in possession of petrol bombs.

Yesterday afternoon Ashgongotshi School in Kwanobuhle was set alight and extensively damaged. Two youths were arrested.

In the same area police found Ntlenzeza School

alight. It was also extensively damaged.

In Zwide a private delivery vehicle was set on fire and extensive damages. No arrest or injuries were reported. In the same area a mob petrol-bombed a passenger bus, causing extensive damages.

The burnt body of an unidentified man aged between 25 and 30 was found at Dubu Village, Zwelitsha, on Wednesday, the Ciskei Police Liaison officer, Lt Mavuso Ngwendu, said last night. The body was found by passers-by.

In Bongoletso, Oudstroom, arsonists set fire to and destroyed a passenger bus as well as a private delivery vehicle. No

arrests or injuries were reported.

In Soweto, Johannesburg, a private vehicle and three delivery vans were set alight and several buses were damaged by stone throwers. Later yesterday an administration board vehicle was destroyed by fire.

In Phillippi, Western Cape, a mob of arsonists yesterday morning set fire to and destroyed a private vehicle. No arrests or injuries were reported.

In Old Crossroads, a mob of stone-throwing youths stoned a delivery vehicle in the area, causing extensive damage. Two youths were arrested. — Sapa

Firm urged to take strong stand

THE National Union of Textile Workers has sent a petition to the management of South African Nylon Spinners in Cape Town asking the company to take a stronger stand on the detention of one of its members, Mrs Yvonne Shapiro.

This decision was taken at a meeting in Bellville, Cape Town.

Workers are asking management to make a public declaration about its position on detentions under the state of emergency, to give an assurance about Ms Shapiro keeping her job and that she should receive full salary while in detention.

Ms Shapiro, also a member of the Claremont branch of the United Democratic Front, has been in detention for 26 days, the first three of which were in solitary confinement.

After 14 days her detention order was extended and it was feared she would be held indefinitely, possibly for the duration of the state of emergency.

Action so far taken by management included the issuing of an open letter to staff expressing abhorrence of detentions and sending telegrams to police headquarters in Pretoria and the divisional Commissioner of Police in the Western Cape urging her release.

Illegal gathering: 421 pupils not guilty

Dispatch Reporter

ZWELITSHA — There was jubilation in the communal hall here, which was being used as a magistrates court, when 421 pupils were found not guilty of attending an illegal gathering.

Excited pupils and their parents or guardians started clapping even before the magistrate left the courtroom.

The pupils were acquitted after the defence counsel applied for their discharge at the end of the state case.

They were charged with attending an illegal gathering in the Dutch Reformed Church in Zwelitsha on October 1. They had all pleaded not guilty.

Applying for their discharge, counsel said the National Security Act under which they had been charged could not have been intended for the gathering the pupils had attended.

He said they had gathered to decide whether or not to go back to classes because the examinations were around the corner.

Counsel quoted the preamble of the National Security Act which said the act provided for the security of the state, maintenance of law and order and the promotion of democracy.

The Ciskei constitution upheld the ideals of democracy and freedom of speech and assembly were part of that democracy.

Counsel submitted that the legislature could never have provided that each and every meeting of more than 20 people should be illegal. It could not have been the intention of the legislature to restrict the nature of gathering the court was dealing with.

Counsel said that from evidence before court it was clear why the pupils had gathered.

A letter had been written to a minister of religion asking for the use of his church for a meeting to go back to school. The letter said that they were not going to criticise the government.

Counsel further submitted that in regard to those pupils who were 14 years and under, the onus was on the state to show they had an evil mind.

No evidence had been led to show they had evil minds. Instead evidence showed that the meeting was for the noble cause of going back to school which any citizen or government would encourage.

The magistrate, Mr Lalla Tali, said the accused admitted that they gathered at the church and that they did not have a permit, but further claimed that they did not know the meeting was illegal.

It appeared that the

pupils did not have any intention to break the law, and it appeared they had innocent minds.

He said this was shown by the letter they wrote to the minister in which they clearly stated the intention of the meeting. They were surprised at the arrival of the police.

He said they tried to tell the police their intention.

Mr Tali said another aspect of the matter was that in a gathering of that nature, before an arrest could be effected, people should be warned to disperse.

He also pointed out that the church building was surrounded by policemen who were armed and some stood at the door, and this made it impossible for the accused to disperse.

Mr Lalla Tali was on the bench; Mr Ayanda Mayande was the prosecutor. Mr T. L. Skweyiya, Mr Deva Pillay and Mr L. Pitso, instructed by Smith, Tabata and Van Heerden, appeared for the pupils.

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Cape Tir

Concern over detainee's health

Staff Reporter

CONCERN has been expressed over the health of Ms Debora Patta, a Students United for Christian Action (SUCA) worker, who was detained under the emergency regulations five weeks ago.

The Rev Douglas Bax, Ms Patta's minister, said last night she was believed to have been admitted to the psychiatric ward of Groote Schuur Hospital yesterday.

A hospital spokesman confirmed last night that Ms Patta had been admitted to the hospital yesterday but he could not confirm that she was in a psychiatric ward, as he said this kind of information could be misconstrued.

Mr Bax said her husband had visited her at Pollsmoor Prison on Wednesday, and she had appeared to be "under emotional strain, tearful and clearly in distress".

Mr Bax said Ms Patta had been in solitary con-

finement initially and had also taken part in the hunger strike.

He said he had tried to see Ms Patta since last Monday but had been refused access by police twice. He said no reasons had been given for the refusal and described the authorities as "very obstructionist".

People attending a prayer service for detainees at the Buitenkant Methodist Church in the City yesterday were asked to pray for Mrs Patta.

Sapa reports that the Police Public Relations Division in Pretoria said, when asked to comment, that the medical condition of any detainee was considered a personal matter between the detainee and the physician, and was an issue on which the police were not prepared to comment.

The next-of-kin of a detainee were kept informed of any treatment which the detainee underwent.

CAPE TIMES
30/11/85 329

Info on detainees withheld

By ROGER WILLIAMS
Chief Reporter

THE Minister of Law and Order, Mr Louis le Grange, has refused to provide information asked for by the Cape Times concerning visits to detainees in the Western Cape by judges of the Supreme Court.

Such information is not obtainable from official sources locally.

It is therefore not clear how many judges are making such visits, how frequently they see detainees, whether they see all detainees in their areas or only some, and what the judges have reported to the minister, on their findings.

The Cape Times had been referred to the minister by authorities in Cape Town who indicated that even judges were precluded, by a rule gazetted last month in terms of the Public Safety Act, from releasing information on such visits.

The rule indicated appears in Gazette No 9994, published on October 26. It has been made under Regulation 3 (9) of the Public Safety Act and it states that:

"Information regarding persons who are detained under the regulations shall be furnished by the Commissioner of the South African Police only."

Reports on maltreatment?

In an urgent telex on Thursday the minister was asked by the Cape Times:

- How frequently detainees are visited by members of the judiciary and to what extent and in what circumstances individual detainees are interviewed about the conditions of their detention.

- Whether any detainees have been visited by judges in hospitals or mental institutions.

- Whether any reports of maltreatment have been conveyed to the minister by the visiting judges.

- If so, what steps have been or are being taken to rectify the situation.

- What conditions have been found and reported on at the places of detention, on these periodic visits.

- And for any further details of such visits that could at this stage be disclosed.

The reply, received yesterday from Colonel Leon Mellet, a spokesman for the Ministry of Law and Order, said:

"Detainees held in terms of the emergency regulations in the Western Cape and Boland have been visited by judges of the Supreme Court.

'Treatment and care'

"Their reports are receiving the necessary attention.

"The treatment and care of such detainees is receiving constant attention to ensure their well-being."

- The Cape Times has sought, locally at first and then from the minister himself, the fullest possible information on detainees because of mounting concern, particularly among relatives and friends, about the conditions in which they are being held. There have been widespread allegations of maltreatment of detainees.

Spokesmen for the Prisons Department have refused to reply to specific questions put to them concerning the treatment of those being held under the emergency regulations.

All that a liaison officer of the department would say when approached recently was that treatment of detainees was "strict but fair, and applied in a responsible and professional way".

Retaliation warning

DURBAN. The general secretary of the National Union of Mineworkers, Mr Cyril Ramaphosa, told a gathering of more than 1 000 worker representatives here last night any harassment or intimidation of workers by police

would in future be met with retaliation.

"This is just the beginning," he said, announcing that some 25 delegates were held by police in the city offices of the National Federation of Workers. They were later allowed to leave for the meeting at the University of Natal.

Mr Ramaphosa said that if the delegates had been detained, others would have marched to demand their release.

The new federation "was a victory for the working-class masses and would be in the forefront of the liberation struggle".

Escalating violence showed the government could not maintain control and therefore the State President, Mr P W Botha, should resign, Mr Ramaphosa said. — Sapa

Police get order on missing man

Pretoria Bureau

529
50/11/85

An application for the police to furnish information about Mamelodi resident Mr Moses Motsei, who went missing in the township during unrest there last week, was postponed in the Pretoria Supreme Court yesterday.

Mr Justice Hartzenberg ruled that before the application is heard on Tuesday, two senior policemen stationed in the township must submit affidavits on Mr Motsei's arrest and must give details of where he was last seen.

Legal counsel for the Motsei family believe this interim ruling is a breakthrough in that it will allow them to obtain more information about other missing Mamelodi residents.

Mr Mahlangu has not been missing since November 21 — when the unrest was at its height — and is believed to be one of a number of township residents still unaccounted for.

The family's attorney, Mr Lazarus Mahlangu, said his client was applying for a ruling that the police must produce Mr Motsei if they had him in custody.

"Alternatively, we want them to furnish us with information about where he was arrested, whether he was charged and what the charges were."

"We must also know where he is being detained."

'We will fight for Mita'

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DEANICK LUTHATI
and SINDHAR KUNENE

SEVERAL black leaders and businessmen have promised money to help Mita Ngobeni's family appeal to the Supreme Court against a Pretoria Inquest Court finding which cleared the police of her death.

Anne Hughes of Asingeni, an SA Council of Churches aid project for unrest victims, advised the Ngobenis and their legal representatives to contact the SACC.

Prominent personalities, including City Press editor Percy Qoboza (in his private capacity), Jomo Sono, lawyer GM Piye, Richard Masopha, Nithatho

MITA NGOBENI

Motlana, Victor Makenna and businessman Kitso Makume have promised financial support.

Mita's grandmother Diana Ngobeni said the family has decided to institute legal claims against the Law and Order Minister and Constable Albert Fourie.

Four-year-old Mita was shot dead by Constable Fourie on September 10 while playing in her Saulsville homeyard with friends.

"It was a miscarriage of justice to exonerate the policeman who killed my granddaughter," said Mrs Ngobeni. She said the court proceedings were conducted in Afrikaans and the interpreter was not given a chance to tell them what was being said.

"The rubber bullet which killed Mita was not produced in court. They produced a different one, which can be broken into two pieces. But the one that killed Mita was a single rubber bullet with a lid which is still in my possession," she said.

Though the case was set down for a five-day hearing, it abruptly ended after two days, said Mrs Ngobeni.

She said she "suspected something fishy".

Eyewitness Winston Malaleka was not called to give evidence. "He saw it all happen and would tell the court there was no stone-throwing and no cause for the police to open fire."

Pretoria Deputy Chief Magistrate T Potgieter ruled in the Inquest Court that nobody was responsible for Mita's death - but gave no reasons.

Constable Fourie admitted in court that he had shot Mita. He claimed six to eight youths had stoned his van and his life was in danger.



TIC, SCA ³²⁹ speak out ^{new} for striking detainees ^{11/28/5}

THE Transvaal Indian Congress and the Soweto Civic Association have given their support to the hunger strike launched this week by about 200 emergency detainees in Diepkloof prison.

"The strike is a form of protest against the inequitable system under which we suffer," recently released emergency detainee Cassim Coovadia told a news conference held by the two organisations.

It's not clear how long the hunger strike is scheduled to last.

Some reports said the strike was not against prison authorities, but against "the entire apartheid system" and would continue indefinitely or until the state of emergency was lifted, all political prisoners and detainees are released, and troops and cops are withdrawn from townships.

But earlier reports said the strike was for three days - until Saturday.

Mr Coovadia said at least 60 percent of Diepkloof detainees were aged between 13 and 17. Many others had been held since the state of emergency was declared on July 21.

A prisons department spokesman said 100 detainees had refused meals.

More than 6 000 people detained in four months

33
21/1/87
21/1/87

PRETORIA — More than 6 000 people have been detained under the emergency regulations over the past four months, according to police lists of the detainees which were issued in Pretoria last Friday.

A total of 290 people were detained in the past week, bringing to 6 261 the number of detentions since the state of emergency was introduced on July 21.

Although police no longer issue the names of detainees who have been released, an earlier police report said only 1 229 people were still being held.

The names of the latest detainees are:

Name	Race	Sex	District
1 Faldiel Ismail	cm	do	do
2 Brent Harms	do	do	do
3 Brian Wulken	do	CT	do
4 Quintin Arendse	do	Bville	do
5 Taneke	do	Goodwood	do
6 Branham Koek	do	Wynberg	do
7 Flemming Goliath	do	do	do
8 Bernett Rossouw	do	do	do
9 Charles Hendriks	do	do	do
10 Whitney Diwa	bm	do	do
11 M Mhiklane	do	do	do
12 Noel Dodd	do	do	do
13 George Nabe	do	do	do
14 Joseph Cloete	do	Bville	do
15 Jacobus Prins	do	do	do
16 Cornelius Ghal	do	do	do
17 John Lotteje	do	do	do
18 N Snider	do	Wynberg	do
19 Ray Johnson	do	do	do
20 Terence Martin	do	do	do
21 John Swarts	cm	Bville	do
22 Shirley Prins	cf	Wynberg	do
23 Raymond Quince	wm	do	do
24 Christian Francis	cm	do	do
25 Madissa Ryasi	bm	do	do
26 Andele Ngeabe	bm	do	do
27 Kolani Human	do	do	do
28 Patrick Damby	do	do	do
29 Mkhululi Gwazi	do	do	do
30 Mainjo Hootu	do	do	do
31 Armstrong Sam	do	do	do
32 William Befula	do	do	do
33 Alicia Bangani	do	do	do
34 Joey Bukweta	bm	do	do
35 J Nutt	cm	Goodwood	do
36 Aubrey Xelo	bm	Wynberg	do
37 Mendeni Dengwe	do	do	do
38 T Nokweyibana	do	do	do
39 Lindile Mdingi	do	do	do
40 Aginua Tobuti	do	do	do
41 Tamsanga Xegwana	do	do	do
42 Nomonde Goxoma	do	do	do
43 Elgel Thomas	do	do	do
44 M Yoko	do	do	do
45 Joe Bukweta	bm	do	do
46 Manda Sile	bm	do	do
47 Harold Mphahlele	do	do	do
48 Zamikhaya Monyeni	do	do	do
49 Tessa Lesia	bm	do	do
50 J Rodellisse	cm	Krftnt	do
51 Cheryl Williams	cf	Krftnt	do
52 M Donwe	bm	Wynberg	do
53 Mzikantu Suhtunga	do	do	do
54 Zulani Sithole	do	do	do
55 Victor Lukwaka	do	do	do
56 Benedict Sitanpu	do	do	do
57 C Sebeko	do	Goodwood	do
58 Zane Nofemele	do	Paarl	do
59 Malgas Mzamo	do	do	do
60 Ntzeni Makamba	do	do	do
61 Wally Tafari	do	Worcester	do
62 Elias Hana	do	do	do
63 Francis Monethi	do	Paarl	do
64 Joseph Mashie	do	do	do
65 James Malunga	do	do	do
66 Moses Asia	do	Worcester	do
67 Alfred Mqanduli	do	Paarl	do
68 Michael Mokolatha	do	do	do
69 Joseph Peetus	do	do	do
70 Themba Ncogoco	do	do	do
71 Bambatho Mphalo	do	do	do
72 Crosby Ndima	do	do	do
73 James Shalela	do	do	do
74 Michael Tshabalala	do	do	do
75 Sico Mthuthyzel	do	do	do
76 Ernest Moca	do	do	do
77 Mchola Thisoano	do	do	do
78 Benjamin Malybono	do	do	do
79 Edward Khalipa	do	do	do
80 Mtutuzeli Mdzuze	do	do	do
81 Jeffrey Makhanya	do	do	do
82 Wenzel Solane	do	do	do
83 Goodman Bodla	do	do	do
84 Nkoeiyah Dakie	do	do	do
85 Bhumee Josie	do	do	do
86 Raymond Mbeke	do	do	do
87 Solomzi Nelime	do	do	do
88 Siphiwo Nteki	do	do	do
89 Edwin Mokoena	do	do	do
90 Edward Sambok	do	do	do
91 Arthur Sanyale	do	do	do
92 Eric Bolilana	do	do	do
93 Albert Koxola	do	do	do
94 Victor Mubna	do	do	do
95 David Nkhem	do	do	do
96 Michael Hermanus	do	do	do
97 Joseph Tehali	do	do	do
98 Robert Kheba	do	do	do
99 Sydney Felite	do	do	do
100 De Kob Mogogola	do	do	do
101 Andrew Molefe	do	do	do
102 Patric Rodiohla	do	do	do
103 Gerald Jacobs	do	do	do
104 Sohana Jacob	do	do	do
105 Sydney Jacobs	do	do	do
106 Mkhweni	do	do	do
107 Livingston Jacobs	do	do	do
108 Andrew Jacobs	do	do	do
109 Zakhele Mbanga	do	do	do
110 David Payo	do	do	do
111 M Maboko	bm	Paarl	do
112 Andile Mphatwa	bm	do	do
113 Liziwe Ndima	bm	do	do
114 Lalaza Mbengo	do	do	do
115 Xolise Ndzuze	do	do	do
116 Widdington	cm	Jhb	do
117 George Timm	do	do	do
118 Joseph Letimela	do	do	do
119 Simon Letimela	do	do	do
120 Raymond Leboja	do	do	do
121 Benjamin Letimela	do	do	do
122 Bongani Molaphi	do	do	do
123 Stanley Ndlovu	do	do	do
124 Manda Buthelezi	do	do	do
125 John Mziwane	do	do	do
126 John Nutti	do	do	do
127 Lawrence Ndlovu	do	do	do
128 Sipho Maseko	do	do	do
129 N Mphikane	bm	do	do
130 Maggie Manetevu	do	do	do
131 Selentile Fani	bm	do	do
132 Vuyo Vena	do	do	do
133 Nqalale Witbooi	do	do	do
134 M Makwala	do	Smrst East	do
135 Mxolisa Nganga	do	PE	do
136 Ndonde Kaya	do	Uhage	do
137 William Matroos	do	do	do
138 Mzukusi Plaatries	do	do	do
139 David Oliphant	do	do	do
140 Eric Booi	do	do	do
141 Rolamile May	bm	Uhage	do
142 Zwandile Sam	do	do	do
143 Michael Mabomba	do	do	do
144 Desmond Langbooi	do	do	do
145 Pinkie Maholwana	do	do	do
146 Petros Mokoena	do	Jhb	do
147 Michael Maselele	do	do	do
148 Alexander Letshele	do	do	do
149 Jonathan Mphahlele	do	do	do
150 Vincent Neala	do	do	do
151 John Malunga	do	do	do
152 Gift Kwali	do	do	do
153 T Mankaka	do	Bdfrd	do
154 Phakanie Gibile	do	do	do
155 M Banda	do	Uhage	do
156 Mingi Kwaza	do	do	do
157 Simon Nazo	do	do	do
158 Victor Tu	do	do	do
159 Casius (no surname)	do	do	do
160 Thobile Busaka	do	do	do
161 Johnson Spagter	do	do	do
162 Daniel Luambo	do	Rdprt	do
163 Isaac Shlope	do	Jhb	do
164 Dawid Nkwanazi	do	do	do
165 Themba Ntembu	do	do	do
166 Douglas Stuurman	do	do	do
167 Cornelius Bulelele	do	do	do
168 Tibogo Thomane	do	do	do
169 Loy Radebe	do	do	do
170 Louis Tokwe	do	do	do
171 Jeremiah Ginyu	bm	Jhb	do
172 Thomas Molefe	do	do	do
173 Harry Zwane	do	do	do
174 Abram Bosman	do	do	do
175 Ismael Maseko	do	do	do
176 Isaac Mgemane	do	do	do
177 Dinele Moshe	do	do	do
178 Michael Kunene	do	do	do
179 Leonard Phiri	do	do	do
180 Reginald Mhlongo	do	do	do
181 Isaac Molema	do	do	do
182 Martin Ralehodi	do	do	do
183 Henry Kotu	do	do	do
184 Patric Mkhwanazi	do	do	do
185 Solomon Nhlapo	do	do	do
186 Jan Makgala	do	do	do
187 Allen Matlala	do	do	do
188 Sello Sibya	do	do	do
189 Gladys Motha	bm	do	do
190 Margaret Dube	do	do	do
191 Maggy Ndakane	do	do	do
192 Pandence Njaba	do	do	do
193 Princess Gumedede	do	do	do
194 G Mtutu	bm	Rdfrnt	do
195 Franklin Tau	do	do	do
196 Bruce Mogkotsi	do	do	do
197 M Khutsene	do	do	do
198 Vzwaki Mazibuko	do	do	do
199 Jeffrey Letuma	do	do	do
200 Esau Muduma	do	do	do
201 Mazibuko	bm	Rdfrnt	do
202 Moses Ndlovu	do	do	do
203 Kenneth Makoro	do	do	do
204 Israel Sekelma	do	do	do
205 Reginald Molopisi	do	do	do
206 Jacob Molefe	do	do	do
207 Joseph Molefe	do	do	do
208 John Ramela	do	do	do
209 Lewis Sehube	do	do	do
210 Able Khalipa	do	do	do
211 M Mkhweni	do	Jhb	do
212 S Letheke	do	Rdfrnt	do
213 Remember Molutsi	do	do	do
214 Tikimani Joba	do	FE	do
215 Edward Stoffels	cm	do	do
216 Russel Ally	do	do	do
217 J Simeani	bm	Benoni	do
218 M Simelani	do	do	do
219 William Moremi	do	do	do
220 Norman Twa	do	do	do
221 T Maqandose	do	FE	do
222 Sipho Ntantiso	do	Uhage	do
223 Phumelelo Mataner	do	do	do
224 Xolile Makinana	do	do	do
225 Vuyisile Moyi	do	do	do
226 Josua Masekue	do	do	do
227 J Retshengalele	do	do	do
228 M Menzi	do	Smrst East	do
229 David Daba	do	Uhage	do
230 Vukile Tapay	do	do	do
231 R Magiba	bm	Uhage	do
232 Wilson Klaas	do	Sapa	do
233 Wenzel Swartbooi	do	do	do
234 Tembikile Kwanini	do	do	do
235 Colin Charles	do	do	do
236 Dean Skarki	do	do	do
237 William Matroos	do	do	do
238 F Mogoghu	do	Rdfrnt	do
239 Solomon Galane	do	do	do
240 Gideon Mothiase	do	do	do
241 Jacob Phiri	do	do	do
242 Johannes Thupagae	do	do	do
243 Alfred Nanake	do	do	do
244 Harry Modisakeng	do	do	do
245 Peter Montshiwa	do	do	do
246 Isaac Sekogile	do	do	do
247 Simon Serisho	do	do	do
248 Simon Ginyu	do	do	do
249 Martin Modise	do	do	do
250 Adam Tshoeu	do	do	do
251 Thomas Sejo	do	do	do
252 Petrus Motshabi	do	do	do
253 Isaac Grana Ngomo	do	do	do
254 Victor Mqokoane	do	do	do
255 Eric Tserema	do	do	do
256 Sydney Nkonyeni	do	do	do
257 Sipo Male	do	do	do
258 George Mutungwa	do	do	do
259 John Mazibuko	do	do	do
260 Moses Kolane	do	do	do
261 R Dakile	bm	Rdfrnt	do
262 Michael Bokane	do	do	do
263 Goodwin Mosweddi	do	do	do
264 Rubin Moeno	do	do	do
265 Jacobus Mokone	do	do	do
266 Daniel Thabeng	do	do	do
267 GHI Kemosi	do	do	do
268 Daniel Mathibe	do	do	do
269 A Montshoas	do	do	do
270 Jan Edwards	cm	do	do
271 Charles Mko	do	do	do
272 Tembo Mithaba	bm	do	do
273 Frans Tau	do	do	do
274 Abel Thubane	do	do	do
275 George Morake	do	do	do
276 Tena Kotane	do	do	do
277 Isaac Tema	do	do	do
278 Clement Motuadi	do	do	do
279 Willem Ledwaba	do	do	do
280 Modisa Mzondi	do	do	do
281 Samuel Chalate	do	do	do
282 Qolonevana Piliso	do	do	do
283 Eric Faku	do	do	do
284 Josua Masekue	do	do	do
285 Sisonke Msimang	do	do	do
286 Sisonke Msimang	do	do	do
287 Sisonke Msimang	do	do	do
288 Elias Rapedo	do	do	do
289 Mhangano Jape	do	Benoni	do
290 Lenton Mfawze	do	do	do

290 detained in past week

PRETORIA. — More than 6 000 people have been detained under the emergency regulations in the past four months, according to police lists issued here.

A total of 290 people were detained last week, bringing to 6 261 the number of detentions since the state of emergency was introduced on July 21.

Although police no longer issue the names of detainees who have been released, an earlier police report said 1 229 people were still being held.

The names of the 290 detainees follow.

Cape Town:

Brian Wulken.

Wynberg:

Faldie Ismail, Brent Harms, Brannam Kock, Flemming Goliath, Bennett Rossouw, Charles Hendriks, Whitney Diwya, Montgomery Mhikame, Noel Dodlo, George Nabe, Norman Snider, Ray Johnson, Terence Martin, Shirley Prins, Raymond Quince.

Christian Francis, Madissa Ryasi, Andele Ncabe, Xolani Human, Patrick Dambzy, Mkhululi Qwazi, Mainjo Hootu, Armstrong Sam, William Beula, Alicia Bangani, Joey Bukweta, Aubrey Xelo, Mlandeli Dengwe, Themba Nokwayibana.

Lindile Mdingi, Aginua Tobuti, Tamsanga Xegwana, Nomonde Qqoxoma, Eliot Thamas, Malibonigwe Vokovoko, Joe Bukwete, Mandia Sivile, Harold Mphahlele, Zamikhaya Monyeni, Tessa Lesia, Mzikantu Suhlunga, Zulani Sitholelae.

Victor Lukwaka, Benedict Sitholelae.

Bellville:

Quintin Arendse, Joseph Cloete, Jacobus Prins, Cornelius Ghal, John Lotteju, John Swarts.

Kraaifontein:

Cheryl Williams, Jeffrey Rodcliffe, Mfunzi Denwe.

Goodwood:

Tyrone Tanecke, Jerome Nutt, Conrad Sebeko.

Paarl:

Zane Nofemele, Malgas Mzamo, Naimeni Makamba, Francis Monethi, Joseph Mdashe, James Malunga, Alfred Mqanduli, Michael Mokolatha, Joseph Feetus, Thembisia Neongoco, Bambatho Mphale, Crosby Ndinisa,

James Shalika, Michael Tshabalala, Sicelo Mthuthyzel, Ernest Moca.

Macbola Thisano, Benjamin Malibono, Edward Khalipha, Mtutuzeli Mdzuze, Jeffrey Makyhana, Wezile Selane, Goodman Bodla, Nkoeyahp Dakie, Bhumeed Josie, Raymond Hoba, Solomzi Ncinhe, Siphiwo Nteaki, Edwin Mokoena, Edward Sambok.

Arthur Siganyela, Eric Bolihlahla, Albert Kgoxia, Victor Mtebna, David Nkheme, Michael Hermanus, Joseph Tshali, Robert Kheba, Sydney Kheba, De Kob Mogogola, Andrew Mbekha, Patric Rodihoa, Gerald Jacobs, Sohata Jacob.

Sydney Jacobs, Sidwell Jacobs, Livingstone Jacobs, Andrew Jacobs, Zakhale Mbanga, David Payo, Matthews Mabodika, Andile Mphatwa, Lizziwe Ndiniza, Lalaza Mbengo, Xolise Ndzuze.

Worcester:

Wally Tafini, Elias Hana, Moses Asia.

Cradock:

Nobukhosibakhi Mqikilane, Maggie Manetevu, Selenzile Fani, Vuyo Vena, Ngqale Witbooi.

Port Elizabeth:

Tikimani Joba, Edward Stoffels, Russel Ally, Tembani Maqandose, Mxolisa Nganga.

Uitenhage:

Sipho Ntantiso, Phumelo Mataner, Xolile Makinana, Vuyisile Moyi, Joseph James, Jeremiah Retshenganel, David Daba, Vukile Tapay, Robert Magiba.

Wilson Klaas, Wezile Swartbooi, Tembikile Kwanini, Colin Charles, Dean Skarki, William Matroos, Mzukusi Plaatjies, David Oliphant, Eric Booi, Rolamile May, Zwandile Sam, Michael Mabomba.

Desmond Langbooi, Pinkie Maholwana, Mpumelelo Banda, Mingi Kwaza, Simon Nazo, Victor Tu, Casuis (no surname), Thobile Busaka, Johnson Spagter.

Bedford:

Terna Mnjakana, Phakanile Gibile.

Somerset East:

Mbulelo Menzi, Vusile Makwal.

Johannesburg:

Rodger Widdington, George Timmimela, Simon Letimela, Raymond Lebojoa, Benjamin Kolman, Bongani Molaphi, Stanley Ndlovu, Mandia Buthelezi, Lucky Nzalwana, John Ntuli, Lawrence Ndlovu, Sipho Ma-

seko, Petros Mokoena, Michael Matsela.

Alexander Letshele, Jonathan Mphahlele, Vincent Ncala, John Malunga, Gift Kwati, Isaac Shlope, Dawid Nkwana, Themba Ntembu, Douglas Stuurman, Cornelius Buthelezi, Tibogo Thomane, Lloyd Radebe, Louis Tokwe.

Jeremiah Ginya, Thomas Molefe, Harry Zwane, Abram Bosman, Ismael Masek, Isaac Mgemane, Dinele Moshe, Michael Kunene, Leonard Phiri, Reginald Mhlungu, Isaac Molena, Martin Ralehodi, Henry Kotu, Patric Mkhwanazi, Solomon Nhlapo, Jan Makgala.

Allen Matlala, Sello Sibiya, Gladys Motha, Margaret Dube, Maggy Ndakane, Pandscape Mjaba, Princess Gumede.

Randfontein:

Godfrey Mtetu, Franklin Tau, Bruce Mokgotusi, McAllister Khuts-wene, Vzwaki Mazibuko, Jeffrey Letuma, Esau Muduma, John Mazibuko, Moses Ndolovo, Kenneth Makod, Israel Sekemelan, Reginald Mokodisi, Jacob Molefe, Joseph Molefe.

John Ramela, Lewis Shuba, Abie Khalipa, Michael Mkokweni, Sonny-boy Letlake, Remember Molutsi, Festus Mokgotshu, Solomon Galane, Gideon Mthlabane, Jacob Phiri, Johannes Thupagae, Alfred Manake, Harry Modisakeng.

Peter Montshiwa, Isaac Sekogiloe, Simon Seitsho, Simon Ginya, Martin Modise, Adam Tshoeu, Thomas Sejoje, Petrus Motshabi, Isaac Granakgomo, Victor Mqokokane, Eric Tserema, Sydney Nkonyeni, Sipo Malo, George Mutungwa.

John Mazibuko, Moses Kolane, Richard Dakile, Michael Bokane, Goodwin Moswedi, Rubin Moeno, Jacobus Mokone, Daniel Mathibe, Archibolt Montshiso, Jan Edwards, Charles Mko, Tembo Mbatha, Frans Tau.

Abel Thubane, George Morake, Terna Kobane, Isaac Tema, Clement Motjua, Willem Ledwaba, Modisa Mzondi, Willem Babyi, Samuel Chalase, Qolonewana Piliso Eric Faku, Josjua Mdseckue, Brian Sage, Sisel Mola, Elias Rapeo.

Rodepoort:

Daniel Luambo.

Benoni:

Joseph Simelani, Mphikeleli Sime-iani, William Moremi, Norman Twala, Mahlangu Job, Lenton Mlawze. — Sapa.

Emergency rules: 509 Validity contested *Cape Times 2/12/85*

Staff Reporter

AN urgent application contesting the validity of some emergency regulations and for the release of six detainees is due to come before the Supreme Court tomorrow, detainees' families said last night.

If the application suc-

ceeds, it could lead to the release of all detainees who have been held for over two weeks in terms of the emergency regulations.

The application is to be brought by a detained advocate, Mr Dullah Omar, Mr Marcus Solomon, the Rev Howard

Marawu, Mr Leslie Andrews, Mr Derrik Naidoo and Mr Neville Naidoo, all held in Victor Verster Prison, Mrs Theresa Solomon said last night.

The President, Mr P W Botha, is believed to be cited as one of the respondents in the matter, and to have made a replying affidavit.

Other respondents are the Minister of Law and Order, Mr Louis le Grange, the Minister of Justice, Mr Kobie Coetzee, the Commissioner of Police, General Johan Coetzee, and the officer commanding Victor Verster Prison, Colonel A H Keulder.

One of the emergency regulations under attack, 3 (3), empowers the Minister of Law and Order to prolong detentions beyond the initial 14 days without first hearing representations from the detainees themselves.

Court order bid for release of six detainees

AKG 3/12/85

Supreme Court Reporter

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AN urgent application for the immediate release of six emergency regulation detainees from Victor Verster Prison has been brought in the Supreme Court, Cape Town.

The applicants — including advocate Mr Dulla Omar and the Rev Sikolake Marawu — are challenging certain provisions of the emergency regulations which they claim are "invalid, unlawful" and legally "unenforceable".

They also seek a declaratory order giving detainees the right of access to their legal advisers and to private medical practitioners.

"FULL BENCH HEARING"

Respondents include the State President, the Minister of Law and Order, the Minister of Justice, the Commissioner of Police and the officer commanding Victor Verster Prison.

The matter is being heard by a full Bench.

The applicants argue that several sections of the emergency regulations promulgated in 1985 were "invalid, unlawful, and unenforceable". They were ultra vires the empowering provisions of Section 3 of the Public Safety Act of 1953.

They also contend that for detention to be extended beyond 14 days, a detainee had the right to make representations as to why he should not be held longer.

In papers before the court, Mr J Richman, for the applicants, said the State President and the Minister of Justice had "failed to apply their minds" to considerations relevant to the powers and purposes of the Public Safety Act of 1953.

He also submitted they had taken into account "extraneous or irrelevant considerations".

"UNREASONABLE"

"It cannot reasonably impinge on the safety of the public or the maintenance of public order to exclude the right of access by a detainee to his legal adviser and private doctor.

"I submit that in any event these regulations and rules are (Turn to Page 3, col 7)

Bid to free 6 detainees

AKG 3/12/85

329

Continued from Page 1

unreasonable, arbitrary and not in good faith."

Mr Dulla Omar, 51, who has been detained since October 26, said he wrote to the authorities asking for access to a lawyer before his initial 14-day period expired.

When no reply was received he and others fasted for four days.

HEART

After being in detention for 14 days he was informed by the officer commanding Victor Verster, Colonel Witbooi, that a warrant extending his detention had been received.

"I was afforded no prior notification and afforded no opportunity of submitting representations or consulting with legal advisers in that regard."

Mr Omar, who has a heart condition and was under constant medical supervision before his detention, said he had received "no specialist cardiac attention".

"BASIC RIGHTS"

Medication prescribed by the district surgeon had been terminated during the fast and he had spent the first 14 days of detention in prison hospital.

In a replying affidavit, President P W Botha said he was

aware that the right to a legal adviser and the right to receive medical treatment when necessary were "basic rights".

"The circumstances which made it necessary to announce the state of emergency, might make it necessary to deny a specific detainee access to people from outside the place of detention."

Legal advisers and doctors could be used as a medium for contact between a detainee and people outside who were a threat to public safety and who wished to make the situation worse, he said.

"NECESSARY"

The question of whether a detainee could be allowed access to outsiders could only be decided by taking into account his role in the unrest and violence.

Mr Botha said the emergency regulations were "necessary and advisable" and denied that they were "unreasonable or arbitrary".

On the question of whether they were ultra vires or not, Mr Botha said the court should not underestimate the conditions that led to the declaration of the state of emergency.

(Proceeding)

The Judge President, Mr Justice Munnik, is sitting with Mr Justice Vivier and Mr Justice Berman.

Over 6 000 detained since beginning of the emergency

PRETORIA—More than 6 000 people have been detained under the emergency regulations over the past four months, according to police lists of the detainees which were issued in Pretoria last week.

A total of 290 people were detained in the past week, bringing to 2 261 the number of detainees since the state of emergency was introduced on July 21.

Although police no longer issue the names of detainees who have been released, an early police report said only 1 229 people were still being held.

The names of the latest detainees are:

- 1 Fide Israel C'm Wyburg
- 2 Ben W'm Wyburg
- 3 Ben W'm Wyburg
- 4 Quinta Amdia C'm Bantile
- 5 Thore Jacobs C'm Bantile
- 6 Brian Kock C'm Wyburg
- 7 Thore Jacobs C'm Bantile
- 8 Bernard Ransow C'm Wyburg
- 9 Charles Hendris C'm Wyburg
- 10 Whitley Dwyer C'm Wyburg
- 11 Montgomery Madlana B'm Wyburg
- 12 Neil Dool B'm Wyburg
- 13 George Nam B'm Wyburg
- 14 George Nam B'm Wyburg
- 15 Josette Pries B'm Bantile
- 16 Cornelia Gail B'm Bantile
- 17 Jean Louby B'm Bantile
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- 20 Terence Mann B'm Wyburg
- 21 John Swire C'm Bantile
- 22 Raymond Dames B'm Wyburg
- 23 Christian Fyast B'm Wyburg
- 24 Medias Fyast B'm Wyburg
- 25 Karel Hobbie B'm Wyburg
- 27 Karel Hobbie B'm Wyburg
- 28 Patrick Dancy B'm Wyburg
- 29 Michael Dazel B'm Wyburg
- 30 Bantu Ntutu B'm Wyburg
- 31 Armstrong Sam B'm Wyburg
- 32 William Seba B'm Wyburg
- 33 Ben W'm Wyburg
- 34 Jerry Dwyer B'm Wyburg
- 35 Jerome Kutt C'm Bantile
- 36 Alamy Xelo B'm Wyburg
- 37 Michael Dwyer B'm Wyburg
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- 40 Adina Toubi B'm Wyburg
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Boycott body calls for leaders' release

E. Post 3/12/85 329

By KIN BENTLEY and JIMMY MATYU

THE Uitenhage Consumer Boycott Committee has given the Government until December 15 to free all Uitenhage leaders detained under the state of emergency.

A spokesman said negotiations with the Uitenhage Chamber of Commerce depended largely on this demand.

The spokesman, who did not want to be identified, said the committee had been invited to speak to the chamber but it could not do so as some of its leaders were in detention.

He said his committee welcomed the decision taken by their Port Elizabeth counterparts to suspend the boycott conditionally.

"This shows that when leaders are released from detention they are in a better position to talk and solve problems. This was the case in Port Elizabeth," he said.

The committee is also demanding:

- The withdrawal of troops and members of the SAP's reactionary unit from the Uitenhage townships.
- The lifting of the state of emergency.
- An end to the harassment of community leaders by security forces.

- That all workers sacked because of stayaways from work or through detention under the state of emergency be reinstated.

- That Kabah township be upgraded and the forced removal of residents to Kwanobuhle be halted.

- That the killers of Cradock leaders, Mr Matthew Goniwe and three others, be brought to justice and that the whereabouts of Mr Qaqawuli Godolozzi, president of Pebco, and two office-bearers, be made known.

Meanwhile, uncertainty caused by the threat of the consumer boycott being re-imposed in April could lead to a shortage of the latest fashion clothing in some Port Elizabeth stores.

This view was expressed by a North End outfitter, who asked not to be identified, in reaction to the weekend announcement that the boycott would be reinstated if certain demands had not been met in five months' time.

"I am concerned that at the end of the year, store owners will be scared to place orders."

AK645 3/12/85 (329)
**Three city trade
 unionists released**

Labour Reporter

THREE trade unionists detained last week under emergency regulations have been released.

The men, all from the Electrical and Allied Trades Union, were detained in Belgravia Road, Athlone, on their way home after organising a union function.

They were released on Friday.

They are Mr Brian Williams, branch secretary for the southern region, Mr Cecil Theys, chairman of the Cape Town region, and Mr Michael Bam, an executive union member of the Cape Town region.

Repression found to be greater than ever before

Delegates from all over the country attended the fourth national annual conference of Descom 'Detainees' Support Committee) and the DPSC (Detainees' Parents Support Committee) which was held in Cape Town.

The decision to meet in Cape Town proved tragically prescient; shortly after our conference ended, the infamous "Trojan Horse" killing took place in Thornton Road, near our meeting place, and the state of emergency, with its cloak of oppression, was extended to Cape Town.

We began as a small group of concerned friends and relatives of detainees in 1981, hoping that the need for our existence would soon be over. Sadly, today there is a greater need than ever for our work.

Never in the recent history of South Africa has repression been greater. In response to this, we have also grown in size and strength. As the police detain more, so more relatives and friends come forward to help and join our organisation.

Our membership also reflects the nature of repression — we are thoroughly non-racial in composition — no sector of the community is left untouched. In our first year, we had five sister organisations. In Cape Town, there were delegates from 26 detainees' support groups, and we learnt that there are now four detainee advice offices nationwide.

Police harassment of communities and the detention of their leaders sparked the emergence of Descoms in such far-flung places as Tumahole, Colesberg, De Aar and Alice. We were strengthened by the courage of people in these places to take up the detainee cause, despite immense obstacles.

Consider for a moment the parlous state of human rights in Southern Africa. Well over 7 000 people have been detained this year (including both state of emergency and security detainees). There have been 19 deaths in detention or in police custody, and more than 850 have died in civil unrest, the majority at the hands of the police and SADF.

In the last state of emergency, 1 500 were detained; in 1976/77 about 680 were killed in unrest situations.

It was against this backdrop that our conference met and, after four days of regional reports, a pattern began to emerge which

OUR VIEW



The Detainees' Parents Support Committee

caused the gravest concern. Four major areas of disquiet became apparent:

- Reports, from all round the country, came in of continuing physical and psychological torture of detainees, including instances of enforced nakedness, TV monitors in the cells, physical assaults and electric shocks.
 - The abuse of children. A very high percentage of detainees are under the age of 18, and we have heard reports of children being held in cells with convicted criminals, of children being brutally assaulted by members of security forces and some children as young as eight years old being detained. The psychological damage to these youngsters is incalculable.
 - Sexual abuse appears to be spreading alarmingly, especially against women. Reports were made of humiliation by stripping naked in interrogation, of verbal abuse of a sexual nature. One woman says she was made pregnant while in detention, she is suing a policeman; in Cradock and Soweto, reports of rapes by security force members have been recorded.
 - The presence of the SADF in the townships has escalated the conflict and further polarised the situation. Community perceptions are that soldiers are trained to kill, not to maintain order with minimum force. Our conference shared the view, with the majority of township dwellers, that the SADF presence confirms that we are a society riven by an escalating civil war. Far from maintaining peace, the SADF is exacerbating the problem and should be immediately withdrawn.
- Our conference ended in a sombre but determined mood. We counted with anger, yet pride, that more than 20 of our members had been detained; we will not be intimidated by this attack on us. As repression grows, so too does our determination to resist it.

ARGUS 4/12/88

UNREST

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Detained cleric: 257 sign petition

Staff Reporter

MORE than 250 signatures have been collected in protest against the detention of the Rev Robin Petersen of the Congregational Church.

A petition signed by 257 people was held during three services at Christ Church, Kenilworth, and will be posted

to the Minister of Law and Order, Mr Louis le Grange, today.

Mr Petersen was detained on October 25. His detention has been confirmed by police.

The petition says Mr Petersen is the son-in-law of Olive and Brian Jones, both members of Christ Church, and married to their daughter Heather.

"Their witness to the Gospel of Jesus Christ can be seen in their commitment to working for the freedom of people who are oppressed and exploited in our society."

The petition calls for Mr Petersen's release and expresses deep concern about the potentially devastating effect of his detention on him and his family.

Six detainees apply to court for release

Cape Times 4/12/85 329

Supreme Court Reporter
SIX Cape Town detainees applied to the Supreme Court yesterday for their release on the grounds that extending detentions beyond 14 days without a hearing was "invalid, unlawful and unenforceable".

The six, who have all been held in Victor Verster prison since late October, are advocate Mr Dullah Omar, the Rev Howard Marawu, Mr Marcus Solomon, Mr Leslie Andrews, Mr Derrick Naidoo and Mr Neville Naidoo.

Mr Arthur Chaskalson SC, for the six, said the application raised "issues of very great importance" as it concerned the rights of persons and the State during times of emergency.

He contested the validity of emergency regulation 3(3), which provides for the extension of detentions "as long as the emergency may last" without a hearing. The detainees were entitled to be released unless the period of detention had been lawfully extended, he submitted.

It was "so inherently unfair" to hold someone without a hearing that "Parliament could not be taken to have authorized the making of such a regulation".

He also contested the validity of rule 5(1), which denies detainees access to lawyers unless they gain permission.

"Denial of access to a lawyer is denial of access to the courts," Mr Chaskalson said.

"It is the hallmark of a

dictatorship that you have no access to the courts. Our Parliament did not give the State President the power to act as a dictator."

The State President, Mr P W Botha, said in an affidavit that he had taken advice from specialists before he issued the regulations. He said contact between detainees and persons who wished to disturb the public peace could take place through a lawyer or private doctor.

Providing reasons to a detainee for his further detention could reveal the source of the information.

Mr W Burger SC, for the Minister of Law and Order and the Commissioner of Police, said Mr Chaskalson "sought to adduce all sorts of scary examples to show where unscrupulous use of emergency powers could lead one".

The hearing continues today.

The Judge-President, Mr Justice G G A Munnik, presided with Mr Justice W Vivier and Mr Justice G Friedman. Mr Chaskalson was assisted by Mr J J Gauntlett and instructed by Mallinck, Ress, Richman and Closenber. Mr W Burger SC with Mr C Y Louw appeared for the Minister of Law and Order and the Commissioner of Police. Mr M C de Klerk SC with Mr S J Maritz appeared for the State President, the Minister of Justice and the officer commanding Victor Verster prison.

Fast to focus on detainees

329 Staff Reporter

FRIENDS and Family of Detainees (Fafod) yesterday announced a three-week campaign of fasting, starting today, to "highlight the plight of detainees and their families".

Fafod said in a statement that the campaign would be made up of "three-week-long fast periods, each focusing on a part of the community affected by detention".

The fasts would begin on a Wednesday night and would take place in the Buitenkant Street Methodist Church. The first will start tonight at 7.

Fafod had approached "certain prominent people" to join the fast and "encouraged" anyone else to come to the church to support those fasting.

Activist hacked to death in Parys

JOHANNESBURG. — A young political activist in the Parys township of Tumahole was allegedly hacked to death by vigilantes using garden implements.

The man, Mr Lefu Rasego, 19, was attacked on Friday and is one of two young men said to have died in political conflict in the small township in four days.

The other death reported by community sources is that of Mr Apa Daniel Motholo who was allegedly killed on Monday. The circumstances of his death are not clear.

Police in Parys have been unable to confirm either death.

A witness to the attack on Mr Rasego said the vigilantes, known as the A-Team, had seen a group of activists waiting for a taxi soon after 7pm on Friday and had given chase.

"We scattered, but Lefu was caught. He ran into a house but the A-Team took him out.

"One stabbed him in the shoulder as they came out. They dragged him into the street and attacked him with knives, spades and gardening forks.

"After this I couldn't watch because they were looking for me and I had to run."

The witness said he later learnt Lefu had died.

Tumahole has been in the grip of violence since two community leaders, Mr Ace Magashule and Mr Sam Magashule, were detained in November. — Sapa

Inesday, December 4, 1985

Cape Times

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200 women in protest march

Staff Reporters

ABOUT 200 Crossroads women, many of them with babies on their backs, marched to the Guguletu police station yesterday after troops and police detained over 140 people, most of them men, in a swoop on the squatter camp.

After "screening", all but 33 of the 140 were released, police said

late yesterday. Police described the operation as a "crime prevention" exercise.

Once the security forces had withdrawn, the women held a prayer service and then marched more than three kilometres from Crossroads to the police station "to demand the release of our men".

The Divisional Com-

missioner of Police for the Western Province, Brigadier CA Swart, who led the operation, last night barred the Cape Times from using pictures of the women marching and of them sitting under a tree waiting for police to address them.

A police liaison officer for the Western Province, Lieutenant Attie Laubscher, said Brigadier Swart, after having the pictures described to him, ruled that "these black women were taking part in an illegal protest and there could be charges laid. It was an unrest-related incident".

The Cape Times was earlier told permission would not be granted for the use of pictures taken by a staff member during the security force operation in Crossroads and which showed police and troops lining up on the outskirts of the shantytown.

Lieutenant Laubscher said yesterday afternoon that of the 33 people held, one was arrested for possession of an unlicensed firearm, three for dealing in dagga, eight for possession of dagga, one for dealing in liquor, six for being in possession of stolen property and 14 for having attended an illegal gathering.

Five hours

The operation started at 7am and lasted almost five hours. It was completed by 11.45am.

About 30 minutes after the operation, the women gathered in Crossroads, and after holding a prayer service, marched to the police station.

A spokeswoman for the group said: "They told us they were going from door to door, and that they would not arrest anybody, but then they took all the men they found, they took away more than a hundred of our men."

"So we decided on action, and we marched to the police station and met with a policeman called Barnard who said to us the police would come back to us and let us know what had happened with the men."

With two police vans following, the singing women then marched the three kilometres back to the Nyanga Bush squatter camp, where they sat under a tree and waited.

They were told about 4pm that most of the men were being released after questioning.

A police helicopter and an SAAF Alouette helicopter monitored the operation.

Detainees in bid to gain access to legal advisers

AMG 4/12/83
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Court Reporter

THE basic rights of individuals had had to be suspended during the emergency to enable the State to combat the "volatile and serious situation", counsel told the Supreme Court, Cape Town.

This was the submission of Mr W G Burger, SC, for the Minister of Law and Order and the Commissioner of Police, in the application by six detainees for their release from Victor Verster Prison.

The applicants, including Cape Town advocate Mr Dulla Omar and the Rev Howard Marawu, are also seeking a court order declaring detainees entitled to access to their legal advisers.

The respondents are the President, the Minister of Law and Order, the Minister of Justice, the Commissioner of Police and the officer commanding Victor Verster Prison.

Mr Burger said Mr A Chaskalson, SC, for the applicants, had "sought to paint as black a picture a possible" of the position of detainees.

Human rights

He submitted that the State was dealing with a "volatile and serious situation" which needed "firm and decisive" handling.

The situation had the effect of "watering down" what would normally be "basic human rights".

In reply to a question from the full Bench, Mr Burger said the regulations were not to be treated differently because they were made by the Presi-

dent, to those made by other Ministers.

The same objective tests applied.

Earlier, Mr Chaskalson argued that detainees had a right to make representations for their release.

"Nobody is more vulnerable than a detainee and no one has a greater need (for access to his legal representatives).

"They are arrested without being told why, held without access and have no means of doing anything for themselves. They are absolutely helpless."

"A dictator"

Mr Chaskalson said it had not been the intention of Parliament to grant the President, who promulgated the emergency regulations, the "powers of a dictator".

He submitted that Mr P W Botha "must have misconceived his jurisdiction, lost sight of the correct criteria to be applied, or failed to apply his mind properly to the issue."

Part of the application — for the court to declare the right of detainees to have access to private medical practitioners — has been withdrawn.

The hearing continues today.

The Judge-President, Mr Justice Munik, is sitting with Mr Justice Vivier and Mr Justice Friedman. Mr Chaskalson, assisted by Mr J J Gauntlett, and instructed by Mallinck, Ress, Richman and Closen-berg, appears for the applicants. Mr Burger, assisted by Mr C Y Louw and instructed by the State Attorney's office, appears for the Minister of Law and Order and the Commissioner of Police. Mr M C de Klerk, SC, assisted by Mr S J Maritz and instructed by the State Attorney's office appears for the other respondents.

Cape Times 1/1/85
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Minister
disputes
claim on
children

Staff Reporter

THE Minister of Law and Order, Mr Louis le Grange, yesterday disputed a privately-placed advertisement in the Cape Times last week which said it was believed that children aged eight to 16 were being held in terms of emergency regulations.

The advertisement, placed by Mr Anwar Ismail of Wynberg, was headlined "Request for the release of children under the age of 16 years being detained".

It said that "on behalf of and after consultation with detainees at Victor Verster Prison" and "believing that children aged eight to 16 years have been detained since the state of emergency, (I) make the following request:

"That all children under the age of 16 be released; that in the interim they be handled according to the provisions of the Children's Act; that they therefore be granted physical contact with parents through social workers, release into the custody of parents (and) special treatment regarding diet, general health, visits, recreation and education."

Reply

It said the prison had been "visited by Judges Munnik and Friedman where this urgent matter was raised".

Mr Le Grange's reply, which was telexed to the Cape Times yesterday, said:

"In an advertisement in the Cape Times of 30 November, 1985, it is requested that children under the age of 16 years should be released.

"The advertisement claims that children aged eight to 16 years were being held since the state of emergency and it no doubt led its readers to believe that it could indeed be true.

"I would like to point out that only one 15-year-old youth was at the time of the advertisement in custody in terms of the emergency regulations and has since been released.

"Children under the age of 16 who were being held prior to the advertisement had long been released following requests made to me by Judges Munnik and Friedman."

Women march to demand release of husbands, sons

Staff Reporter

WOMEN from the Nyanga Bush squatter community converged on Guguletu police station to demand the release of their sons and husbands — among 132 people detained by police during house-to-house

searches in Crossroads.

All but 33 were released late yesterday, police said.

About 200 women gathered opposite the police station at about 2.30pm yesterday.

Policemen with rifles stood

at the gates and officers spoke to the women.

Later the women walked along NY1, singing as they went. They said police had told them they were "still busy interrogating" and that those arrested would be released between 5pm and 6pm.

One woman said when police, troops and railway policemen arrived at Crossroads yesterday morning, in what was described as a "clean-up operation", residents were told houses would be searched but that no arrests would be made.

"But they arrested many people. We don't know how many, but maybe more than 100," she said. "So we came to the police station to inquire."

Kicked door down

Nombuyiselo Juba said she watched as three policeman kicked down the locked door of her home and removed her television set.

Florence Danga said police had forced their way into her home and removed her room divider. Other residents made similar claims.

A spokesman for the police directorate of public relations in Pretoria said the purpose of the search was "to identify persons involved in recent unrest in the Western Cape and crime prevention".

"Of 132 people removed for questioning, most were released, but 33 were held on charges ranging from possession of an unlicensed firearm, possession and dealing in dagga, illegal trading in liquor, possession of suspected stolen property and attending an illegal gathering.

"A number of articles, including a television set and a revolver, were seized."

CAPE TIMES 329
4/2/85

3 detained teachers freed

Education Reporter

THREE of four detained Groenvlei Senior Secondary School teachers were released yesterday.

The teachers, Ms Celeste Perez, Mr Bryan Slingers and Ms Rachmat Omar, were held under emergency regulations two weeks ago. Ms Perez and Ms Omar were released from Pollsmoor and Mr Slingers from Victor Verster.

Another teacher, Mr Michael Deeb, recently had his detention order extended. All are members of the Western Cape Teachers' Union (Wectu).

Wectu's Athlone Central branch last night said in a statement: "While we are glad to have our colleagues back in our midst, we still abhor detention without trial."

"We lay stress on the fact that Michael Deeb has been redetained indefinitely under the emergency regulations without any valid reasons."

Wectu condemned the detention yesterday of teachers from Marian Secondary School in Elsie's River and student leaders at Florida and Ravensmead.

The Athlone Central branch issued an appeal to all members to contribute R50 towards a trust fund established to assist recently-suspended and dismissed teachers belonging to the union.

● The Athlone Students' Action Committee has strongly condemned the Department of Education and Culture's "tactic" in sending out letters of application to boycotting pupils for the writing of supplementary exams in March 1986.

"We will not be conned into forgetting our demands," said a statement by Asac, which represents pupils at 15 schools in the Athlone area.

The fact that there was large-scale promotion of pupils proved that "the whole exam is a farce and that the stand of boycotting pupils has been successful".

The Cape Teachers Professional Association has given the department until Monday to allow all pupils and students in the Western Cape to write exams in March. The CTPA has threatened court action if the department fails to do so.

MSGS 4/12/88

Church starts new go-hungry relay to ~~32~~ 329 back detainees

Religion Reporter

THE Buitenkant Street Methodist Church is launching a new campaign of fasting and services — continuing until Christmas Day — to highlight the plight of detainees and their families.

More than 150 people have taken part in relay fasts run by the church since November 4.

The new campaign, which will be launched at a service at 7pm tonight, is to highlight two aspects of the effects of detention on detainees and their families: that many detainees will be away at Christmas and that "detention is designed to destroy, detention is torture".

Each of the three weeks until December 25 will focus on a particular part of the community affected by detention. Each begins with a service on Wednesday evenings and the climax is Christmas Day.

FOCUS ON TEACHERS

The first week focuses on teachers, pupils and university students. The second will highlight community leaders, trade-unionists and religious leaders.

The final week will focus particularly on Shirley Gunn, the longest-serving detainee in the Western Cape, as well as anyone away from home over Christmas.

In a statement the Friends and Family of Detainees said detention would prevent detainees and their families from enjoying "what should be the true spirit of Christmas" — a time for families to be together.

"To focus on this, we join the community in calling for a Christmas of concern, one devoid of the usual extravagant merry-making, where people come together to reflect on what, for many, has been a year of great suffering and hardship.

"Secondly, we should not forget that detention is designed to destroy, detention is torture. Even those detainees who are not physically tortured experience psychological trauma."

Full Bench rules on detainees

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F

Post Correspondent
GRAHAMSTOWN — A full Bench of the Supreme Court decided here yesterday that the Minister of Law and Order was not obliged to grant emergency detainees any form of hearing before extending their initial 14-day period of detention.

This finding was made after an application for the release of a 73-year-old Fort Beaufort pensioner, Mr Mannie Zetu, and eight other emergency detainees.

Judgment on the application was reserved last month.

The application had alleged that an amendment of the emergency regulations published in the Government Gazette on October 31 was unlawful if its effect was to exclude the individual's right to a hearing before his further detention was ordered by the Minister.

The amendment enti-

ties the Minister of Law and Order to order the further detention of detainees "without notice to any person and without hearing any person".

Counsel for the applicants Mr Wim Trengove, SC, argued that the enabling legislation did not allow for such "drastic provisions".

The court, however, found that in the absence of any allegation of malice on the part of the State President in issuing the amendment, the court could not question its reasonableness.

The judgment stated: "It is for the State President and not for the court to decide whether regulations appear to be unnecessary." It said that "practical considerations" may have made it impossible for the Minister to allow detainees the opportunity of a hearing.

"It is common knowledge that more than 1 000

persons have been detained at one time in terms of these (emergency) regulations and within 14 days of their initial arrest the Minister must decide in each case whether the period should be extended.

"The problem may be that the time available would not be sufficient for each detainee to be advised that an extension of his period of detention is being considered and for him to submit and to properly motivate his reasons for saying that the periods of detention should not be extended."

The court stated that it was true that the regulations were "drastic", but "the State President has decided that this drastic provisions are necessary."

The judgment was delivered by Mr Justice Zietsman with the Judge President, Mr Justice Cloete, and Mr Justice Eksteen concurring.

'Parallel case' ³²⁹ on detainees

Supreme Court Reporter

THE success or failure of a Supreme Court application for the release of six detainees held in Victor Verster Prison under the emergency regulations may be determined by a parallel case in the Eastern Cape which was decided yesterday.

Judgment was given in favour of the Minister of Law and Order, Mr M C

de Klerk, SC, said in court yesterday.

He is appearing for the State President, the Minister of Justice and the Officer Commanding Victor Verster Prison in opposing an application by detained advocate Mr Dullah Omar and five others for their release from detention.

The point at issue in both cases — that of Ms Marjorie Fanie in the Eastern Cape and that of Mr Dullah Omar — was whether or not the Minister of Law and Order had to "hear both sides" before he signed a detention extension order beyond 14 days.

In the Gugile Nkwinti case earlier, Eastern Cape judges had found that the minister did have to consider written remonstrations from a detainee before he signed the order.

Mr De Klerk said another full bench in the same division may have found yesterday that the Nkwinti judgment was wrong. The text of the judgment should be available today.

He argued that detainees were not deprived of the right to write to the Minister of Law and Order.

The hearing continues today.

Mr Chief Justice G G A Munnik presided, with Mr Justice G Friedman and Mr Justice W Vivier. Mr A Chaskalson, SC, with Mr J Gauntlett and instructed by Malinick Ress Richman and Closenber, appeared for Mr A M Omar and five other detainees. Mr M C de Klerk, SC, with Mr S J Maritz, appeared for the State President, the Minister of Justice and the Officer Commanding Victor Verster Prison. Mr W G Burger, SC, with Mr C Y Louw appeared the Minister of Law and Order and the Commissioner of Police.

Vigil disrupted Teargas at Boesak service

Cape Times 5/2/85

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By TONY WEAVER

POLICE last night fired teargas into the grounds of the Ned Geref Sendingkerk in Bellville South and arrested a 16-year-old youth after a prayer service for detainees addressed by Dr Allan Boesak.

Minutes after the teargas was fired a police officer claimed stones had been thrown at the Casspir and then a policeman on the back of the Casspir scattered stones in the road outside the church.

At the Wembley Roadhouse in Belgravia Road, Athlone, people were sjambokked and the area was blanketed in teargas after police moved through the streets, allegedly ripping candles out of the hands of residents holding a candlelight vigil for detainees.

Trapped

At 10.45pm, security forces in a Hippo fired teargas into a crowd of about 50 people after the Hippo was trapped by about 40 hooting cars.

Stones and bottles were hurled at the Hippo as it tried to move out.

Police reinforcements in a Casspir then moved in and at least 20 teargas canisters were fired into fleeing crowds and at patrons at the roadhouse.

Every time the Casspir moved into the area, a cacophony of car horns and burglar alarms started up, and residents screamed abuse at the police. Police searched

several drivers of cars parked at the roadhouse.

A white student who was walking down Belgravia Road with a candle in his hand was sjambokked, as were at least two other whites who said they were there to show solidarity.

In Bellville South, about 700 people who attended a candlelight service for detainees — many of them elderly people and young children — fled back into the church after teargas was fired.

Teargas flooded into the courtyard and into the church.

Riaan Baron, 16, who was released after two weeks in detention on November 19 and who his mother said "now suffers from a nervous condition", was arrested outside the church and "flung into the Casspir like a dead animal", witnesses said.

Several witnesses said he was shot in the chest but police last night denied this.

Dr Boesak stormed out of the church and demanded to know who was in charge.

It was at this point that a police officer said people were throwing stones and that stones were scattered by a policeman as the Casspir pulled off.

Dr Boesak said later that the police behaved "like pigs".

"My church council will meet about this un-

gently and demand an explanation. They have no respect for the church, they have no respect for God."

The Casspir was accompanied by a police van and their registrations were: BFG003B and BDL709B.

At the service Dr Boesak called on the congregation not to celebrate Christmas this year.

"This is no time for hollow shouting of Merry Christmas, the waving of wine bottles, this is not a time for parties and spending sprees.

"We can only celebrate Christmas this year in a spirit of mourning, mindful of the sadness and tragedy which grips this country."

SAP comment

● A police spokesman for the Western Cape, Lieutenant Attie Laubscher, said last night: "About 10pm last night about 200 people gathered outside the Rev Allan Boesak's church.

"Police asked them to disperse. The majority did. Police then warned the rest who were standing around, and then used teargas to disperse them. One male was detained and later released when it was learned that he was mentally handicapped.

"There was no shooting at the scene."

● Police 'break up' vigils, page 6

BUSINESS BRIEF

Gold (close) .. \$323,00
Index (close) 1115,80
and (close) .. \$0,3605
D Index 1309,50

CAT Trials 5/12/65

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226 for trial after security raid

Staff Reporter

MORE THAN 200 people are being held in Oudstroom after a massive police and military operation in Bongoletlin township last week, and will appear in court on December 18 on charges of murder and public violence.

And a spate of political trials are taking place in Oudstroom and George this week and the next.

South-Western Districts police liaison officer Major Eddie Snyman said last night

that 226 people were being held on charges of public violence and that other charges, "including murder", were being investigated.

A township source said yesterday that "among those who are in jail are a boy who is nine and another who is 10". The source said: "There are quite a number under 15 and there is also a woman who has a baby of 10 months."

Major Snyman said it was "quite possible" that juveniles were among those held,

but he did not have details of how many in detention were men and how many women, or of the baby. It is prisons policy to keep breast-feeding mothers with their babies.

He said one man was being held for alleged possession of explosives.

In other political trials coming up in the area:

● Mr Humphrey Joseph, 29, and Mr Louis Noemdoe, 22, both workers on the community newspaper Saanshaan, are to appear tomorrow in Oudstroom Magistrate's Court on charges of subversion.

They have been in detention under Section 29 of the Internal Security Act since September 17 and September 11 respectively.

● Mr Daniel Stuurman, Mr James Joseph (brother of Mr Humphrey Joseph), Mr James du Plessis, Mr Almo Booysse, Mr Paul Barnard, Mr Hilton James and Mr Andrew Jacobs, who have been arrested, from two points appeared briefly in the Magistrate's

Court yesterday on charges of sabotage, after their attorneys were told they would appear only on December 13. The hearing was postponed until Monday and has been transferred to George Magistrate's Court.

● On December 13 Mr Derek Grothboom, Mr Derek Basson, Mr Stephanus Steynbok, Mr Robert Fritzsche and Mr Julian Bollen will appear in Oudstroom Magistrate's Court on charges of sabotage. They have been in detention for a month.

Court 'can't question emergency'

AR645 5/12/85 329
Supreme Court Reporter

PRESIDENT P W Botha acted on "valid and responsible" information in promulgating the state of emergency and it was not in the power of the Supreme Court to question whether the regulations were necessary or not.

This was a submission by Mr M C de Klerk, SC, for the President, during argument for the respondents in the application by six emergency detainees — including a Cape Town advocate, Mr Dulla Omar — for their re-

lease from Victor Verster Prison.

Mr de Klerk told a full Bench of the Supreme Court, Cape Town, that Mr Botha's promulgation had the same power as a law of Parliament.

He was empowered to act in a way he thought advisable to maintain public order and safety and the court had no say under what circumstances he could invoke these powers.

The other applicants are the Rev Howard Marawu, Mr Marcus Solomon, Mr Leslie Andrews, Mr

Derrick Naidoo and Mr Neville Naidoo.

At issue is Section 3 (iii) of the emergency regulations, which allow detainees access to lawyers only with the permission of the prison head in conjunction with the Commissioner of Police.

RIGHT

The applicants argue that legal access is their right and that Mr Botha did not act within his legal jurisdiction in making the emergency laws.

The respondents are the President, the Minister of Law and Order, the Minister of Justice, the Commissioner of Police and the officer commanding Victor Verster Prison.

(Proceeding)

The Judge-President, Mr Justice Munnik, is sitting with Mr Justice Friedman and Mr Justice Vivier.

Mr Chaskalson, assisted by Mr J J Gauntlett and instructed by Mallinck, Ress, Richman & Closenber, appears for the applicants. Mr W G Burger, SC, assisted by Mr C V Louw, and instructed by the State Attorney's office, appears for the Minister of Law and Order and the Commissioner of Police. Mr M C de Klerk, SC, assisted by Mr S J Maritz, and instructed by the State Attorney's office, appears for the other respondents.

200 held in Oudtshoorn

Dispatch Correspondent

CAPE TOWN — Over 200 people are being held in Oudtshoorn after a massive police and military operation in Bongoletu township on Friday, and will appear in court on December 18 on charges of murder and public violence.

And a spate of political trials is taking place in Oudtshoorn and George this week and next week.

South Western Districts police liaison officer, Major Eddie Snyman, said last night 226 people were being held on charges of public violence, and that other charges, "including murder", were being investigated.

Major Snyman said there had been "various acts of public violence since November 16."

"These included an attack on November 22 on Mr Patrick Marirene, whose bakkie was set on fire. He was brutally assaulted and then a burning tyre, a necklace, was put around his neck. He died and it is out of this that the murder charges arise.

"A black woman teacher is still unconscious in hospital after she was attacked last week."

Township sources said yesterday the woman was put on a pile of planks, petrol was poured over her and she was then set alight. She is in a serious condition in Tygerberg Hospital.

Major Snyman said other incidents included the burning out of two bakkies belonging to construction firms, stonings and attacks on

houses.

A township source said yesterday that "among those who are in jail are a boy who is nine and one who is 10. There are quite a number under 15 and there is also a woman who has a baby aged 10 months," one source said.

Major Snyman said it was "quite possible" that juveniles were among those held, but he did not have details of how many in detention were men and how many women, or of the baby. It is prisons policy to keep breast-feeding mothers with their babies.

He said one man was being held for the alleged possession of explosives. He is believed to be Mr John Freddie Gangathela, 27, although Major Snyman could not confirm this.

DISPATCH
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Cleric released from detention

Staff Reporter

THE Rev Robin Petersen of the Heideveld United Church, detained on October 25, was yesterday released but placed under severe restrictions, his wife said last night.

Mrs Heather Petersen said: "Although we are relieved at Robin's release, we feel shocked at the harsh restrictions placed on him. He has gone from a smaller to a larger prison."

The restrictions include that he may not:

- Leave the magisterial district of Wynberg without the written permission of the Minister of Law and Order or the Divisional Commissioner of Police for the Western Cape until the emergency regulations have been lifted.

- Take part in any activity of Team (The Ecumenical Action Movement), Cosas, UDF or

any affiliates; enter the premises of any school or other educational institution.

- Prepare or disseminate any material in any publication as defined by the Internal Security Act of 1982; attend any gathering at which any action by the government is criticized or discussed.

- Attend any gathering at which any local authority is criticized or discussed; or attend any gathering of pupils or students.

The Ecumenical Action Movement said in a statement last night that it was relieved at his release.

"However we wish to register our anger at the harsh restrictions which have been placed on him and the continued detention of Team members and other people from the community."

TAPPING UNIONISTS?

The Metal and Allied Workers' Union (Mawu) alleges that some of its senior office-bearers and officials have been approached to become informers by men identifying themselves as members of the security police.

According to Mawu, two senior office-bearers of its national executive committee (NEC) and two administrative officers were visited at their homes and offered substantial monthly payments of between R350 and R500 to provide information.

Mawu says its NEC has strongly condemned this attempt by the security po-

lice to interfere in the union.

Its NEC has reconfirmed a resolution adopted in 1977 that, unless forced by law to do so, Mawu members or officials will not provide any information to any security policeman or agent of any intelligence agency.

The Public Relations Directorate of the SA Police has refused to respond to Mawu's allegations. In reply to *FM* queries, the directorate stated that the police "do not comment on routine police procedures. For this reason we are not prepared to even inquire whether the allegations are in fact true or not."

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FM

6/2/85

BUSSDAY 5/12/85

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More detainees are challenging the law

REVOLUTION is not being blazed in its way. The quiet corridors of the Supreme Court but the silence of the streets over the last months in some divisions has been interpreted by several lawyers as indicating an increased willingness to challenge the state. "Many people are aware that official lawlessness is growing and that if the government is to survive then there is need for it to be contained," says Geoff Budlender of the Legal Resources Centre.

However, as the courts become more involved in protecting the individual against excessive executive powers, so they are putting the state's tolerance of judicial opposition to the test.

Twice since the declaration of the state of emergency on July 21, the government has passed regulations having a direct bearing on matters awaiting the decision of the Supreme Court.

How will it respond if the six detainees, who have applied to the Cape Town Supreme Court for an order declaring invalid the exten-

6 Many people are aware that official lawlessness is growing and that if the legal system is to survive then there is a need for it to be contained

— Geoff Budlender, Legal Resources Centre.

tion of their detention beyond the initial period of 14 days, succeed? Not only has P W Botha, as pro-mulgator of the emergency regulations, become directly involved by submitting an affidavit on his bona fides, but hundreds of people imprisoned by ministerial edict would be released were the court to decide in favour of the detainees. Since August 28, when the first application on behalf of a detainee is heard in the Durban Supreme

ing the function it has always performed," he asserts. "Where there are people who believe their rights have been infringed, the Supreme Court's role is and always has been to find a way into the circumstances and make a judgment."

As more and more people were detained under the emergency regulations — the total figure is now 6 261 — so there were more applications for relief and for the interpretations of the regulations by the courts.

Matthews agrees that the emergency produced a rush of court applications but adds: "It would have been quite possible for the courts to adopt an accommodating attitude towards the executive. In my view

6 The general picture is one of horror at what is happening and the courts are responding to this and are offering protection where they can

— Prof Tony Matthews, law faculty, Natal University.

there are signs of a stronger judicial attitude." Graham Cox, president of the Association of Law Societies, holds a similar view. "There appears to be an increased willingness on the part of judges to adopt a more robust approach to laws which, on the



□ GEOFF BUDLENDER.

face of them, will create injustices," he says. "There is a growing tendency where possible to construe laws in a manner which will produce a just rather than an unjust result, even in circumstances where this approach necessitates some departure from a literal interpretation of the words of the statute."

For Budlender "a changing mood" and "feelings of restlessness" on the part of legal practitioners lay behind the shift. They want, he believes, more legal control of government and greater protection of the individual against the state.



□ GRAHAM COX.

One case which threatened to create a conflict between the judiciary and government was that of Port Alfred Nkwinti, who applied to have his re-detention after the initial 14 day period declared invalid.

The case was heard by the full bench of the Grahamstown and Supreme Court on October 17. Judgment was reserved. Before it could be delivered, however, and in a move which is seen by some as an attempt to pre-empt the court, a retrospective amendment to the emergency regulations was promulgated on October 31. The amendment to sub-regula-

tion 3(3) added a clause stating the Minister of Law and Order was not required to give notice to any person or hear any person's views when extending the period of detention — the very issue which Nkwinti wanted the court to decide upon.

The full bench unanimously decided that if there had been no amendment, they would have ordered Nkwinti's immediate release on the grounds that he should have been given the opportunity to make representations about his re-detention.

However, as Nkwinti instituted legal action prior to the amend-

6 Where there are people who believe their rights have been infringed, the Supreme Court's role is and always has been to inquire into the circumstances and make a judgement

— Edward Southey, president, Transvaal Law Society.

ment, the full bench found in a later judgment that the retrospective clause was not validly applicable to him and his release was ordered.

The Cape Town detainees now before court are requesting that the amended clause allowing for the extension of a period of detention without a hearing be declared invalid.

A judgment on the same issue, which apparently decided in favour of the Minister of Law and Order, was handed down by the Grahamstown Supreme Court on Wednesday.

Time will tell how much judicial independence will be officially tolerated during these socially turbulent times. Southey, for one, has no doubts that there are emergency regulations declared unlawful by the court, a new valid one would soon be formulated to replace it.

Post Focus

By **ROBIN HALLETT**
British historian
and political analyst

The unknown sufferers of detention

MORE than 6 000 people have been detained in South Africa in the course of the past year.

Assume that for every detainee there are 20 people — relatives, friends, colleagues, acquaintances — who feel a personal concern. That adds up to 120 000 people: not a very large figure in a country the size of South Africa and with a population, if the homelands are all included, now exceeding 30 000 000.

Easy for the great majority of South Africans not to feel personally involved in the whole issue of detentions.

That certainly has been my own experience until a few days ago I got a letter from a friend in Cape Town.

My friend told me how a close friend of hers, a white woman social worker, had been taken away from her home at six o'clock in the morning and was now under detention in Pollsmoor.

The same letter included Press cuttings which told of the arrest of a good friend of mine, though fortunately — as a scribbled p.s. on the envelope told me — he had been released after 10 days.

I have a number of friends in South Africa who have suffered detention or imprisonment for political reasons. But in every case this had been something that had happened to them before I

knew them.

They are able to talk philosophically about their experiences. Listening to their reminiscences I admire them greatly for their fortitude, but what they endured now has a historical quality about it that leaves no room for the sharpness of distress.

That letter from Cape Town was different.

My immediate response was a gut reaction of anger, of sheer outrage: how could "they" treat as criminals two people whom I knew to be exceptionally decent, thoughtful, considerate and public-spirited — in the most exact sense of the word (though the definition is not one that "they" would approve of) — profoundly patriotic South Africans?

But even as I was giving vent to my spleen, I thought I could hear the voice of authority saying, "Cool it, man, cool it. You are 10 000 kilometres away. What can you possibly know about what is happen-

ing at this moment in Cape Town? Our responsibility is to re-establish law and order. I presume that you realise that law and order are the essential foundations of any civilised society. In the interests of the general good we cannot afford to take any risks."

Or to put the argument rather more authentically by quoting the recent words of State President P W Botha: "The Government has an obligation to combat leftist radicalism — leftist radicalism is one of the most intolerable phenomena in the world."

There is, as always in South Africa, a steely ring to the voice of authority — but also a certain smugness and sanctimoniousness. But that tone had its effect: anger gave way to anxiety.

Some months ago the Institute of Criminology at UCT published a survey on torture under detention.

The survey concluded

that "torture in both physical and psychological forms has been practised systematically on a widespread basis as part of the coercive treatment of security law detention in South Africa."

It distressed me to think of the psychological strains — being white they would, I suspect, escape physical abuse — my friends might find themselves exposed to: the bullying tone of interrogators, their capacity to cause distress and humiliation.

And then I realised how appallingly deficient my imagination had been in the past, not thinking about all those unknown to me who suffered detention and how valiant and necessary has been the work of those who give up so much time to the service of organisations such as Amnesty International or the various detainee support committees in South Africa.

The expansion of deten-

tion without trial and of imprisonment for political reasons — locking up men and women not for what they have done but for what they have said or written — is one of the most dreadful features of the 20th century.

Look through the pages of Amnesty International's annual reports: there are precious few countries with a clean bill in the field of human rights.

"As we drove to Pollsmoor," my friend wrote, briefly describing how she had taken a relative to visit her friend in detention, "in lovely sunshine with the mountain looking stunningly beautiful, it was just so hard to realise the volume of pain that is being suffered. But we must not be intimidated. Light a candle and think of us."

I think that my friend had, in mind a Chinese proverb that I had quoted to her in another context: "It is better to light a candle than to curse the darkness."

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6/12/8
F. Pegg

CAP 9:15 6/12/85

Omar case: Judgment reserved

Supreme Court Reporter
JUDGMENT was reserved in the Supreme Court yesterday on an application by detained advocate Mr Dullah Omar and five others for their release from Victor Verster Prison.

Mr Omar, the Rev Howard Marawu, Mr Marcus Solomon, Mr Leslie Andrews, Mr Derrick Naidoo and Mr Neville Naidoo claimed their detention was unlawful as "their side of the story" had never been heard.

Mr Arthur Chaskalson SC, who appeared for the detainees, said the emergency regulations provided for what was "manifestly an unfair procedure" in that the Minister of Law and Order, Mr Louis le Grange, could hold a detainee indefinitely without hearing anyone.

"Parliament must have contemplated that procedural fairness would be observed in any regulations it empowered the State President to make," he said.

The minister could eventually be called to account to Parliament for a detention. He argued that Parliament

could surely expect a proper version from him, not a one-sided one.

Mr Chaskalson said a judgment in favour of the Minister of Law and Order in a similar matter in the Eastern Cape on Wednesday rested on a fallacy: The assumption that the State President could excuse himself from the requirements of fairness because it was impractical to hear detainees within 14 days, when he himself chose to stipulate the 14-day period.

He said the State President, Mr P W Botha, had "misdirected himself" in making a general rule to isolate all detainees from the outside world when this was necessary only in exceptional cases.

Mr Chief Justice Munnik presided with Mr Justice G Friedman and Mr Justice W Vivier. Mr Chaskalson was assisted by Mr J Gauntlett and instructed by Mallinck Rens Richman and Closen-berg. Mr M C de Klerk, with Mr S J Maritz, appeared for the State President, the Minister of Justice and the officer commanding Victor Verster Prison. Mr W G Burger, SC, with Mr C Y Louw, appeared for the Minister of Law and Order and the Commissioner of Police.

CAP 9:15 6/12/85

Ian Smith
'sorry'

Own Correspondent

HARARE. — The former Rhodesian prime minister, Mr Ian Smith, yesterday made a special statement to the Zimbabwean House of Assembly apologizing unreservedly for alleged contempt of parliament.

On Tuesday the Speaker of the House of Assembly, Mr Didymus Mutasa, established a select committee under Mr Smith's bitter rival, Mr Bill Irvine, to probe Mr Smith's conduct since independence for alleged "contempt of the government and the African people".

Mr Smith said he felt very strongly that a private member's motion he had set down last month calling for reconciliation was being distorted when it was amended by a government backbencher, Mr Byron Hove, to constitute a demand for disciplinary action against himself.

He believed he was right to try to decline to move the original motion in his name.

CAP 9:15 6/12/85

Policeman hit in blast

JOHANNESBURG. — A policeman was seriously wounded yesterday and a woman injured in the second handgrenade attack in two days in Soweto.

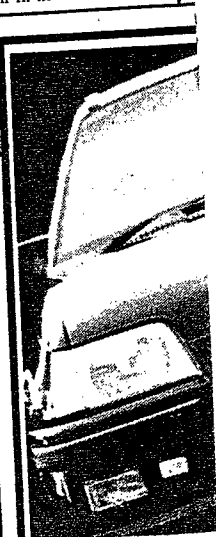
Police said the woman was arrested after the blast, which came 24 hours after a similar attack on Wednesday that coincided with a visit to the township by the Minister of Constitutional Development, Mr Chris Heunis.

The handgrenade attacks were the first in Soweto since emergency rule was declared there on July 21.

Police said in a situation report that a school was torched and extensively damaged in Soweto, a post office truck was destroyed by fire and a man was arrested for stoning private cars in the township.

In Atteridgeville, outside Pretoria, police arrested eight men after petrol-bombs were hurled at police vehicles and a bus.

There were also incidents of petrol-bombing and stone-throwing in Cape Town, Port Elizabeth, Durban and East London, police said. — UPI



'No right to defence for detainees'

6/12/87
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CAPE TOWN — A detainee does not have the right to defend himself legally when held under Section 50 of the Internal Security Act, the Supreme Court, Cape Town, has ruled.

This finding was made today when a judge dismissed an application by a Standard 7 Atlantis pupil to have her detention declared unlawful. The application was dismissed with costs.

The 17-year-old pupil was arrested on October 16.

After a warrant was signed by a Malmesbury magistrate, she was detained for 14 days.

Mr C R Nicholson, for the applicant, submitted that the warrant was invalid because she had not been given a hearing by the magistrate before he issued a warrant for her further detention.

He said this conflicted with the principle of *audi alteram partem* — the right of both sides to be heard.

The respondents were cited as the Minister of Law and Order and three others.

Mr Justice Vivier said that powers conferred by Section 50 were "preventative" in nature and designed to combat "unrest".

To grant an affected person an opportunity of defending himself would "frustrate and defeat" the provisions of Section 50.

After consideration, the judge said he had come to the conclusion the *audi alteram partem* rule did not apply.

There was no merit in a submission by Mr Nicholson that the magistrate was wrong to consider the pupil's further detention justified. — Sapa

CAPE TIMES 9/12/81
**Detainee
slapped**
**sworn
statement**

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Staff Reporter

THE District Commandant in Athlone, Colonel J Schreuder, has, been sent a sworn statement alleging that a detainee, Mr Julian Carelse, was slapped in the face by police at Manenberg police station.

The statement was sent by Mr Jan van Eck, Progressive Federal Party MPC for Groote Schuur and member of the party's unrest-monitoring committee.

And in another sworn statement taken by Mr Van Eck, a University of the Western Cape student, Mr Johannes Flemmit, alleges that a motor car inner tube was wrapped around his neck and tightened until he almost blacked out.

In a covering letter to Colonel Schreuder, Mr Van Eck said: "Several of the people involved will be able to identify the policeman who slapped Julian. It should thus be reasonably simple to take steps against the person involved."

"I can also add here that, judging by the available information, the actions of the policeman were not carried out in good faith and he is thus not indemnified in terms of the emergency regulations from either a criminal or a civil action."

● A police liaison officer for the Western Cape, Lieutenant Attie Laubscher, said yesterday that both cases were being investigated.

Boycott will be lifted if leaders are released

UITENHAGE—The four-month consumer boycott of white-owned businesses here will be suspended from December 14 to 31, if detained community leaders and others held under the state of emergency are released, crowds at town-

ship rallies decided yesterday.

The first rally, at Jabavu Stadium in Kwanobuhle, attended by a crowd estimated at 15 000, was told that if the Government was not prepared to consider boycott organisers' short-term de-

mands, the boycott would continue indefinitely after December 31.

Mr Bonisile Hasi, spokesman for the consumer boycott committee, said a meeting between police and a delegation from community organisations was promised that people being held under the state of emergency regulations would be released, probably this week, if violence abated in the townships.

The meeting was also told the Uitenhage Chamber of Commerce had undertaken to liaise with police to reduce the police presence and withdraw Defence Force members from the townships.

The buy-African campaign, which was initially called for four weeks from July 1, was to prod white businesses into bringing pressure on the Government to meet the grievances of the black community.

It was reimposed in August in protest against the continued detention of community leaders and the heavy presence of police in the townships. — (Sapa)

Three held at funeral of Queenstown 11

can. trials 9/12/85 228 229 329

QUEENSTOWN. — Thousands of mourners, led by about 300 uniformed youths carrying carved wooden guns, at the weekend peacefully buried 11 victims of police action here.

More than 20 000 people gathered at the Mlungisi Stadium to hear funeral services for the 11, who died on November 17, allegedly as a result of police gunfire into a church. Police have denied the allegations.

Police set up roadblocks on approaches to the Mlungisi Stadium. Some cars were searched and police detained three people.

Community leader

The dead included an influential community leader, Mr Lizo Ngcana, 71, who was intimately involved in the Residents' Committee and the Queenstown Chamber of Commerce on the consumer boycott.

The ages of the other

ten victims range from 15 to 54 years.

Addressing the mourners, Mr Elijah Barayi, the leader of the new "super union", the Congress of South African Trade Union (Cosatu), warned that, blacks might refuse to pay taxes and rents if the government failed to meet popular demands.

Resign

He called on President P W Botha to resign, saying he had failed to steer the country clear of turmoil and said that the jailed ANC leader, Mr Nelson Mandela, was better qualified to lead South Africa.

He also reiterated pronouncements made at the Cosatu launch in Durban last weekend that passes would be burnt if the pass laws were not abolished within six months and that the new federation would engage itself actively in community issues.

'AK-47'

The five-hour ceremony ended with a huge procession to the cemetery, led for the three-km march by the 300-strong gang of youths, wearing black berets and khaki shirts and trousers.

Each also carried a wooden carved rifle with AK-47 written on the side.

The coffins were draped with the green, black and gold flags of the ANC and marchers heading for the cemetery carried ANC banners. One poster bore the name of the banned South African Communist Party.

Mrs Molly Blackburn, PFP Walmer MPC, said afterwards she tried to find out why the three were detained "but the reaction (from police) was absolutely zero".

Boycott

In pamphlets distributed at the funeral, the Queenstown Boycott Committee pledged itself to intensifying the boycott of white shops launched four months ago. Some 30 businesses have gone under as a result of the black "buy-away" campaign in support of six demands, which include better roads, better homes and proper social services in Mlungisi.

At the funeral the South African Cricket Board (SACB) issued a call to the public not to support the present tour by what it referred to as "greedy Australians". It said the R8 million the Australians would receive for the tour in South Africa could buy bread for each and every day for a year for 250 000 South Africans. — UPI and Sapa

AR645 9/12/85 (329)

Strict restrictions on detainees held under South African security laws

Political Editor LEON MARSHALL examines the severe and lengthy regulations governing people held in detention.

SEVERE restrictions are imposed on detainees held under South Africa's security laws. The lengthy list of do's and don'ts are prescribed by regulations gazetted on October 26 in terms of the Public Safety Act.

Only the Commissioner of Police may release information about detainees and a prison head has to inform the Commissioner of Prisons as far as practicable in writing of a detainee's admission to his prison.

Detainees must be searched on admission and afterwards, if necessary, and objects with which they can cause injury or use to escape must be removed.

They are allowed no visitors, except with the permission of the prison head on approval from the Commissioner of Police or his authorised deputy.

Legal representatives can only visit detainees with the permission of the Minister of Law and Order or of the Commissioner of Police, and only one visit is allowed under such permission.

Visiting hours are determined by the prison head. There may be no physical contact between a detainee and a visitor and they must talk within sight and hearing of a member of the Prisons Service.

They have to talk in one of the official languages. If a detainee is not proficient in these, a Prison Service or Police interpreter must be used. Otherwise approval of the interpreter is required from the Commissioner of Police.

The prison head must terminate the visit immediately if he believes any of the regulations or any other law has been contravened during the visit.

Except for approved visitors and authorised persons in the service of the State or any member of a Force, a detainee may not come into contact with anybody else or any other categories of prisoners.

Someone who visits a detainee in official capacity has to inform the prison head of the purpose of his visit

discuss any complaints or problems or to make representations to him.

A detainee may not communicate in writing with anybody outside the prison without the permission of the prison head acting on the approval of the Commissioner of Police.

Detainees may not receive or have in their possession any reading matter except the Bible or any other "Holy Book of religion" or selected magazines supplied through the prison head.

Studies

They cannot study or enroll for studies without the permission of the prison head and the approval of the Commissioner of Police.

Prison heads may not on behalf of detainees receive any articles, foodstuffs, potables, smoking requisites, bedding, radios, record players, tape recorders, musical instruments and television sets sent to them by any person, body or organisation

They may be allowed to listen to broadcasts from a centrally controlled radio or record player in a prison.

The prison head must ensure that detainees receive an hour's exercise every day in the open, weather permitting, but a detainee who does not wish to take exercise cannot be forced to do so. Where practicable and with due regard to security, they may be allowed intramural sport activities.

The hair and beards of detainees may not be shaven short, except at their written request or by order of medical officers appointed under the Prisons Act.

A "reasonable" supply of civilian clothing may be received and kept at the prison on detainees' behalf and made available to them. Civilian clothing has to be washed by detainees themselves in their place of detention.

Prison heads can receive what they regard as a "reasonable" amount of money paid in for a detainee, and through prison heads detainees may use such money to buy

requisites, toiletries and food which does not require further preparing.

Detainees who are medically fit have to clean their places of detention, including their own ablution facilities, but they may not perform any other labours.

Ministers of religion or religious workers appointed in terms of the Prisons Act must be allowed to minister to detainees, but the Commissioner of Police may deny "particular" ministers or religious workers access to them.

If a detainee belongs to a religion, denomination or faith for which no minister or religious worker has been appointed, one may be appointed subject to approval by the Commissioner of Police.

When admitted, detainees have to be examined by a medical officer appointed under the Prison Act. Thereafter the medical officer has to visit them regularly.

Medical or dental treatment prescribed by the medical officer has to be carried out promptly. Treatment by a doctor who is not a medical officer, or by a specialist, or in a place outside the place of detention, may be provided only on the recommendation of the medical officer.

Detainees face severe disciplinary action for a contravention of these rules or any of a lengthy list of additional stipulations.

These include that they may not wilfully furnish a false reply to any question or disobey a lawful command by a person employed at the prison, or ignore any rule or order, or be insolent or disrespectful towards such a person or any official visitor or any member of a Force during the execution of his duties.

They may not be idle, careless, negligent, refuse to clean their places of detention, including their ablution facilities, or swear or use slanderous, insulting, obscene, threatening or any other improper language or conduct themselves indecently by word or gesture.

They may not converse or in any manner make contact with other detainees or anybody else when and

whistle, make unnecessary noise, cause unnecessary trouble, be a nuisance, or without permission leave their allocated sleeping, eating and recreation places.

The list of prohibitions includes petty assaults and petty thefts, disfigurement or damage in any manner of any part of or any object in the prison or any other state property, possession of unauthorised articles in their sleeping places or attempts to obtain such articles.

They may not without permission receive from or give to "any person any article" or obtain possession thereof "in any other manner".

They may not cause discontent, agitation or insubordination among fellow detainees, participate in any conspiracy, lodge any false, frivolous or malicious complaints, make false or malicious accusations against anyone employed at the prison, a fellow detainee or anybody else.

Documents

They may not wilfully lose, destroy, alter, deface or give up an identification card, document or other article issued to them.

Detainees are not permitted to commit an act with the intention of endangering their lives or injuring their health, or otherwise conduct themselves to the prejudice of good order and discipline.

They may not instigate, incite, command or procure anyone employed at the prison or a fellow detainee or anybody else to commit any of the prohibited acts.

As in the case of ordinary prisoners, detainees may be tried by a Prisons officer or the district magistrate. But detainees require the permission of the Minister of Law and Order or the Commissioner of Police to have legal representation.

Sentences range from a reprimand, fines and duties to perform certain specified work for up to 14 days to corporal punishment of up to six strokes for males under 40 years and solitary confinement up to 30 days at a time with spare diet of up to 12 days and reduced diet of up to six

Psychologists hammer govt

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CAPE TOWN 15 9/12/85

By CHRIS ERASMUS

THE SA Institute of Clinical Psychology has criticized the country's discriminatory laws and cited the current unrest and state of emergency as causes of upheaval, leading to "a flood of psychiatric casualties".

The SAICP, which has more than 500 members and represents most of the country's registered clinical psychologists, said it deplored "the potentially harmful psychological effect of discriminatory laws and practices on the family life and mental health of the people of South Africa".

"The institute calls upon those responsible to bring about change in the interests of the people of South Africa. The SAICP deplores all forms of violence since violence escalates, rather than resolves, conflict."

Mr Terry Dowdall, director of the University of Cape Town's Child

Guidance Clinic and a member of the SAICP's national executive, said the statement was a significant departure for the institute, which had traditionally been seen to have a conservative attitude.

"With a unanimous voice, the professional body has rejected the apartheid laws which constitute a root cause of the current unrest."

He said that in various parts of the country psychologists and mental health workers were encountering widespread psychological stress and trauma due to the state of emergency and the violent disruption of community life.

"We at the Child Guidance Clinic have treated a number of detainees and their family members for the effects of detention. We therefore call upon the government to address itself to these problems as a matter of utmost urgency," he said.

Cape Times 9/12/85 329

Friends in detention

By **ROBIN HALLETT**
historian and writer on
world affairs who lives in
England



MORE than 6 000 people have been detained in South Africa in the course of the past year.

Assume that for every detainee there are 20 people — relatives, friends, colleagues, acquaintances — who feel a personal concern. That adds up to 120 000 people: not a very large figure in a country the size of South Africa and with a population, if the homelands are all included, now exceeding 30 million.

Easy for the great majority of South Africans not to feel personally involved in the whole issue of detentions.

That certainly has been my own experience until a few days ago I had a letter from a friend in Cape Town.

Released

My friend told me how a close friend of hers, a white woman social worker, had been taken away from her home at six o'clock in the morning and was now under detention in Pollsmoor.

The same letter included a press cutting which told of the arrest of a good friend of mine, though fortunately — as a scribbled PS on the envelope told me — he had been released after 10 days.

I have a number of friends in South Africa who have suffered detention or imprisonment for political reasons. But in every case this had been something that had happened to them before I knew them.

They are able to talk philosophically about their experiences. Listening to their reminiscences I admire them greatly for their fortitude, but what they endured now has a historical quality about it that leaves no room for the sharpness of distress.

That letter from Cape Town was different. My immediate response was a gut reaction of anger, of sheer outrage: how could "they" treat as criminals two people whom I knew to be exceptionally decent, thoughtful, considerate and public spirited — in the most exact sense of the word (though the definition is not one that "they" would approve of) profoundly patriotic South Africans?

But even as I was giving vent to my spleen, I thought I could hear the voice of authority saying, "Cool it, man, cool it. You are 6 000 miles away. What can you possibly know about what is happening at this moment in Cape Town? Our responsibility is to re-establish law and order. I presume that you realize that law and order are the essential foundations of any civilized society. In the interests of the general good we cannot afford to take any risks."

Or to put the argument rather more authentically by quoting the recent words of President P W Botha: "The government has an obligation to combat leftist radicalism" —

"leftist radicalism is one of the most intolerable phenomena in the world."

There is, as always in South Africa, a steely ring to the voice of authority — but also a certain smugness and sanctimoniousness. But that tone had its effect: anger gave way to anxiety.

Some months ago the Institute of Criminology at UCT published a survey on torture under detention; the survey concluded that "torture in both physical and psychological forms has been practised systematically on a widespread basis as part of the coercive treatment of security law detention in SA".

It distressed me to think of the psychological strains — being white they would, I suspect, escape physical abuse — my friends might find themselves exposed to the bullying tone of interrogators, their capacity to cause distress and humiliation.

And then I realized how appallingly deficient my imagination had been in the past, not thinking about all those unknown to me who suffered

detention. And how valiant and necessary has been the work of those who give up so much time to the service of organizations such as Amnesty International or the various detainee support committees in South Africa.

The expansion of detention without trial and of imprisonment for political reasons — locking up men and women not for what they have done but for what they have said or written — is one of the most dreadful features of the 20th century. Look through the pages of Amnesty International's annual reports: there are precious few countries with a clean bill in the field of human rights.

Proverb

"As we drove to Pollsmoor," my friend wrote briefly describing how she had taken a relative to visit her friend in detention, "in lovely sunshine with the mountain looking stunningly beautiful, it was just so hard to realize the volume of pain that is being suffered. But we must not be intimidated. Light a candle and think of us."

I think that my friend had in mind a Chinese proverb that I had quoted to her on another context: "It is better to light a candle than to curse the darkness."

But when it comes to lighting candles, surely the real luminaries are the detainees themselves — those men and women who have found themselves where they are because they have had the guts to stand up for what they regard as just and right. They have carried on the noblest of all traditions in human history and given honour to their country in so doing.

Detained *329* **no** **idea why'**

Staff Reporter

AFTER six weeks in detention, Ms Debora Patta still has no idea why she was detained.

She was detained on October 25 — the day before the declaration of the state of emergency — and released on Thursday. She works for the Student Union for Christian Action (Suca).

"I was never even questioned properly. I saw the security police four times in six weeks."

While in detention Ms Patta was admitted to the psychiatric ward at Groote Schuur for depression, "which was totally related to being in detention, although the hospital staff seemed intent on finding other reasons".

"A bizarre world and a bizarre experience, that is the only way to describe being detained, almost all of those inside have no idea why they are there, they are just rotting away," she said.

CAPC 77M 14/2/85

PE detectives fined R150 each for assault

PORT ELIZABETH. — Two detectives were yesterday fined R150 (or three months) each by a regional court here for assaulting 18-year-old Norman Kona in the Uitenhage police station on March 17.

Detective Constable Grey Simanga, of Langa, Uitenhage, and Detective Constable Alfred Lubengu, of Despatch, were charged with assault after Mrs Molly Blackburn, PFP MPC for Walmer, and a Black Sash delegation discovered Mr Kona handcuffed to a table leg in the police station.

Passing sentence, the magistrate, Mr C J R Naude, said that although Mr Kona was not badly hurt, policemen had to know they were not above the law.

The behaviour of Simanga and Lubengu could discredit the force in the eyes of the community and people could lose trust in the police, diminishing their role in maintaining law and order.

He said the court took into consideration the pressures under which the policemen had been working and that they were victims of threats. Mr G Huisamen, for the policemen, said earlier in mitigation that Simanga's house had been burnt down the night before the assault. — Sapa

Police seize

'ANC fabric'

SECURITY police raided a clothing factory in Athlone Industria just before midnight last night, detained five people and seized a large quantity of fabric — allegedly in the African National Congress colours of black, green and gold.

The security policemen, and a police video crew, led by Lieutenant Frans Mostert, were backed up by riot police and soldiers in two Caspirs and two patrol vans.

A police liaison officer for the Western Cape, Lieutenant Attie Laubscher, said early today that four women and a man were detained on the premises in terms of emergency regulations.

He said a large quantity of fabric in the colours of the ANC was seized during the action.

APC 11/12/85 329 Detainees: Latest names

PRETORIA. — A total of 177 people were arrested under the emergency regulations, during the past week, according to police.

Police said said that of the more than 6 000 people detained in the past four months only 949 were still being held.

Below appear the names of people detained in the greater Cape Town area:

- 1 Cecil Fabrick C/m Wynberg
- 2 Joseph Panthana B/m Wynberg
- 3 Valentino Carolissen C/m Wynberg
- 4 Rashied Bohardien C/m Wynberg
- 5 Avril Pletersen C/m Wynberg
- 6 Zolke McInel B/m Wynberg
- 7 Samuel Sabonda B/m Wynberg
- 8 Nelson Viljo B/m Wynberg
- 9 Gloria Seytisi B/f Wynberg
- 10 Virginia Apilo B/f Wynberg
- 11 Mogamat Abrahams C/m Wynberg
- 12 Achmat Walters C/m Wynberg
- 13 Sulaiman Sallie C/m Wynberg
- 14 Walend Muller C/m Wynberg
- 15 Ebrahim Ismail C/m Wynberg
- 16 Nasieg Jaggie C/m Wynberg
- 17 Abdussalam Ebrahim C/m Wynberg
- 18 Goven Lalla C/m Wynberg
- 19 Reginald Clarke C/m Wynberg
- 20 Ruben Kleinveldt C/m Wynberg
- 21 Mohammed Hassan C/m Wynberg
- 22 Dawn Rhoda C/f Wynberg
- 23 Irene Pretorius C/f Wynberg
- 24 Carol de Kock C/f Wynberg
- 25 Penelope Capito C/f Wynberg
- 26 Zulaiga Muller C/f Wynberg
- 27 Khatishe Ranetsi B/m Wynberg
- 28 Jerome Thomas C/m Wynberg
- 29 Patrick Roman C/m Wynberg
- 30 Shaun Barnard C/m Wynberg
- 31 Renald Olivier C/m Wynberg
- 32 Andrew Brown W/m Wynberg
- 33 Riaz Rawoof C/m Wynberg
- 34 Abdul Morlock C/m Wynberg
- 35 Cecil Theys C/m Wynberg
- 36 Brian Williams C/m Wynberg
- 37 Moesien Allie C/m Wynberg
- 38 Michael Bam C/m Wynberg
- 39 Ymcoos Ismsel C/m Wynberg
- 40 Yusuf Dally C/m Wynberg
- 41 Leon Trost C/m Wynberg
- 42 Salomng Shynder C/m Goodwood
- 43 Meedisi Moliwang B/m Wynberg
- 44 William Skatu B/m Wynberg
- 45 Mongesi Mashumi B/m Wynberg
- 46 Veronica Mouton C/f Wynberg
- 47 Elizabeth Cassana C/f Wynberg
- 48 David Lawn C/m Wynberg
- 49 Leslie Ragudo C/f Wynberg
- 50 Elizabeth Sapiro C/m Wynberg
- 51 Julian Carless C/m Wynberg
- 52 Lynette van der Vent C/f Belville
- 53 Rodney Thomas C/m Wynberg
- 54 Vincent Mthembu B/m Jhb
- 55 Benjamin Mthepu B/m Jhb
- 56 Piet Magale B/m Jhb
- 57 Siphas Mzoboko B/m Jhb
- 58 Solly Phiso B/m Jhb
- 59 Lazarus Kgogodi B/m Jhb
- 60 Zachaba Makwana B/m Jhb
- 61 Sydney Mnculwane B/m Jhb
- 62 Cecil Motolo B/m Jhb
- 63 Mckozid Mmumu B/m Jhb
- 64 Louis Chaste B/m Jhb
- 65 Bheki Momo B/m Jhb
- 66 Moses Ndou B/m Jhb
- 67 John Hoffman B/m Jhb
- 68 Jabulani Dlou B/m Jhb
- 69 Alfred Mkaloo B/m Jhb
- 70 Mkhokosi Dhlamini B/m Jhb
- 71 Isaac Ndou B/m Jhb
- 72 Sidney Khumalo B/m Jhb
- 73 Jeffry Tenga B/m Jhb
- 74 Jérémie Motshupo B/m Jhb
- 75 Walter Khumalo B/m Jhb
- 76 Colleen Muliens B/m Jhb
- 77 Lawrence Mbehe B/m Jhb
- 78 Terence Sodi B/m Jhb
- 79 Pieter Nieuw B/m Jhb
- 80 Petros Zwane B/m Jhb
- 81 Piet Rampal B/m Jhb
- 82 Ernest Monyemangene B/m Jhb
- 83 Martin Rathebe B/m Jhb
- 84 Dennis Sibya B/m Jhb
- 85 Lucky Ramaraki B/m Jhb
- 86 Joseph Masibulo B/m Jhb
- 87 Benedict Tsipa B/m Jhb
- 88 Bheki Msima B/m Jhb
- 89 Godfrey Malinga B/m Jhb
- 90 Michael Sebeko B/m Jhb
- 91 Pat Makhobela B/m Jhb
- 92 Charlton Ngwenya B/m Jhb
- 93 Walter Geden B/m Jhb
- 94 Milton Maphondo B/m Jhb
- 95 Enock Nsoeni B/m Jhb
- 96 Ignituous Ndaba B/m Jhb
- 97 Arclif Solute B/m Jhb
- 98 Derrick Mazibodo B/m Jhb
- 99 Peter Mthabela B/m Jhb
- 100 Emanuel Nglobo B/m Jhb
- 101 Pheneas Maund B/m Jhb
- 102 Mathews Hlongwane B/m Jhb
- 103 Ezekiel Mekozi B/m Jhb
- 104 Aubrey Dine B/m Jhb
- 105 Victor Dlamini B/m Jhb
- 106 Patric Matsela B/m Jhb
- 107 Joseph Vumazonke B/m Jhb
- 108 Sipho Mlangeni B/m Jhb
- 109 Rufos Sono B/m Jhb
- 110 Sello Molele B/m Jhb
- 111 Agrippa Nchodu B/m Jhb
- 113 Lomas Makhake B/m Jhb
- 114 William Mkhazana B/m Jhb
- 115 Moses Masekane B/m Jhb
- 116 Mkhosonke Madiba B/m Jhb
- 117 Kenneth Mhlongo B/m Jhb
- 118 Alfred Ramatla B/m Jhb
- 119 Jeffrey Ramathibe B/m Jhb
- 120 Jacob Makhene B/m Jhb
- 121 Thomas Mafueth B/m Jhb
- 122 Theobry Nkedi B/m Jhb
- 123 Joseph Mottadi B/m Jhb
- 124 David Thejane B/m Jhb
- 125 Vinki Motaung B/m Jhb
- 126 Zacharia Kassen B/m Jhb
- 127 Elias Mogabi B/m Jhb
- 128 Andrew Pule B/m Jhb
- 129 Nelson Masibeko B/m Jhb
- 130 Edward Makhoba B/m Jhb
- 131 David Zuka B/m Jhb
- 132 Bongane Sithole B/m Jhb
- 133 Lawrence Mgadi B/m Jhb
- 134 Jabulani Ntuli B/m Jhb
- 135 Calphus Ndlovu B/m Jhb
- 136 Sibiselo Vilakazi B/m Jhb
- 137 Jerry Mabungu B/m Jhb
- 138 Sydney Ntshala B/m Jhb
- 139 Peter Mososeu B/m Jhb
- 140 Pessy Mos B/m Jhb
- 141 James Hache B/m Jhb
- 142 Ignatius Sledi B/m Jhb
- 143 Bob Dlamini B/m Jhb
- 144 Jerome Sigidi B/m Jhb
- 145 Neel Mhlonakulu B/m Jhb
- 146 Shadrack Nyewe B/m Jhb
- 147 John Lelabe B/m Jhb
- 148 Aaron Vilakazi B/m Jhb
- 149 Fansen Mbele B/m Jhb
- 150 Shadrack Mafethwa B/m Jhb
- 151 Patience Maphanga B/f Benoni
- 152 Magdalene Mokone B/f Benoni
- 153 Elia Mkhale B/m Benoni
- 154 Richard Mabuzo B/m Benoni
- 155 Vincent Shabangu B/m Benoni
- 156 Jeremia Sithole B/m Benoni
- 157 Flint Molefe B/m Benoni
- 158 Happy Ntshole B/m Benoni
- 159 Solomon Nkumalo B/m Benoni
- 160 Herman Mabaso B/m Benoni
- 161 Hendrik Seboko B/m Benoni
- 162 Joseph Mogaale B/m Benoni
- 163 William Mtembeke B/m Benoni
- 164 Siliso Lubhede B/m Benoni
- 165 Priscilla Makanya B/f Benoni
- 166 Khumalo Mkhanta B/m Benoni
- 167 Ronald Mabaso B/m Benoni
- 168 Engeline Ntontela B/f Benoni
- 169 Florence Gumede B/f Benoni
- 170 Oscar Mphahlela B/m Benoni
- 171 Lillian Mbele B/f Benoni
- 172 Jacolite Mokoena B/f Benoni
- 173 Alansia Makanya B/f Benoni
- 174 Julia Ditshele B/f Uitenhage
- 175 Freeman Mapepe B/m Mortimer (E Cape)
- 176 Msimkhulu Mteko B/m Mortimer
- 177 Loliwa Tudu B/f Mortimer

~~Can Times 11/12/68~~
7 in court

after vigil

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Court Reporter

SEVEN people detained after allegedly participating in a candlelight vigil at the Luxurama cinema last Wednesday in protest against detentions, this week appeared in Wynberg Magistrate's Court.

They were not asked to plead and no charges were put. The charge sheet indicates they may be charged with attending an illegal gathering. Six of the people have been in detention since last Wednesday.

The hearing was adjourned to January 9 and the seven were warned to appear.

The seven are Miss Patricia Fiederman, 32, of Observatory, who was released last Friday, Mr James Baggett, 41, of Mowbray, Mrs Abdiah Grimwood, 55, of Steenberg, Mrs Gayatunisa Swart, 48, of Fairways, Mrs Joan Leukes, 43, of Montana, Mr Faruk Maasdorp, 32, of Wynberg, and Mr Ralph Sasman, 43, of Lansdowne.

Mr S L van der Walt was the magistrate. Mr W J Downer appeared for the State. Ms A Durbach and Mr Y Ebrahim appeared for the seven people.

Cape Times 11/2/81

Candle

protests

'a tactic

Staff Reporter

THE candlelight protests held in large areas of the Peninsula on Wednesday nights were not innocent, but "deliberate tactics aimed at stirring people's emotions, which leads them to violent acts", the Divisional Commissioner of Police for the Western Cape, Brigadier Chris Swart, said yesterday.

In a press statement, Brigadier Swart said that on the past few Wednesday nights "certain organizations" had held "so-called" candlelight protests in different "coloured" townships in the Peninsula.

"The image that is presented is that the innocent lighting of candles serves as a gesture of sympathy with detainees being held under the emergency regulations," the statement said.

"In truth, it is a planned tactic aimed at stirring the emotions of members of the public which in turn leads to violence."

Large numbers of people were enticed to form illegal gatherings.

"The South African Police are compelled to act against illegal gatherings," he added.

Restricted UDF man on two-day protest fast

ARL 12/12/85 Staff Reporter

THE restricted United Democratic Front executive member, Mr Trevor Manuel, has started a two-day fast in solidarity with detainees and to protest against the state of emergency.

According to people taking part in a relay fast at the Methodist Church in Buitenkant Street, Mr Manuel, who is restricted in terms of the Internal Security Act, began fasting yesterday morning.

A fellow faster, Ms Shereen Daniels, said Mr Manuel left the church last night to comply with an order restricting him to his home between 7pm and 6am daily.

"But he will fast during the night and be back tomorrow," she said.

Man's detention 'destroys' family

Staff Reporter

THE sister of a detainee said that she and her family were being "destroyed" because her brother was being held "for no reason at all".

Speaking in the Buitenkant Street Methodist Church on Tuesday night, Ms Shereen Daniels, 19, said her brother, Selwyn, 26, a teacher, had been detained on November 1. "Since then, my father, mother and grandmother have been seriously ill.

"Selwyn's baby, who is five months old, has also been sick, and the police have not replied to any of our requests that my brother be freed to see his child" she said.

"Just after Selwyn was detained, my grandmother asked when he was coming back. We couldn't tell her. She became very faint and was admitted to hospital. They said she was in shock.

"Then she had a stroke. The doctor has told us it was from worry. He doesn't know when she might be well,

but said she might start talking again.

"My father is asthmatic. He's been under great pressure since Selwyn's detention and has been having many asthma attacks. He's also been getting pains in the chest.

"My mother's been very nervous. She's on the verge of a breakdown. She's hardly been eating, is always miserable and doesn't talk.

"I have to be strong for the whole family. I try not to cry in front of them, but sometimes it's very difficult to control myself. I'm now on a week-long hunger strike, in sympathy with detainees, and I'm feeling quite weak."

Mr Lawrence Hoepner, a former detainee and a spokesman for Friends and Family of Detainees (Fafod), said "there are families like this all across the Cape Flats.

"People must realize that there are people in terrible distress out there and that we cannot become blasé about detainees".

RELEASED

More Xmas activities cancelled

SEVERAL detainees, including prominent Cape Town advocate Mr Dullah Omar, were released from detention yesterday.

Mr Omar was one of the applicants in an urgent application to the Cape Town Supreme Court last week for their release.

According to Mr Essa Moosa, Mr Omar's attorney, he was issued with a banning order on his release from Victor Verster Prison near Paarl.

Then a

banning

order

Mr Omar was detained just before the state of emergency was declared in the Western Cape on October 25.

Others reported re-

leased yesterday are the

When asked to comment on Mr Omar's reported banning order, a spokesman for the Police Public Relations Directorate said he could not confirm the orders.

"If they are banned purely, Ms Rochelle Kennedy, Ms Selma Mannel and Mr Andrew Brown.

Some, including Mr Kraatz, a Lutheran pastor, Mr Sidna, a prominent civic association member in Gugulethu, Mr Qumbella of the United Democratic Front in Gugulethu and Ms Shapiro of the Claremont United Demo-

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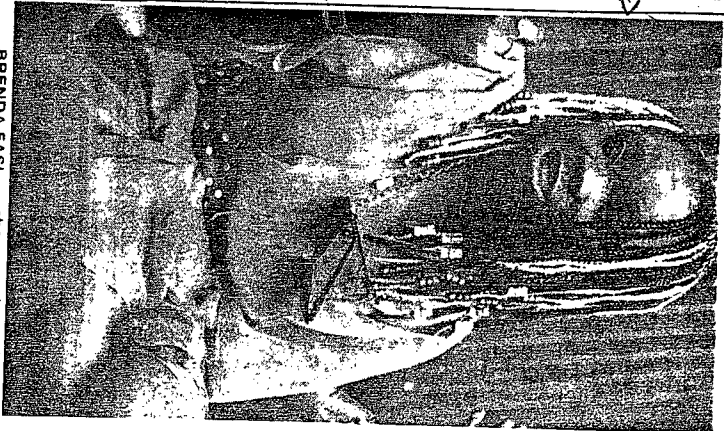
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S.11/2



BRENDA FASI... shows postponed.

MORE social and cultural activities scheduled to take place this month have been postponed in response to the "Black Christmas" call.

Popular artist Brenda Fasi has also cancelled her eight-day road show which was to have kicked off in Natal on Wednesday this week.

The organisers of the Lion Lager Roadshow announced yesterday that the shows scheduled for Maritzburg on December 21 and Durban on December 26 have also been postponed. They hoped to stage the shows early in January.

The Consumer Boycott Committee has called on residents to cancel certain social events planned for the festive season in solidarity with the "Black Christmas" call.

A joint statement from Brenda and The Big Dudes and The Lumumba Band, which has also cancelled its shows, said with

shows, said with

de Times, Friday, December 13, 1985 9

Harsh reality of detention

Staff Reporter

SOME 1200 people have been detained in the Western Cape since the emergency regulations came into force here on October 26. Other have been held under sections 29 and 50 of the Internal Security Act.

Many are well-known, others are to most people just names on an ever-lengthening list.

Friends and Families of Detainees (Fafod), one of the many organizations concerned about the plight of those held without trial, has supplied the following information. It is published to help the public understand what detention means to those involved, including their families.

Shirley Gunn, 30, is an organizer for the Clothing Workers Union (Clowu).

She was detained on August 23 under Section 29 of the Internal Security Act. Since then she has been in solitary confinement.

Her widowed mother has been allowed three visits of 30 minutes each. Mrs Gunn says she feels very alone since her daughter's detention, but the worst is not knowing how Shirley is because she has so little contact. At the last visit Shirley seemed "strong and very well".

Loneliness, fear

Mrs Gunn says she finds it difficult to deal with the fear, loneliness and worrying about her daughter. She keeps herself busy during the day, but at night she sleeps badly.

Shirley's detention has also affected her mother's politics. Her mother, who remembers Shirley once saying they had nothing to talk about, now understands her daughter's convictions.

Edwin Arrison, 21, an Anglican Church youth worker, was picked up the day before the emergency regulations came into force. His mother told Fafod:

"I did not expect them but, when I heard the knocking, it immediately

struck me: This is for Edwin."

Mrs Arrison was subsequently told that Edwin had been taken to Victor Verster Prison.

Hardened criminals

"That really shocked me. I had heard of Victor Verster, that place where they take all those hardened criminals."

She was allowed to visit him, and felt better when she found him in good spirits. But, after subsequent visits, she felt detention had affected her son.

"There was a look in his eyes that was never there before. He could not look at me and could not keep his eyes still. When he looked at me, his eyes were wild and had a sort of fearful look."

The effects on his household are considerable and the loss of a family member sorely felt.

Edgar Pieterse, 17, was head prefect at Belhar and a member of the school Students' Representative Council.

5.30am

His brother, Gavin, said Edgar was detained at 5.30am on October 25 and subsequently held under the emergency regulations. His family found out only the following day where he was being held, and managed to get a doctor to him.

His family were initially allowed visits, but these were stopped after the hunger strike at Victor Verster Prison. During their last visit they believed he had lost six kilograms and was under mental strain.

The family's initial reaction to Edgar's detention was one of fear. They found it hard to deal with because Edgar was the "baby" of the family.

His mother has been in a slow decline since his detention, has been taking off from work and is receiving treatment. As his father died two years ago, Gavin is having to act as sole supporter of the family.

CME Times 329
13/12/85

Report on torture attacked

Chief Reporter

THE Minister of Law and Order, Mr Louis le Grange, has through the Afrikaans press attacked a recent University of Cape Town report that 83 percent of former detainees interviewed in a 2½-year study claimed they had been assaulted while in detention.

The Burger, in its front-page lead story yesterday said the document, "A Study of Detention and Torture in South Africa: Preliminary Report", had given rise to "seriously-increased tension" between the government and UCT.

'Bias'

The report in question, released on September 11 by UCT's Institute of Criminology, concluded that "torture in both physical and psychological forms has been practised systematically on a widespread basis as part of the coercive treatment of security-law detention in South Africa".

The Burger, which yesterday also carried several other reports on the subject on an inside page, quoted Mr Le Grange as saying "the torture report of Foster and Sandler" (Dr Don Foster and Ms Diane Sandler) was clearly an attempt to place the government, the police and the security laws under suspicion, and it reflected "subjectivity and bias" on the part of the authors.

Statistics

He added that any objective reader of the "torture" report would conclude, through the expressions and theses used by the authors, that here was a work not of pure scientific research but one that had been politically motivated.

Mr Le Grange was not available for direct comment yesterday. A spokesman in his office in Pretoria said the minister was away on leave and that his liaison officer, Colonel Leon Mellet, who had conveyed the minister's comments on the "torture" report to the Burger, was also on leave.

The Burger published yesterday what it referred to as "interesting" statistics released by Mr Le Grange on detainees' allegations of torture and on inspection visits to detainees.

The newspaper quoted the minister as saying there was "a big difference" between the information published by the authors of the UCT report and the information contained in the official statistical report released by him.

● The Principal and Vice-Chancellor of UCT, Dr Stuart Saunders, said yesterday in reaction to the Burger reports that he was not aware of any tension between the government and UCT, as alleged by that newspaper.

'Think'

"The only criticisms of the report that I am aware of appeared in the correspondence columns of Die Burger, and I find it strange that they come from such far-apart places in South Africa, some months after the preliminary report was published.

"It makes one think.

"Of course, not all the letters were critical. Far from there being tension arising out of this report, I would think that all responsible South Africans would welcome the fact that it draws attention to the effect of what may happen when people are detained without trial."

CAPE TIMES 13/12/85

Ban on freed City advocate

Staff Reporter

TWELVE people — including a leading City advocate and a priest — were released from detention yesterday under the emergency regulations.

Advocate Mr Abdullah

Mr Steve Louw, Mr Leslie Andrew, Ms Yvonne Shapiro, Ms Rochelle Kennedy, Ms Selina Manuel and Mr Andrew Brown.

Two Section 29 detainees, Mr Moegsien Williams and Mr David

As a public service, the Cape Times today publishes a list of the 1 230 people whom police have confirmed have been detained in the Western Cape under the emergency regulations. The list appears on page 18.

Omar and Pastor Gottfried-Kraatz were both served with banning orders which are effective until the end of the state of emergency.

In terms of the banning orders they are restricted to the Wynberg magisterial district and prohibited from participating or assisting in the preparation, compilation or dissemination of any publication.

They may also not participate in United Democratic Front activities or attend any gathering where the government is criticized and at which any local authority is attacked or criticized. They may also not enter any school or educational institution.

The others who were released were: Mr Mountain Qumbela, Mr Wilson Sedina, Mr Brian Engel, Mr William Engelbrecht,

Pypers, were released on Wednesday.

Mr Omar, detained before the emergency was declared in Cape Town on October 25, said it was a relief to be back with his family.

"As far as I'm concerned all detainees must be released. It's appalling to know there are still children under the age of 16 being held in Victor Verster Prison. I saw Ridwaan Kariem yesterday and there are still others."

Mr Omar said the restrictions placed on him would in effect prohibit him from continuing his legal practice — he has chambers in the Cape Town magisterial district.

"This reflects on the bankruptcy of this regime and its inhumanity. It has reached the end of its legitimacy."

19/12/84 13:41 524

Police confirm detentions

Staff Reporter

A SPOKESMAN for the police public relations division in Pretoria yesterday confirmed that three people had been detained by police during a candlelight vigil near the SABC building on Beach Road, Sea Point, on Wednesday night.

The spokesman con-

firmed that an Argus reporter, Mr Vernon Matzopoulos, a member of the Defence Force, Mr Guy Tillem, and a Mr Mehhoob Kamaloodien had been detained under the emergency regulations.

He said the men were part of a group of about 150 people who refused to disperse when asked

Govt to pay costs of order

on police

The Government has agreed to pay the costs of a court application to restrain the police from assaulting a detainee.

The Supreme Court, Cape Town, heard yesterday that Miss June Esau (33) of Observatory, a Clothing Workers' Union organiser, was released on November 27 after being arrested on October 25 under the emergency regulations.

On November 20 a temporary interdict was granted ordering the police to refrain from assaulting Miss Esau or interrogating her in any manner other than that prescribed by law.

The respondents were the Minister of Law and Order, the Commissioner of Police and the officer commanding Pollsmoor Prison.

Mr S Desai, for the applicant, said an agreement had been reached between the parties that the rule would be discharged. The respondents had agreed to pay costs of both parties, including the cost of counsel up to and including the November 20 hearing. — Sapa.

Court told of interrogation

Policeman unable (329) Stan 13/12/85 to explain injuries of activist who died

By Andrew Beattie

ODENDAALSRUS — A policeman who interrogated a 17-year-old activist just before he died could not explain how he had incurred injuries said to be consistent with sjambok marks.

Mr Philip Siphon Mutsi, a branch organiser of the Congress of South African Students, was interrogated at the Odendaalsrus police station by, among others, Warrant Officer Maxwell Sithole and Detective Constable Magwesa Moya.

He died on May 5 in the Pelonomi Hospital, Bloemfontein.

An inquest presided over by the Chief Magistrate of Welkom, Mr J P Seaman, heard yesterday that Mr Mutsi had been arrested on May 4.

He was wanted in connection with petrol bombings and because police believed he was leading the unrest.

Under cross-examination, Warrant Officer Sithole said his house had a petrol bomb thrown at it on May 1. It did not explode.

He said that during the interrogation Mr Mutsi sat handcuffed on a chair in front of an iron table. He gave the police all the information they required.

At one stage Mr Mutsi half rose out of his chair and fell forward, hitting his chin on the iron table, Warrant Officer Sithole said.

He was helped back into the chair and the interrogation continued.

Detective Constable Moya said Mr Mutsi bled from his chin as if he had been cut with a knife. None of the interrogators asked him if he was all right and he did not speak again, Constable Moya said.

Warrant Officer Sithole said at about 4 pm Mr Mutsi "suddenly stuck his legs stiffly out in front of him and fell backwards and struck his head on the cement floor".

He said he had seen this type of thing happen before when people had epileptic fits and it seemed Mr Mutsi was having such an attack. After trying unsuccessfully to revive him, they called the station commander and sent Mr Mutsi to hospital.

There was a delay before they sought medical assistance because Warrant Officer Sithole was of the opinion that most people who suffered such attacks "come right by themselves".

Under cross-examination by Mr A Mendelow, QC, who appeared for Mr Mutsi's family, Warrant Officer Sithole admitted there was nothing wrong with Mr Mutsi when he was brought to the police offices and any injuries he had at the time of his death must have been incurred during the interrogation.

Mr Mendelow asked Constable Moya to explain how Mr Mutsi incurred injuries all over his arms, legs and body, which he said were consistent with sjambok marks.

Constable Moya said he did not even have a theory on how this could have occurred.

At one stage Constable Moya told Mr Mendelow that his questions were insulting and that he refused to answer further questions satisfactorily.

The hearing continues.

The senior public prosecutor from Bloemfontein, Mr A Theron, is presenting evidence. Mr SA Visser is appearing for the police. Mr Jeff Kraut is appearing with Mr Mendelow, who is instructed by Mrs Priscilla Jana.

DETENTION OF TEACHERS AND PUPILS

WE DEMAND THE IMMEDIATE AND UNCONDITIONAL RELEASE OF ALL DETAINEES

TO DATE A TOTAL OF ABOUT 70 TEACHERS HAVE BEEN DETAINED
THE FOLLOWING ARE BELIEVED STILL TO BE IN DETENTION

JEAN PEASE — Crestway SSS
LYN GARWEN — Crestway SSS
DAVID APRIL — Heathfield SSS
EMANUEL CONSTABLE — Southern Suburbs
ABE FORTUIN — Kasselsvlei SSS
MIKE BENJAMIN — Belhar SSS
I RAGADU — Symphony SSS
MICHAEL FRASER — Belhar SSS
DAN LOUV — Manenberg SSS
SELWYN DANIELS — Manenberg SSS
GORDON EDWARDS — Westridge, MP
YUSUF MOHAMED — Westridge, MP
EBRAHIM RASOOL — Spine Road, MP
JACK JAGGERS — Portlands, MP
DERRICK NAIDOO — Harold Cressy SSS
MARCUS SOLOMONS — Sachse
MIKE DEEB — Groenivlei SSS
CECELIA Mc CRAE — John Ramsay SSS
YAGYAT SANANHL — Bishop Lavis SSS
MOSES ARENDSE — Bishop Lavis SSS
ANWA SHEIK — New Orleans, Paarl
JOHN LUCAS — Worcester
ANNE MURRAY — Worcester
CHRIS VISAGIE — Worcester

A further 9 teachers are believed to be in detention but this has not been confirmed by the Police. As far as the public are concerned they are missing. They are from the following schools: Scottsdale, Silverstream, Westridge, Elswood, Marlon, John Ramsay Senior Secondary Schools.

Further victimisation of teachers: To date 25 teachers have been suspended without pay and 20 arbitrarily transferred. Many of our most dedicated teachers cannot be re-employed without the special permission of Carter Ebrahim. Without the release of detained teachers and pupils, the reinstatement of dismissed and suspended teachers there can be little hope of a return to school.

All who are concerned with the future of our children must protest against the continued detentions of teachers and pupils.

Issued by WECTU, PO Box 3608, Wynberg

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Ethiopian removals: Oxfam protests

LONDON — The British charity Oxfam has today expressed its shock and disapproval at the Ethiopian government over its resettlement policy in famine areas.

"We have protested to the Ethiopian government," said the United Nations and the British government of our anxieties, said an Oxfam spokesman, Mr Faddy Coulter.

His statement followed the expulsion from Ethiopia last month of a French charity organization, Medecins sans Frontieres, after it complained about what it alleged to be the use of violence to force people to migrate from their homes in the famine-stricken north regions to more fertile areas in the west.

One Oxfam relief worker in Ethiopia told the London Observer newspaper that she had seen villagers being forced to move from Wollo province to south-west Ethiopia.

Miss Carol Anthony said the authorities had deliberately denied aid to villagers to force them to move. There have been reports of allegations that Ethiopian Marxists are using resettlement to empty regions sympathetic to anti-government guerrilla movements.

Ethiopia has strongly denied using force to resettle people against their will. — Sapa-Reuter

Issue of sjamboks queried at inquest

By Andrew Beattie

ODENDAALSRUS — A policeman's claim that sjamboks were used only during violent unrest was challenged yesterday at an inquest into the death in detention of Congress of South African Students activist Mr Philip Siphon Mutsi.

The hearing was postponed to January 20 after evidence of some of the policemen who interrogated Mr Mutsi had been presented.

Mr Mutsi (17) was detained on May 4 in Odendaalsrus and died the next day at Pelanomi Hospital in Bloemfontein.

Mr A Mendelow, QC, for Mr Mutsi's family, said that none of the police who had given evidence thus far could explain how the detainee incurred injuries on his arms, legs and body which were consistent with sjambok marks.

Detective Constable Magwesa Moya, he said, had been "especially sensitive" in answering questions about the use of sjamboks by police and had denied in his testimony that police ever used sjamboks

other than in situations of unrest.

Three policemen involved in the interrogation of Mr Mutsi — Warrant Officer Maxwell Sithole, Detective Constable Samuel Morake Mashabi and Constable Moya — said that the detainee lost consciousness after suffering an epileptic attack and denied that he had been assaulted.

As Mr Mendelow was cross-examining Constable Moya about his repeated denials that police ever carried sjamboks other than during unrest, a policeman who had a sjambok in his hand started to walk out of the courtroom.

Constable Moya continued to deny that police were issued with sjamboks for purposes other than the quelling of unrest, but admitted that he had not seen any unrest in the vicinity of the courtroom.

Earlier, when Constable Moya said: "For the first time in my five years in the police force my memory has failed me," Mr Mendelow told him that his evidence was "an insult to himself and the whole police force".

329 CAMP TIMES 14/12/85

4 held in swoop on Khayelitsha

Staff Reporter

POLICE arrested four people during what was described as a "crime prevention operation" by nearly 1 000 police and army troops in Section C, Khayelitsha, yesterday morning.

During the operation — the sixth in 16 days — the security forces made a house-to-house search in which 24 people were detained for questioning.

A police liaison officer for the Western Province, Lieutenant Attie Laubscher, said 20 of the detained people had been released and four — three men and one woman — had been arrested on charges of possession of dagga and of stolen property. He confirmed that a number of allegedly stolen televi-

sion sets and cars had been confiscated.

Troops cordoned off sections of the area at 10am and manned roadblocks on access roads as far away as Lansdowne Road near Guguletu and Crossroads.

'Duty'

The groups of police searchers were accompanied by members of the South African Defence Force, who handed out pamphlets to the adult residents and lollipops and bright yellow stickers with the inscription "Make a soldier your friend" to the children.

The pamphlets said: "We know that for some time now you have lived in fear. You worry about the safety of your children and your families.

There are people who live amongst you who cause you fear by threatening and hurting you and your families and destroying your property.

"We the police and the Defence Force, have a duty — a responsibility — to you peace-loving people. It is our duty to protect you and that is why we came today to remove the cause of your fear. Please co-operate with us by staying inside your houses. You peace-loving people have no reason to be afraid. We are only here to fetch those who disturb your peace. Stay inside your houses."

Many of the women smiled and openly greeted the search parties while their children grouped around the soldiers handing out the lollipops.

During the operation, which was completed by 12.30pm, a Defence Force Bosbok spotter aircraft and helicopter and a police helicopter were seen circling the area.

C A Swart

The operation was led by the Divisional Commissioner of Police for the Western Province, Brigadier C A Swart, who was assisted by the Divisional Deputy Commissioner of Police for the Western Province, Brigadier A J van Dyk.

Lieutenant Laubscher said several incidents of stone-throwing and arson had taken place in the area of the operation over the past few months.

On completion of the operation, Brigadier Swart thanked the residents for the co-operation which they had given the security forces.

BLUE ROUTE SHOPPING CENTRE
TOKAI RD. TOKAI
TEL 75-1154

'Xmas shopping hours:

Pritchard,

Seven boys held in Verster prison

By TONY WEAVER

IT HAS been confirmed that two more 16-year-olds are being held in terms of emergency regulations at Victor Verster Prison despite an earlier statement by the Minister of Law and Order, Mr Louis Le Grange, that only five children were detained.

A controversy arose last week when Mr Le Grange denied that any children aged 16 and under were in detention under emergency regulations in the Western Cape on November 30.

Mr Le Grange's denial followed an advertisement taken out on that date by Mr Anwar Ismail in the Cape Times, appealing for the release of all children in detention. Later Mr Le Grange said only five children were in detention and he thought the advertisement referred to the Western Cape and not the Boland.

The children in detention are: Ridwaan Kariem, 14, Hans Harmse, 15, Paulus Romnewana, 15, and N and M Mancini, aged around 14.

It was established yesterday that Mathew Andrews and Edwin Wilson, both 16, were detained on October 30 and are in Victor Verster.

The Cape Times telephoned police in Pretoria on Thursday night after Mrs Evelyn Andrews said the family had never seen Mathew's name in the newspapers, although he was taken from their Bonteheuwel home on October 30. She said: "I am out of my mind I am so worried."

A telex was received from Pretoria yesterday confirming he was being held but "we had him recorded under a different name".

The lawyer acting for both Mathew and Edwin said they appeared in court on a Riotous Assemblies charge, but that charges had been withdrawn. They have since been held under emergency regulations.

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**Esau restraining
order falls away**

Supreme Court Reporter

A TEMPORARY order restraining police from assaulting a Clothing Workers Union (Clowu) organizer while she was in detention fell away in the Supreme Court on Thursday.

The order was granted after an application by Mr Jacob Esau on November 20 on behalf of his sister, Ms June Esau of Clowu, who was detained under the emergency regulations. She was released on November 27.

Mr S Desai told the court both sides agreed that the rule should be discharged. He said the respondents, the Minister of Law and Order, the Commissioner of Police and the Officer Commanding Pollsmoor Prison, had agreed to pay Mr Esau's costs up to November 20, including the costs of two counsel.

Mr Justice A J Lategan presided. Mr Desai and Mr L Rose-Innes, instructed by Mr B Waglay of E-Moosa and Associates, appeared for Mr Esau. Mr J A le Roux, instructed by the State Attorney, appeared for the minister and the commissioner.

138 detainees 'claim assault'

Chief Reporter

OFFICIAL statistics released by the Minister of Law and Order, Mr Louis le Grange, to the Afrikaans press this week show that of 1 007 people detained under the Internal Security Act be-

tween June 1982 and October this year, 138 or 13.7 percent claimed they were assaulted while in detention.

In most cases, according to a statistical table published by the Burger, the attorneys-general to whom the allegations

were referred declined to pursue the charges.

The figures were released by the minister in support of what the Burger termed a "blistering attack" by Mr Le Grange on the report "A Study of Detention and Torture in South Africa: Preliminary Report" published in September by the Institute of Criminology of the University of Cape Town.

Mr Le Grange was quoted as saying there was "a big difference" between the information published in the UCT report and the official statistics released by him.

The UCT report said 83 percent of former detainees interviewed in a 2½-year study claimed they had been assaulted while in detention. The report concluded that "torture in both physical and psychological forms has been practised systematically on a widespread basis as part of the coercive treatment of security-law detention in South Africa".

Discharged

1982 (2/7 to 31/12): Of 83 detainees, 17 (20.5%) alleged assault. In 16 cases the AG declined to pursue the charges, and in the other case the SAP members concerned were found not guilty and discharged.

1983 (1/1 to 31/12): Of 149 detainees, 22 (14.8%) alleged assault. In all 22 cases, the AGs declined to pursue the charges.

1984 (1/1 to 31/12): Of 426 detainees, 50 (11.7%) alleged assault. In 41 cases the AGs declined to pursue the charges, one case is pending and in eight cases the AGs have not yet taken a decision.

1985 (1/1 to 31/10): Of 349 detainees, 49 (14%) alleged assault. In 20 cases the AGs declined to pursue the charges and in 29 cases a decision has not yet been taken.

105 detained in past week

PRETORIA. — Altogether 105 people have been detained in the past week under the emergency regulations, according to a list of detainees issued here.

At least 6 843 people have been held under the regulations since the state of emergency was introduced on July 21, although a police report said only 712 people were still being detained.

The names of the latest detainees are:

- 1 Monsen Podwona Bm Athlone
- 2 George Gadla Bm Athlone
- 3 Buntla Johnson Cf Bellville
- 4 Patrick Arendse Bm Bellville
- 5 Padricia van Voore Cf Bellville
- 6 Ndumiso Ngxashe Bm Wynberg
- 7 Fahim Kahn Cm Wynberg
- 8 Ndzuu Ntsumu Cm Wynberg
- 9 Clive Jonas Cm Bellville
- 10 Ralph Sasman Cm Wynberg
- 11 James Buggell Wm Wynberg
- 12 Patricia Pedlerman Wf Wynberg
- 13 Sayatunisa Swart Cf Wynberg
- 14 John Loukes Cm Wynberg
- 15 Leon Convey Cm Wynberg
- 16 Faruk Maadorp Cm Wynberg
- 17 Abdulhah Greenwood Cf Wynberg
- 18 Mark Lackay Cm Wynberg
- 19 Abubakar Schloch Cm Wynberg
- 20 Neameen Kahn Cf Wynberg
- 21 Allister Nelson Cm Wynberg
- 22 Roberto Simons Wm Wynberg
- 23 Soraya Khan Cf Wynberg
- 24 Carem Rutter Wf Wynberg
- 25 Hane Rossouw Wf Wynberg
- 26 Jacobu Esau Cm Wynberg
- 27 Shamila Isaacs Cf Wynberg
- 28 Allen Johnson Cm Wynberg
- 29 Harold Lemmetyinen Cm Wynberg
- 30 Rashied Matthews Cm Wynberg
- 31 Kevin Daniels Cm Wynberg
- 32 Nigel Laurens Cm Wynberg
- 33 Frank Williams Cm Wynberg
- 34 Dotavan Pieterse Cm Wynberg
- 35-Frank Gregory Cm Wynberg
- 36 Quintlin Young Cm Wynberg
- 37 Neville Solomons Cm Wynberg
- 38 Andrew Vergaunon Cm Bellville
- 39 Peter Abrahams Cm Wynberg
- 40 Mark Manus Cm Athlone
- 41 Tyrone Ulenika Cm Athlone
- 42 Phillip Manuel Cm Athlone
- 43 Anton Frans Cm Athlone
- 44 William Weyle Cm Wynberg
- 45 Derrick Nobuswana Bm Wynberg
- 46 Fungile Basola Bm Wynberg
- 47 Christopher Masina Bm Wynberg
- 48 Albert Milana Bm Wynberg
- 49 Archie Boel Bm Wynberg
- 50 Joseph Marks Cm Wynberg
- 51 Robert Watson Wm Wynberg
- 52 Kathy Binyamin Wf Wynberg
- 53 James Kibby Wm Wynberg
- 54 Steven Schmidt Wm Wynberg
- 55 Sheila Magent Bf Wynberg
- 56 Bongani Tohtsi Bm Wynberg
- 57 Lucky Nkomo Bm Jhb
- 58 Arthurton Mofokeng Bm Jhb
- 59 Andries Buthelezi Bm Jhb
- 60 Alfred Mzemkhulu Bm Jhb
- 61 Elias Mophate Bm Jhb
- 62 Promisa Mbele Bm Jhb
- 63 Comet Mvabaza Bm Jhb
- 64 Donald Stoffel Bm Jhb
- 65 Petrus Makgale Bm Jhb
- 66 Petrus Mantama Bm Jhb
- 67 Abram Sagwaga Bm Jhb
- 68 Solomon Kwahtsi Bm Jhb
- 69 John Nkasi Bm Jhb
- 70 Dick Molete Bm Jhb
- 71 Richmond Nkseta Bm Jhb
- 72 Lucas Monareng Bm Jhb
- 73 Collin Rapaedi Bm Jhb
- 74 Joseph Mathengu Bm Jhb
- 75 Edwin Segwete Bm Jhb
- 76 Gabriel Mojake Bm Jhb
- 77 Ronald Ngwenya Bm Jhb
- 78 Abram Kowe Bm Jhb
- 79 Kenny Matibuko Bm Jhb
- 80 Victor Mbatia Bm Jhb
- 81 Rostaus Lepodo Bm Jhb
- 82 Isaac Khalo Bm Jhb
- 83 Gabriel Letlake Bm Jhb
- 84 Dan Matebanye Bm Jhb
- 85 Daniel Molaung Bm Jhb
- 86 David Baker Bm Jhb
- 87 Wellington Masetani Bm Jhb
- 88 George Mbelele Bm Jhb
- 89 Aubrey Foster Bm Jhb
- 90 Isaac Mwangi Bm Jhb
- 91 Gilbert Mottloding Bm Jhb
- 92 Fannel Muongwa Bm Jhb
- 93 Eric Zulu Bm Jhb
- 94 Dimi Nkosi Bm Jhb
- 95 Joseph Mchunni Bm Jhb
- 96 Samuel Mntambo Bm Jhb
- 97 Archie Mponzo Bm Jhb
- 98 Aubrey Hlongwane Bm Jhb
- 99 Norman Mubutu Bm Jhb
- 100 Peter Ngubi Bm Jhb
- 101 Neal Thobajane Bm Jhb
- 102 Cecil Mdwayi Bm Jhb
- 103 Kelvin Chauke Bm Jhb
- 104 Steven Mampheza Bm Jhb
- 105 David Duvvelling Bm Jhb

Fast in support of detainees

Staff Reporter 321

MORE than 250 people have so far fasted in support of the campaign launched by the Friends and Families of Detainees (Fafod) to highlight the plight of detainees — many of whom will be separated from their loved ones this Christmas — and their families.

The campaign, which ends on Christmas Day, consists of three week-long fast periods each focusing on a part of the community affected by detentions.

The campaign's central demands are for the release of all detainees and the lifting of the state of emergency. Fafod has also supported the call for a Christmas of Concern.

So far more than 250 people, members of the Black Sash, the United Women's Organization, the UDF, the Western Province Council of Churches, the Repression Monitoring Group, ministers' fraternals and high school pupils have fasted.

● Information can be obtained from the Buitenkant Methodist Church (☎ 46 8365).

'I had no interest in Mutsi'

CP Correspondent

STUDENT Constable Solomon Mipi, who arrested Cosas organiser Sipho Mpho Mutsi, told an Odendaalsrus inquest court this week that he was "not interested in knowing how and where Mutsi died in detention".

Constable Mipi said he arrested Mr Mutsi in May this year. Mr Mutsi died on May 5 - within 48 hours of his arrest.

Questioned by Advocate C Mendelow, Const Mipi said that when he entered the interrogation room, he saw Mr Mutsi falling from the chair on which he was sitting. The detainee was then helped to his feet by one of the detectives.

He said he returned to the interrogation room at 1.40 pm, merely to report that he was going off duty. It was the last time he had seen the deceased.

Const Mipi told the inquest that he only learnt from Constable C Kruger on Monday that Mr Mutsi had died.

"You hear that a man you arrested in less than 48 hours ago is dead and you also see three men with whom you left the detainee, but you don't ask what happened. Now you want the court to believe that you were not interested in how a man died," said Advocate Mendelow.

Advocate Mendelow said that by the following Monday, "almost everybody" at the police station knew of the death of a man in police custody.

The inquest continues.

Omar: Resolve 'strengthened'

Staff Reporters

DETAINÉES in Victor Verster Prison near Paarl have "not been weakened", advocate Mr Dullah Omar, who was released on Thursday and banned as long as the state of emergency lasts, said at the weekend.

In a statement by him "on behalf of detainees held at Victor Verster", Mr Omar said "detention has not weakened us. On the contrary, the inhumanity of the system of which the state of emergency and detentions are a part, has strengthened our resolve to fight until the system of oppression and exploitation has been eliminated."

"We have been strengthened by the courageous struggle of our people, families and friends. We express deep gratitude for the solidarity displayed towards detainees and the sacrifices made."

But restrictions on vis-

its had caused unhappiness as detainees were unable to maintain contact with families except through visits.

Detainees were not allowed to have contact during the visits and this was "traumatic for both detainees and relatives".

What was most alarming, he said, was that in the case of detainees from the Paarl area, security police sat in on the visits and a number of detainees from Zwelentemba, Worcester, had had no visits.

"It appears they are being victimized."

The Victor Verster detainees said children under 16 were still being detained there and that there were a "large number of other juveniles".

They also said requests "that our own imams and priests be permitted to minister to the religious needs of detainees have not been met".

"On one occasion

when it was allowed, the sanctity of the chapel was invaded by prison authorities who barged in and sought to stop the congregation singing Nkosi Sikilele Afrika."

On behalf of the detainees, Mr Omar said: "We pledge to continue the struggle, side by side with our fighting people until freedom is won, exploitation and oppression ended and respect for human rights and human dignity established."

Ban

Concerning his own position, Mr Omar said his banning order, which confined him to the Wynberg magisterial district, was preventing him from working effectively.

He has brought the banning order, valid for the period of the state of emergency, to the attention of the Cape Bar Council.

"My chambers are not in the area to which I am confined, which makes it very difficult for me to practise. I also cannot accept briefs outside the area. My position is entirely unsatisfactory."

It is understood that the Bar Council is considering the matter, with a view to making representations to the Minister of Law and Order, Mr Louis le Grange, on Mr Omar's behalf.

● Commenting on the statements made to Mr Omar by detainees, a spokesman for the Prisons Services said last night: "Prisoners detained in terms of emergency regulations are treated in accordance with rules pertaining to the regulations."

"Juveniles under the age of 16 are held separately."

Religion

"With regard to the spiritual care of the detainees, it must be pointed out that religious workers are appointed as far as possible for each religion, denomination or belief to minister to the religious needs of all prisoners, including detainees."

"Due to circumstances the appointed religious worker for the Muslim religion is not available on Fridays. Attempts to appoint a religious worker in his place have until now been unsuccessful," he said.

"Joint prayer services are allowed within each religious group or belief but the different denominations or beliefs make use of the chapel separately."

"At no time was the chapel invaded by prison staff during a church service."

Magistrate refuses to allow Carols by Candlelight service

Mercury 16/12/85

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Mercury Correspondent

CAPE TOWN—The Chief Magistrate of Wynberg, Mr J. Theron, has refused an urgent application for permission to hold a planned Carols by Candlelight service at Athlone's City Park Stadium tonight.

Organisers made the application last Friday after a warning by the Divisional Commissioner of Police for the Western Cape, Brig C Swart, that it would constitute an illegal gathering.

The attorney for the organising committee, Mr Essa Moosa, said yesterday that Mr Theron had not given any reasons for the prohibition.

Churches

The committee said in a statement issued last night that it was considering bringing an urgent application to the Supreme Court requesting permission to hold the service.

The committee includes representatives of the Anglican, Lutheran, Roman Catholic and Presbyterian churches and the Western Province Council of Churches.

The statement said an order of service which proved the service was in keeping with the traditions of Christmas had been given to Mr Theron.

The committee is shocked because the banning has far-reaching implications in terms of religious freedom and the right of Christians to practise their religion, it said.

The banning of this service will cause far greater confusion than if the service were allowed to proceed.

Johnny Issel, wife held in Athlone

By TONY WEAVER

ONE of South Africa's most wanted fugitives, Mr Johnny Issel, was arrested with his wife, Ms Zubeida Jaffer, in Athlone yesterday.

This was confirmed by Lieutenant Attie Laubscher, police liaison officer for the Western Cape, who said they were being held for questioning.

Mr Issel and Ms Jaffer have been in hiding from the security police since late August.

Saso

At least eight prominent activists detained under emergency regulations have been questioned in connection with the whereabouts of Mr Issel and Ms Jaffer.

Mr Issel was first banned when he was regional secretary of the now-banned South African Students Organization (Saso) in 1973.

In October 1974, he was served with another banning order which restricted him to the Goodwood magisterial district for four years.

In November of the same year he was detained along with a number of other Saso members and held until April 1975, spending 146 days in detention.

During the 1976 unrest, he was detained

again and this time held for four months.

At the height of the 1980 Cape school boycotts he was served with another banning order, and detained for three months, while in 1981 he was detained again, this time spending eight months in detention.

In July of 1983, his banning order expired, but he was banned again in terms of the new Internal Security Act.

He has spent over 19 months of his life in security police detention.

On August 10 this year, he was arrested outside the Wynberg Magistrate's Court and with Ms Jaffer and three others, charged under the Internal Security Act for attending an illegal gathering, and warned to appear on November 13.

He was arrested again on August 14 after an altercation with a policeman in Athlone. He was not charged and was warned to appear again on November 12.

Controversy arose recently when police had his photograph broadcast on SATV and said he was wanted in connection with a series of grenade attacks in the Western Cape.

Police offered a R5 000 reward for information

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From page 1

leading to the arrest of Mr Issel and a colleague.

Ms Jaffer, a former reporter on the Cape Times, is secretary of the Clothing Workers' Union.

Ms Jaffer was first detained by the security police on August 26, 1980, while she was

working for the Cape Times.

She spent seven weeks in detention, and was then released and charged with possessing banned literature. She was acquitted on the charges four months later.

Mr Issel's former wife, Mrs Shahida Issel, secretary of the Rocklands Civic Association and a community worker in Mitchells Plain, was detained in early September, held for a month and released on bail of R500 on October 4.

She was redetained on October 25, the day before the state of emergency was extended to the Cape, and is still in detention.

Her father, Mr Isgack Issel, said yesterday the family believed she had been admitted to Val-

ARCS
17/12/88

Issel and wife 329 detained

Staff Reporter

MR JOHNNY Issel, the banned social worker who has been sought by the police security branch for several months, and his wife, trade unionist Ms Zubelda Jaffer, have been detained.

Police confirmed the detention today and said the couple were being held for questioning. A spokesman did not say if they would be charged.

They were arrested by members of the security branch yesterday afternoon. The spokesman would not say where the arrest took place or if anyone else was detained at the same time.

| California | | Wages | | Year Ago | | New Wage | | Next Year | |
|-----------------|--|--------|--|----------|--|----------|--|-----------|--|
| Labourer Area A | | 43.50 | | 43.50 | | 43.50 | | 44.80 | |
| Highest Paid | | 136.12 | | 136.12 | | 136.12 | | 138.00 | |
| Median | | 73.00 | | 73.00 | | 73.00 | | 75.00 | |
| Lowest Paid | | 43.50 | | 43.50 | | 43.50 | | 44.80 | |
| Red Conversion: | | | | | | | | | |
| Labourer Area A | | 37.13 | | 37.03 | | 37.03 | | 38.19 | |
| Highest Paid | | 17.76 | | 17.64 | | 17.64 | | 18.13 | |
| Median | | 41.88 | | 41.83 | | 41.83 | | 42.90 | |
| Lowest Paid | | 32.13 | | 32.03 | | 32.03 | | 33.19 | |

AM 11/15
Pollsmoor
detainees
start fast

SEVEN people detained under emergency regulations yesterday started a week-long fast in Pollsmoor Prison.

They are: Michael Deeb, James Kibby, Rob Watson, Rob Simmonds, Guy Tillem, Steve Schmidt and Vernon Matzopoulos.

The aims are: To fast for an end to unjust rule in South Africa; to call for the lifting of the state of emergency and the release of all detainees held under emergency regulations, and to support the call for a Concerned (Black) Christmas.

In a statement yesterday, the Friends and Family of Detainees (Fafod) said the fast was a protest against the state of emergency and the "continuing repression experienced by the majority of South Africans".

"It is also aimed at expressing solidarity with detainees in Victor Verster and other prisons around the country."

A spokesman for the Prisons Services said yesterday: "It is confirmed that seven detainees being held at Pollsmoor Prison did not take their meals today (Monday)."

Children:

Omar 7/2/85

Staff Reporter
329/16
amazed

FORMER detainee Mr Abdullah Omar has disputed a statement by the Prisons Services that children under the age of 16 years were held separately from adults.

In a report in yesterday's Cape Times, Mr Omar said children under the age of 16 were still being detained at Victor Verster and that there were a "large number of other juveniles".

In response the Prisons Services said: "Juveniles under the age of 16 are held separately."

Approached for comment, Mr Omar said: "I wish the prison doors could be opened for inspection so that people can see for themselves."

He said children had been detained with adults in sections of the prison and many people who could verify this were in detention.

Supreme Court move to protect detainees

94 claims of SAP assaults



Mr MKHUSELI JACK

other cases 'slambooked'

By SHIRLEY PRESSLEY

NINETY-FOUR more affidavits alleging South African Police assaults on detainees have been filed with the Port Elizabeth Supreme Court.

They are in support of the urgent application brought by Dr Wendy Orr and 44 others to restrain the police from assaulting detainees.

They allege police brutality such as the "helicopter treatment", whippings, and a variety of forms of ill-treatment during interrogations. The affidavits run to several hundred pages.

In September an urgent application brought by Dr Orr, a Port Elizabeth district surgeon, made headlines in South Africa and all over the world.

On September 25 Mr Justice Esksten granted an interim order restraining the police from assaulting detainees at St Albans and North End prisons in PE and future detainees in the PE and Uitenhage magisterial districts.

The return date was November 26, and the matter has been postponed until February 4. The fresh batch of affidavits has now been handed in to the court by attorneys representing Dr Orr and others.

Some of the allegations against the police by detainees and ex-detainees refer to:

- The "helicopter treatment".
- Whipping with quirts and slamboks.
- A detainee being forced to eat splinters from a pickhandle broken during an assault.
- A detainee being forced to eat hair shaved from his head during interrogation.
- Nightmare rides in police vehicle in which the drivers braked and accelerated allegedly to cause passengers as much discomfort as possible.
- One of the affidavits was made by Mr Dennis Neer, 36, general secretary of the Motor Assemblers and Component Workers Union of South Africa, who is still being held in terms of the emergency regulations.
- Mr Neer claims in his affidavit that he was struck with a kere by a black policeman while

still in bed at his home in Zwide when he was fetched by police on July 21, and that he was assaulted at various times, including during interrogation at Louis le Grange Square.

At one stage a piece of wood was put between his handcuffed hands. "I could stand the pain no longer and I admitted everything, pleading only that they should stop," he said.

In his affidavit another detainee, Mr Leslie Mangcolywa, describes how he was given the "helicopter treatment".

He says he was told to groan and a length of wood was placed behind his knees. He was handcuffed with his arms passing underneath the stick and his hands in front of his shins, lifted and suspended between two ladders.

He was hanging upside down with his head hanging down.

"One's whole weight is suspended on one's wrists held by the handcuffs and the back of the knees".

He was prodded on the buttocks and this caused him to "scream on the helicopter".

He was struck on the buttocks while a warrant officer asked questions and wrote down answers.

A cloth was tied over his mouth to muffle his screams.

The next day he was given "the helicopter" again.

He was repeatedly hit on the buttocks and questioned, he said.

Another detainee, Mr Michael Xhego, says he

was hanging upside down with his head hanging down.

"One's whole weight is suspended on one's wrists held by the handcuffs and the back of the knees".

He was prodded on the buttocks and this caused him to "scream on the helicopter".

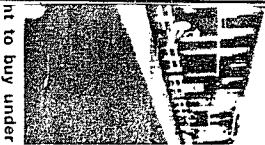
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Another detainee, Mr Michael Xhego, says he



to buy under

Police assaults alleged: move in Supreme Court

● From Page 1

saw some of the other detainees in pain after their interrogation by police.

He was given the "helicopter treatment" on July 29 and struck with a sjambok.

He was told to sit on the floor and a coloured policeman stood on his ankles and knocked ash into his face.

A medical orderly at St Albans refused to put him on sick parade and a week passed before he was seen by a doctor.

A detainee from Somers East claims he was told to strip and wash with herbs which caused a sting.

Another detainee says he was hit on both ears like a cymbal while being given the "helicopter treatment".

The piece of plank supporting him broke and he fell down on the back of his shoulders.

Mrs Ivy Geina says in her affidavit that the po-

lice interrogating her at Louis le Grange Square on July 30 threatened to call a man whom they said was renowned for hitting women. She was struck behind the knees and fell.

She was hit with an open hand on the side of the face, sprayed with teargas in a toilet and taken by a white police-woman into her office.

Mrs Geina said she sensed that the policewoman had tried to protect her.

The policewoman pretended to hit her but was later chided by a policeman for not hitting her.

Mr Mkhuseli Jack, who was arrested on August 2, says in an affidavit that he was sjambokked and struck with what appeared to be a length of hosepipe.

He was taken to a toilet on the ground floor, told to strip naked and a bucket of dirty water was poured over his body.

The contents was an ir-

ritant, he claimed.

A prison warden at St Albans who saw him afterwards said he had been "goed gebliksem".

On Monday, August 3, he was seen by a white male doctor and given medicine.

He was taken to the office of a Major du Plessis and told to phone the newspapers and say the boycott had been called off.

Mr Mmunelele Vdolo, 28, says he was taken to Algoa Park by a Sergeant Faku who tried to force him to eat cigarette butts.

His hair was shaved off his head and he was forced to eat it during his interrogation. He was punched and hit with quirts.

Mr Umbukelele Blom says a policeman threw raw potatoes at him and forced him to eat them. A pickhandle broke in an assault on other detainees and the detainee was told to eat the splinters.

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Court told boy, 14, died in police cell

Own Correspondent

STEYTLERVILLE. — A 14-year-old boy died in the police cells here earlier this year after sustaining brain damage and a fractured skull.

This was disclosed yesterday at the inquest into the death on July 5 of Johannes Witbooi, sometimes known as Johannes Spogter, whose injuries could have been caused by a kërrie, a baton, the point of a stick or a round stone, according to Professor T G Schwar, chief State pathologist and a consultant to Tygerberg Hospi-

tal, who conducted a post-mortem on the youth four days after his death.

Professor Schwar, who is also Professor of Forensic Medicine at the University of Stellenbosch medical school, said there were no obvious external injuries on the body.

Replying to Mr R Pillay, for the boy's family, Professor Schwar said one of the head injuries would have been caused by an object without sharp sides being wielded with considerable force.

Bleeding of the intestine had been caused by the youth either having been kicked or falling on his stomach. If he had been kicked, considerable force would have been used.

Answering Mr A Kilian, for the Minister of Law and Order, Professor Schwar said: "When I examined his head with my hands, I found a swelling, but I could not feel the fracture. I only discovered that later."

Police Constable Joseph Saku told the presiding officer, Mr P Rothman, that his house in

the Kabah township here was attacked by about 75 youths on July 3.

"They came into the front yard and Zet Migles, who was leading them, ordered them to attack me. The crowd started stoning me and I was struck on the neck and arm. I used my 9mm service revolver and fired 29 shots at the crowd. I didn't hit anyone."

Constable Saku said that, apart from Mr Migles, who died after being shot by the police in another incident later that night, he recognized Solomon Jantjies and Jo-

hannes Witbooi in the crowd at his home.

He said that later he saw Johannes Witbooi in the charge office. He was instructed to take a statement from the youth.

"He refused to sign the statement because he said his arm was sore. He was taken to the cells and I never saw him again. Two days later, I heard he was dead."

Mr Pillay accused Constable Saku of lying and of changing his evidence.

The hearing was adjourned to February 18 when the first of 15 State witnesses will be called.

Letters 'from detainee' in UK journal

Own Correspondent
LONDON. — Letters allegedly written by a detainee in a Cape jail and smuggled abroad were given splash treatment in The Journalist — organ of Britain's National Union of Journalists (NUJ) yesterday.

The December issue of The Journalist, published yesterday, carried an exclusive front-page article under the heading: "Plea to YOU from a Cape Town jail".

The report said the writer's identity had been withheld "because of the risk of reprisals".

References in the letter that could have led to the author's identity have been removed.

The report began: "Two letters written on lavatory paper and smuggled out of a South African prison have reached the NUJ."

"They are written by a man detained without charge, mostly in solitary confinement, and describe the conditions in which he and hundreds like him are being kept..."

The full text of the letters is published inside the newspaper next to a report on the effects of the press clamp on the coverage of the Cape unrest.

The letters are addressed to Mr Jacob Ecclestone, deputy general secretary of the NUJ, and call for the support of the NUJ, the Trades Union Congress (TUC) and individual British trade unions publicly to condemn the actions of the Pretoria government and to protest against detentions.

The letters, which may not be published in terms of South African laws, contain detailed descriptions of life in Victor Verster Prison.

Smuggled

They also contain details of the alleged detention of children — as young as nine years old — which are likely to shock British readers.

Next to the article is a photograph of a leaf from one of the letters written on lavatory paper and smuggled out of the country.

In the article Mr Ecclestone calls on NUJ members to write to President PW Botha and the South African Ambassador in London, Dr Denis Worrall, demanding the release of three of 600-plus detainees known to be journalists or, alternatively, that charges be brought against them before a court.

PICTURES YOU'RE MEANT TO MISS



It is the responsibility of everyone to speak... (text continues)

PR: journalist

JOURNALIST
Plea to YOU from a Cape Town jail



I met No. 569 — and 600 more were admitted on that day

The Journalist, journal of the 30 000-strong National Union of Journalists (NUJ), publishes a smuggled letter from a Cape Town detainee.

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HUNGER STRIKE AT CAPE PRISON

FOUR people detained under emergency regulations are on a hunger strike in Pollsmoor Prison near Cape Town.

A spokesman for the Friends and Family of Detainees (Fafod) said the detainees aimed to fast for a week to protest against unjust rule in South Africa and to call for the lifting of the state of emergency and the release of all detainees held under emergency regulations.

"The fast is a protest against the state of emergency and the continuing repression experienced by the majority

SOWETAN Correspondent

of South Africans," she said.

"It is also aimed at expressing solidarity with detainees in other prisons."

A spokesman for the prisons service department in Pretoria confirmed that for the second day yesterday detainees at Pollsmoor did not take meals.

On Monday seven detainees declined food

'Protest against unjust rule'

but yesterday the number was reduced to four.

Mrs P Arrison, a member of Fafod, whose son Edwin has been held in Victor Verster prison since October 25, said she had

recently written to the Minister of Law and Order, Mr Louis le Grange, to protest against the detention of her son.

"I have not yet had a reply but allowed to see Edwin on Saturday. He told me he hoped to be home for Christmas.

"He looks well and was hopeful of being released soon because prison authorities at Victor Verster had slowly but surely been releasing detainees for the past few weeks," she said.

UCT defends its controversial 'torture' report

Chief Reporter

THE Institute of Criminology at the University of Cape Town, yesterday defended its controversial report published at the beginning of the year, and of which it was the author, Mr. Louis le Grange, to bring about changes that would "eradicate entirely the possibility of torture in all forms of security and emergency detention".

It said the official figure quoted by Mr. le Grange, of 138 reports of assaults during detention, was the past four years, and in itself "concentrated" in the past four years, and in other countries would constitute sufficient grounds for a major commission of inquiry".

The institute was responding to what the Burger last week termed a "blistering attack" on the report published at the beginning of the year, and of which it was the author, Mr. Louis le Grange, to bring about changes that would "eradicate entirely the possibility of torture in all forms of security and emergency detention".

Mr. le Grange released to the Burger a table of statistics showing that of 1 007 people detained under the Internal Security Act between June 1982 and October this year, 138 — some 13.7 percent — claimed they were assaulted while in detention. In most cases, the official showed, the nature of the assault declined to be stated, the charges

Yesterday's UCT statement was

issued by Mrs. Mana Slabbert, acting director of the Institute of Criminology, Dr. Don Foster, lecturer in psychology and one of the authors of the torture report, and Professor Dennis Davis of the faculty of law at UCT, and a consultant to the report.

It defended the torture report as having produced "good and sound social scientific evidence".

It said official departmental statistics did not constitute scientific data, and that Mr. le Grange's claims that official figures from the Directorate of Security Legislation refuted the findings of the torture report could not be sustained.

"The directorate's figures of 13.7

percent of reported complaints of assaults during detention does not mean that the real number of assaults was only 13.7 percent.

"In fact, following quite standard theory in criminology of the 'hidden figure of crime', it is well known that report figures in all areas of crime are considerably lower than actual occurrences of the crime.

"Former detainees may not report assaults for any one of the following reasons:

● Fear of further victimization by the authorities;

● Lack of confidence in the legitimacy of the legal process;

● A sense of futility in relation to the legal process.

● Lack of financial resources to proceed with legal claims.

"The problem of prescription is that assault charges lodged six months after the event occurred will not be entered. In this regard it should be recalled that the torture report found the average period in detention to be over four months, and that many detainees have been held for periods longer than four months and would not be legally permitted to lodge assault claims.

The institute said repeated attacks on the torture report on grounds that detainees were not given, amounts to precisely nothing.

"It is never the standard practice in psychological, medical or social scientific research to furnish such identities. On the contrary, it is standard ethical practice in social science to guarantee confidentiality of respondents."

The institute said no research findings stood entirely on their own, and it was notable that neither Mr. le Grange nor other critics had mentioned that the general thrust of the torture report's findings were supported by the evidence of Dr. Wendy Orr in the recent Port Elizabeth temporary interdict case provides substantial additional data of a very similar nature.

"Most recently, damning evi-

dence of police treatment of detainees was provided by the Nairi and Souti cases heard in the Durban Supreme Court.

"In summary, it may be added that the purpose of the institute's report was not to challenge the authorities, but the contrary to investigate whether failures in the system of safeguards for security detainees may occur, and to that extent suggest legal and other principles which would prevent the possibility of any abuse, physical or psychological, to security detainees."

The institute said the South African system of safeguards in detention fell far short of that in Northern Ireland or Israel — countries which had found it necessary to pass security legislation.

Torture report sound — UCT

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18/12/85

CAPE TOWN — The Institute of Criminology at the University of Cape Town yesterday defended its "torture" report and urgently called on the Minister of Law and Order, Mr Louis le Grange, to bring about changes that would eradicate the possibility of torture in all forms of security and emergency detention.

The institute was responding to criticism last week of the torture report, published in September, in which it was stated that 83% of former detainees interviewed in a 2½-year study had claimed they were assaulted while in detention.

The UCT statement was issued by Mrs Mana Slabbert, acting director of the Institute of Criminology, Dr Don Foster, lecturer in psychology and one of the authors of the report, and Professor Dennis Davis of the faculty of law at UCT, a consultant to the report.

The statement said the torture report had produced "good and sound social scientific evidence".

It said official statistics did not constitute scientific data, and that Mr Le Grange's claims that official figures from the Directorate of Security Legislation refuted the findings of the torture report could not be supported. "The directorate's figures of 13,7% of reported complaints of assaults during detention does not mean that the real ratio of assaults was in fact 13,7%."

The institute said no research findings stood entirely on their own, and it was notable that neither Mr Le Grange nor other critics had mentioned that the gen-

eral thrust of the torture report's findings were supported by other work.

"It may be added that the purpose of the report was not to discredit the authorities. On the contrary, the purpose was to investigate whether failures in the system of safeguards for security detainees may occur, and to that extent to suggest legal and other principles which would prevent the possibility of any abuse, physical or psychological, of security detainees."

● Police yesterday confirmed the detention of 11 more people in terms of both security legislation and emergency regulations.

Four of those detained were named as Veronica Simmers, branch secretary of the United Democratic Front in Mitchell's Plain, Marian Smith, Zubeida Harding and Elizabeth Erasmus.

Police also said the following were held under section 50 of the Internal Security Act: Juliet Liederman, 25, a worker in the Mitchell's Plain advice office, who was detained on November 27, Mr John Kearns, Mr Abraham Pekeur and Mr Titus Hendricks.

Also confirmed were the detentions in terms of emergency regulations of Mr Richard Abraham, 34, of Sherwood Park, Jackie Heiele, 17, of Lotus River, and Yvonne Michaels of Sherwood Park, a student at the University of the Western Cape, age unknown.

Friends said these three were detained during a candlelight vigil in Sherwood Park on December 11.

Post Reporter

IN an affidavit filed with the Port Elizabeth Supreme Court in support of an application to restrain police from assaulting detainees, trade union leader Mr Denis Neer claims he was beaten during interrogation at Louis le Grange Square.

Mr Neer, 36, is general secretary of the Motor Assemblers and Component Workers Union of South Africa, and is still being held in terms of the emergency regulations.

He claims in his affidavit that he was struck with a kierie by a black policeman while still in bed at his home in Zwide when he was fetched by police on July 21.

He says he was driven through Zwide, New Brighton and Motherwell in a Land Rover with a loose metal trunk in the back which was flung around. Teargas was sprayed into the back of the vehicle from an aerosol container by a policeman.

He was struck with a quirt by a Lieutenant Strydom, he claims. This caused weals on his shoulders and side.

At Algoa Park Police Station he was punched when he could not give the whereabouts of other trade unionists.

On his admission to St Albans Prison, a prison official recorded marks on his back and asked if he had been assaulted.

On Friday, July 26, he was in good shape apart from weals on his back

Unionist describes suffering in affidavit

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and left leg.

Mr Neer says was taken to the seventh floor of Louis le Grange Square for interrogation.

He was caned with an orange quirt by a white security policeman, handcuffed and his tracksuit hood was pulled over his head.

He was led down the passage to another room where he was hooded and struck repeatedly with a quirt or punched.

He was grabbed from behind by his trousers, fell to the floor and hurt his left cheekbone.

Someone's knee pinned him in the small of his back and another person twisted his neck and demanded that he disclose the whereabouts of a firearm.

A piece of wood was put between his handcuffed hands. "I could stand the pain no longer and I admitted everything, pleading only that they should stop."

Someone stamped on his toes and tried to butt him with a knee in the groin.

He was punched in the jaw by security policeman and called a dog.

The left side of his face was swollen and he had bruises under his eyes and on the side of his face, he said.

He was taken home by the police who searched his home, smashing drawers and ripping open floorboards.

He did not pass water for two days.

A doctor who saw him

some days later diagnosed torn muscles and prescribed a sling and tablets.

Mr Neer said he was visited by a Warrant Officer Niewoud of the uniform police who asked him about the assaults.

Mr Neer told him that he did not want to give the names of those who had assaulted him because he would be at their mercy while still in detention.

A Major Laubscher then visited him and was insistent that he sign a statement that he did not want to prosecute. He signed.

On his return visit to Louis le Grange Square on October 4 he was given lunch and the treatment afforded him was civil.

Doctors' panels: 'Distortion' row

Staff Reporter

A POLITICAL controversy is brewing in medical circles over the appointment of panels of doctors from which detainees will be able to select a practitioner should they want a medical opinion other than that of the district surgeon.

In a letter to the Editor of the Cape Times dated November 28, the Medical Association of South Africa (Masa) said the statement released by the National Medical and Dental Association (Namda), the Concerned Doctors' Action Committee (Codac) and the Health Workers' Association (HWA) "contains a number of half truths and distortions which seem to be based more on political motivation than on the facts of the case".

The three medical bodies said in a statement published in the Cape Times on Thursday that the proposed panel was an attempt to improve the image of Masa after

the Biko affair and they believed the physical and psychological torture of detainees would not end unless the entire detention system was abolished.

They said: "Since the government is to exercise the selection for doctors for the panel and only Masa members are eligible, it is clear that the panel cannot be relied on to act in the interests of detainees."

The Masa letter said it had taken two years of painstaking negotiation with the government to reach agreement on the setting up of the panels and regarded the agreement as a major breakthrough.

"The Masa is an independent professional association, and to say that members of these panels cannot be relied upon to act in the interests of detainees is to cast an unwarranted and unpardonable slur on the professional integrity of the doctors concerned."

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Police confirm 11 more detentions

Staff Reporter

THE Police Directorate of Public Relations in Pretoria has confirmed the detention of 11 more people in terms of both security legislation and the emergency regulations.

None of the names has appeared on the lists before. The names were confirmed after inquiries from the Cape Times following telephone calls from relatives and friends of the detainees.

The following were confirmed as being detained under the emergency regulations: Ms Veronica Simmers, UDF Mitchells Plain branch secretary, Ms Marian Smith, Ms Zubeida Harding and Ms Elizabeth Erasmus. It is believed they were detained dur-

ing a raid on a clothing factory in Athlone Industria on December 9.

Held under Section 50 of the Internal Security Act are: Ms Juliet Lieberman, 25, of the Mitchells Plain Advice Office, detained on November 27, Mr John Kearns, Mr Abraham Pekeur or Bekeer, and Mr Titus Hendricks.

Also confirmed were the detentions in terms of emergency regulations of Mr Richard Abrahams, 34, of Sherwood Park, Ms Jackie Hefeke, 17, of Lotus River, and Ms Yvonne Michaels of Sherwood park, a student at the University of the Western Cape, who, friends said were detained during a candlelight vigil in Sherwood Park on December 11.

'Youth had fractured skull'

Argus Bureau

PORT ELIZABETH.

An inquest court at Steytlerville heard that a 14-year-old youth died in the town's police cells from brain damage and a fractured skull.

Professor T G Schwar, who conducted a post-mortem examination on Johannes Witbooi five days after he died on July 5, said the injuries could have been caused by a kerie, a baton, the point of a stick or a round stone.

He also had internal bleeding which could have been caused by being kicked or falling on his stomach.

The boy died after an attack on the home of a policeman on July 3.

Constable Joseph Saku said about 75 youths were involved. He fired shots from his 9mm service revolver, but did not hit anyone.

Constable Saku said he recognised Witbooi in the crowd.

He had next seen Witbooi in the charge office. He took a statement from the boy, who refused to sign it because, he said, he had a sore arm.

"Two days later I heard he was dead," said Constable Saku.

The inquest was adjourned until February 18.



Mirge members join fast in city church

Religion Reporter

MEMBERS of the Mowbray Inter-Racial Group (Mirge) have joined the Buitenkant Street Methodist church relay fast in support of political detainees.

In a statement a spokesman for Mirge said members started a 24-hour period of fasting and prayer last night "as an expression of sympathy for detainees and their families and deep commiseration with the many tragic victims of oppression".

Participants, joined by others fasting at work or at home today, urged all concerned people "to draw on the deeper meaning of Christmas, to remember the suffering and bereaved and in this season of goodwill to renew their commitment in striving for a just society".

The fast originally began in solidarity with a hunger strike by detainees at Victor Verster and Pollsmoor prisons.

On December 4 the Friends and Family of Detainees (Fafod) group began a new three-week programme of fasting at the church, to end on Christmas Eve. Each week began with service on Wednesday night, highlighting a different aspect of the plight of detainees.

The final week, beginning tonight, will focus particularly on children and detainees away from their families at Christmas.

LONGEST-SERVING

The focus was to have been on Miss Shirley Gunn, who was the longest-serving detainee in the Western Cape. Miss Gunn was released on bail last week after being charged with possession of banned literature.

Tonight's service will be led by the Rev Alan Brews, minister of the Buitenkant Street Methodist church and executive member of the Western Province Council of Churches, and the Rev Lionel Louw, chairman of the WPCC.

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Torture report — UCT rejects Minister's claim

Staff Reporter

THE institute of criminology at the University of Cape Town has rejected claims by the Minister of Law and Order, Mr Louis le Grange, that official figures refute the findings of its torture report.

The report found in a 2½-year study that of 176 former detainees 83 percent were physically or psychologically abused.

Last week Mr le Grange released official figures citing only 138 reported assaults among 1 007 detainees held between June 1982 and October this year — 13,7 percent.

The institute said in a statement that this claim could not be sustained, although the figure was in itself "considerably disturbing" and would, in other Western countries, be grounds for a major commission of inquiry.

The statement, by Mrs Mana Slabbert, acting director of the institute, Dr Don Foster, psychology lecturer and co-author of the report, and Professor Dennis Davis of UCT's law faculty, called on Mr le Grange to urgently bring about changes to "eradicate the possibility of torture in all forms of security and emergency detention".

"NOT SCIENTIFIC"

Official statistics were not scientific data. The figure of 13,7 percent did not mean that the real number of assaults was only 13,7 percent. It was standard criminology theory that reported figures in all areas of crime were considerably lower than actual occurrences.

Former detainees might not report assaults for fear of victimisation by the authorities, lack of confidence in the legitimacy of the judicial process, a sense that legal proceedings were futile, or a lack of money to pursue them.

The problem of prescription — that assault charges lodged six months after the event would not be enforced — was another factor.

The report found that the average detention period was more than four months, while many detainees were held longer and could not legally lodge assault claims.

Repeated attacks on grounds that names of interviewers and respondents were withheld amounted to "precisely nothing". Guaranteeing confidentiality was standard ethical research practice.

ON THEIR OWN

No research findings stood entirely on their own. It was notable that Mr le Grange did not mention that the general thrust of the report's findings was supported by other work.

"The medical evidence of Dr Wendy Orr in the Port Elizabeth temporary interdict case provides substantial additional data of a very similar nature. Most recently damning evidence of police treatment of detainees was provided in the Nair and Soni cases in the Durban Supreme Court."

The torture report produced "good and sound social scientific evidence". An appropriate challenge to its findings would be to conduct a similar scientific survey.

The report aimed not at discrediting the authorities but to investigate whether failures in the system of safeguards for security detainees may happen, and to suggest measures to prevent the possibility of their physical or psychological abuse.

Social worker held

MR JOHNNY Issel, the banned social worker who has been sought by members of the Security Branch for several months, and his wife, trade unionist Ms Zubbida Jaffer, have been detained.

Police confirmed the detentions yesterday and said the couple were being held for questioning. A spokesman would not say if or when they would be charged.

19/12/88 509 The two were arrested by members of the Security Branch on Monday afternoon. The spokesman would not say where the arrest occurred or whether anyone else was detained at the same time.

Restraint order: 93 1912/8 DISPATCH new affidavits filed 329

Dispatch Correspondent
PORT ELIZABETH — A legal wrangle, in which 44 detainees under the emergency regulations were granted a Supreme Court order restraining the police from assaulting detainees, took a new turn when a new batch of 93 affidavits was filed with the Supreme Court here.

One of the 93 new affidavits is that of Mr Dennis Neer, 36, general secretary of the Motor and Component Workers' Union of South Africa (Macwusa), who is

still held under the emergency regulations.

In his affidavit, Mr Neer alleged assaults by police on, among other fellow detainees, Mr Mncedisi Sithotho, of the Uitenhage Parents' Committee, Mr Eddie Minas, a teacher who was detained in Cradock, and Mr Edward Menzi, 50, a businessman.

The affidavits are in support of an urgent application which was brought by Dr Wendy Orr, a Port Elizabeth district surgeon, and 44

other people, before Mr Justice Eksteen in the Port Elizabeth Supreme Court on September 25.

On that day Mr Justice Eksteen granted an order which restrained the police from assaulting detainees at the St Albans and North End prisons in Port Elizabeth and future detainees in the Port Elizabeth and Uitenhage magisterial districts.

The judge made November 26 the return date. The matter has since been postponed until February 4.

Detentions top 10 000 DPSC

MORE than 10 000 people were detained under emergency regulations or the Internal Security Act this year, according to the latest report of the Detainees' Parents Support Committee.

Of these it is estimated that more than 1 000 are still being held.

The DPSC figures show 7 006 people were held under the state of emergency, with 1 229 still in detention at the end of November.

Police reported last week that 177 people had been detained under emergency regulations.

The official SAP total for detentions was put at 6 438, with 949 still being held.

Of the 1 759 people held under sections 28, 29, 31 or 50 of the Internal Security Act or under Transkei, Ciskei and Bophuthatswana security laws this year, 315 are still in detention — 143 of them unknown to the DPSC.

PETER HONEY

Twelve of those still detained under the security Act were arrested last year and 18 between January and June this year.

The highest monthly detentions under the act were recorded in August (44) and September (40).

In Transkei, 1 846 people are believed to have been detained this year, including the mass detentions of 600 Sigoga High School pupils and 390 Umtata Technical College students.

Police are awaiting the outcome of a post mortem examination into the death in custody of 16-year-old Meshack Mogale on November 17. His sister, arrested with him, alleges police kicked and sjambokked the youth.

The DPSC says Mogale's death brought to 19 the number of people who have died in detention or police custody.

"The detention of children continues to be a major blot on the government's abysmal human rights record," the committee says.

The Ministry of Law and Order admitted that five children under the age of 16 were being held in emergency detention in the Western Cape at the time the report was compiled.

Two of the youngest section 29 detainees on record, 14-year-old Nontanda Gqeba and 16-year-old Monica Thabethe, were released without charge last Thursday after 77 days in solitary confinement.

The DPSC says provisions of the Children's Act appear to have been ignored. Although section 29 is for interrogation, the girls said they were questioned during the first few days and then left alone.

Six gatherings were banned in November and one on December 1.

'They are trying to make Shahida mad'

By TONY WEAVER

WHERE is Shahida Issel?

That is the question the parents of the Mitchell's Plain community worker, detained under Section 29 of the Internal Security Act since October 29, are asking.

They believe she has been admitted to Valkenberg Hospital for psychiatric treatment, after a family friend saw her there.

But attempts by Mr. Isack and Mrs. Mynoe Issel to trace their daughter have been unsuccessful.

"We phoned all the police stations, the prisons, they won't tell us

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where she is. On Friday night we

were told by a reliable person she was in Valkenberg," Mr. Issel said.

"On Saturday morning we went to the register with the matron, but no Shahida, we phoned Groote Schuur, but no Shahida."

On November 20, Mrs. Issel was allowed to visit her daughter, who is the ex-wife of activist Mr. Johnny Yacoob Issel, detained on Sunday after being in hiding from the security police since late August, in Pollsmoor Prison.

"She told me she had been ques-

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tioned right through the night at times, and that the police had told her if we ever release you, you will be cracked, you will not know your children or your family."

"She said they told her 'we will take you away from here and kill you,'" Mrs. Issel said.

She said her daughter told her two security police lieutenants were responsible for the threats.

"They are trying to make Shahida mad, then only will they bring her back to us," Mr. Issel said.

The couple claimed security police had been to their Mitchell's

Plain home looking for Shahida's three children, and that "we never let the children go anywhere alone any more, we always make sure they have someone with them."

"I want the world to know what these people are doing, if I had the money I would go to tell the different capitals myself and tell them what they are doing in South Africa."

● The text of this story was telephoned to the Police Directorate of Public Relations in Pretoria and they were asked to comment on the "general contents" yesterday morning.

The directorate was also asked the following questions: Is Shahida Issel in Valkenberg? If not, has she at any period during her detention been committed for psychiatric treatment? If not, what are her present whereabouts and will her parents be granted access to her?

The following reply was received from Pretoria yesterday afternoon: "Shahida Issel is being detained in Valkenberg Hospital under the Internal Security Act. Her health has not been informed accordingly and are also regularly informed of her health condition."

Orr suit: 93 more affidavits filed

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Own Correspondent

PORT ELIZABETH. — A further 93 affidavits have been filed with the Port Elizabeth Supreme Court in support of the application by Dr Wendy Orr and others to prevent police from assaulting detainees in Port Elizabeth and Uitenhage.

Dr Orr, a district surgeon, and 43 others were granted a temporary order on September 25 restraining police from assaulting detainees at the St Albans and North End prisons in Port Elizabeth and future detainees in the Port Elizabeth and Uitenhage magisterial districts.

The matter, which made world headlines, has since been postponed until February 4 next year.

One of the 93 new affidavits is that of Mr Dennis Neer, 36, general secretary of the Motor and Component Workers' Union of South Africa (Macvusa), who is still held under the emergency regulations.

In his affidavit, Mr Neer alleges assaults by police on, among other fellow detainees, Mr Mncedisi Sithotho, of the Uitenhage Parents' Committee, Mr Eddie Minas, a teacher who was detained in Cradock, and Mr Edward Menzi, 50, a businessman.

Kierie

In her September application, Dr Orr said as a medical officer she was in daily contact with detainees held under emergency regulations. The overwhelming evidence presented to her in the prisons convinced her that detainees were

porting affidavits, Mr Neer said he was detained at home before midnight on Sunday July 21. He alleged that a black policeman rushed towards him and hit him with a kierie while he was still in bed.

While being taken through townships in a "search for trade unionists" that night, a black policeman sprayed teargas into the back of the landrover from an aerosol container "and thought it was a joke".

Recorded

Mr Neer alleged he was assaulted before being taken to the Algoa Park police station, and after he arrived. He was later taken to the St Albans prison where a prison official who took his particulars saw marks on his back and recorded them in a register. He said he told the official that he had been assaulted by the police.

Mr Neer said throughout the week detainees were called for interrogation and returned with visible injuries and reports of assault.

He said apart from the weals on his back and left leg, he was in good physical shape when he was taken for interrogation on July 26.

He was called to a Lieutenant Strydom's office and assaulted by a black policeman and lat-

He was wearing a tracksuit which had a hood. A Sergeant Faku pulled the hood over his head and tied the front end to his tracksuit front so all he could see was the ground through a small opening.

He was then taken to another room and questioned. He said he was hit with a quirt or punched whenever he gave an answer that did not satisfy his interrogators.

"It was excruciating. Although the blows themselves were painful, it was the helplessness, the disorientation, the constant tension and expectation of being hit and the sudden unexpected blows that was the worst aspect of what I can only call torture."

He said he was grabbed from behind by his trousers and felled. He said he was still handcuffed and fell unprotected on his face and injured his cheekbone. He skidded across the floor and hit the wall with his head.

A piece of wood was put between his handcuffed hands and twisted. This was continued for some time and became "exceptionally painful, I could not stand the pain anymore, I admitted everything, pleading that they should stop".

Neer alleges assaults by police on, among other fellow detainees, Mr Mncedisi Sithotho, of the Uitenhage Parents' Committee, Mr Eddie Minas, a teacher who was detained in Cradock, and Mr Edward Menzi, 50, a businessman.

Kierie

In her September application, Dr Orr said as a medical officer she was in daily contact with detainees held under emergency regulations. The overwhelming evidence presented to her in the prisons convinced her that detainees were being systematically assaulted and abused.

In one of the new sup-

his particulars saw marks on his back and recorded them in a register. He said he told the official that he had been assaulted by the police.

Mr Neer said throughout the week detainees were called for interrogation and returned with visible injuries and reports of assault.

He said apart from the weals on his back and left leg, he was in good physical shape when he was taken for interrogation on July 28.

He was called to a Lieutenant Strydom's office and assaulted by a black policeman and later a white security policeman assaulted him with a quirt.

I can only call torture."

He said he was grabbed from behind by his trousers and felled. He said he was still handcuffed and fell unprotected on his face and injured his cheekbone. He skidded across the floor and hit the wall with his head.

A piece of wood was put between his handcuffed hands and twisted. This was continued for some time and became "exceptionally painful, I could not stand the pain anymore, I admitted everything, pleading that they should stop".

Begged

When he was told to get up, he struggled to stand up and had to use the wall to snake his way up. Mr Neer said he suddenly felt an excruciating pain. Someone had stamped on his bare toes.

"I begged them to remove the hood. I was wet with sweat and beginning to suffocate. It was untied. Any movement thereafter caused me great pain."

Mr Neer said when he was questioned on his telephonic conversation about the May Day celebrations, Sergeant Faku kicked him and threatened to kick him so hard in the genitals so that he would become impotent if he did not co-operate.

Mr Neer said he was subsequently taken to the Livingstone hospital for X-ray tests. There, a doctor told him he had no fractures but the muscle in his arm had been torn. A few days later he was taken back to the orthopaedic clinic at Livingstone.

Mr Neer said the next time he was taken to the square was on October 4, after the Supreme Court order against the police was granted. He said Lieutenant Strydom requested his personal history.

"There were no threats. He even bought me lunch. The atmosphere had changed. Everyone was civil," Mr Neer said.

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|------------------|-------------|
| Gold (close) | \$320,35 |
| Rand | \$0,3720/30 |
| FT index (close) | 1104,60 |
| BD 100 | 1133,30 |
| Dow Jones | 1542,43 |

INSIDE

Prisons: Children adults in same cells

Staff Reporter

THE Department of Prisons yesterday conceded that, under certain circumstances, children who are in detention are detained in the same cells as adults.

On Monday this week, a Prison Services spokesman said that "juveniles under the age of 16 are held separately".

He was responding to a statement by former detainee, Mr Dullah Omar, that children were detained in cells with adults. Commenting later on the Prisons statement that juveniles were held separately, Mr Omar said: "I wish the prison doors could be opened for inspection so that people can see for themselves."

Ridwaan Kariem, 14, and Hans Harmse, who turned 16 while in detention, have now been detained for 51 days.

Yesterday Lieutenant Colonel D J Immelman of the Prisons Department said "it is the policy of the South African Prisons Service that juveniles admitted to prison are as far as possible kept separately from adults by detaining them in separate cells and/or separate sections.

Judges

"Circumstances may however prevail where exceptions have to be accommodated, but this is handled with the utmost responsibility.

"Prisons regulation 104 (2) provides that judges from the

Supreme Court have free access to any prison and may talk to any prisoner, including detainees, and may report thereon.

"Magistrates have the same access to prisoners in their area of jurisdiction. From reports which are received regularly, it is clear that the treatment which prisoners are receiving is generally in line with legal and other directives which are based on internationally accepted standard minimum rules.

"According to an earlier statement by the Minister of Justice, Judge Presidents had been requested to make more judges available to visit detainees. These increased visits are now in progress."

'Urgent'

Police issued a statement on the issue after the Cape Times telexed Pretoria and asked what action was being taken on the detention in Victor Verster Prison near Paarl of Ridwaan Kariem, Hans Harmse, Palus Romncwana, 15, N Mancini and M Mancini, both aged around 14 or 15, Mathew Andrews, 16 and Edwin Wilson, 16.

The Cape Times telex to Pretoria said that on December 5, 1985, Lieutenant Colonel Leon Mellet, press liaison officer for the Minister of Law and Order, Mr Louis le Grange, said the continued detention of

these children was receiving 'urgent attention'.

"In addition, a Warrant Officer Symmington told the mother of Ridwaan Kariem, Mrs Hajera Kariem, and Mr Anwar Ismail, who was earlier detained in the same cell as Ridwaan Kariem, that he sent a report on December 12, 1985, to the minister's office requesting that Ridwaan be released immediately.

"Could you please advise us as a matter of urgency what steps are being taken with regard to the continued detention of these children, and also if any special steps are being taken as regards the continued detention of Ridwaan Kariem and Hans Harmse, who have now been in detention for 51 days."

Yesterday the Police Directorate in Pretoria replied that "as far as the SA Police are concerned the necessity for the continued detention of all persons under the emergency regulations is regularly considered".

Argus 19/12/85 329

Orr application: More affidavits alleging assault

Argus Bureau

PORT ELIZABETH. — Ninety-three more affidavits alleging assaults have been filed with the Supreme Court here in support of the application brought by Dr Wendy Orr and 44 others for an order restraining police from assaulting detainees.

They allege brutality such as whipping and other forms of torture during interrogations.

In September Mr Justice Eksteen granted an interim order restraining the police from assaulting detainees at St Alban's and North End prisons in Port Elizabeth and future detainees in the Port Elizabeth and Uitenhage magisterial districts.

The return date was November 26 and the matter was postponed until February 4.

Some of the allegations

against the police by detainees and ex-detainees refer to:

- The "helicopter" treatment in which prisoners were suspended head-down.
- Whipping with quirts and sjamboks.
- Being forced to eat splinters from a pickhandle broken during an assault, and being forced to eat raw potatoes.
- Being forced to wash in water containing irritating herbs.
- A detainee being forced to eat hair shaved from his head during interrogation.
- Uncomfortable rides in landrovers in which the drivers braked and accelerated violently.

One of the affidavits was made by Mr Dennis Neer, 36, general secretary of the Motor Assemblers and Component Workers Union of South Africa,

who is still being held in terms of the emergency regulations.

He claimed he had been hit with a kerie by a black policeman while in bed at his home in Zwide, when he was fetched by police on July 21, and later repeatedly assaulted during interrogation.

Another detainee, Mr Leslie Mangcolywa, claimed that he had been given the "helicopter treatment".

He was told to crouch, a length of wood was placed behind his knees and he was handcuffed with his arms passing underneath the stick and his hands in front of his shins. He was lifted and suspended between two tables, hanging upside down.

He was struck on the buttocks and a cloth was tied over his mouth to muffle his screams, he said in the affidavit.

Detention of Rev Botman confirmed

CAR TAK P/12K
329

Staff Reporter

THE detention of the Reverend Russell Botman, a Ned Geref Sendingkerk minister from Wynberg, has been confirmed by police headquarters in Pretoria, 28 days after he was detained in terms of emergency regulations.

Mr Botman was detained on November 20, but his name has not appeared on any of the official police lists.

The Cape Times telexed the Police Directorate of Public Relations yesterday and asked for confirmation of his detention.

The Directorate replied: "The Reverend Russell Botman is being detained in terms of emergency regulations. His name appeared on our records subsequent to last Friday's list."

In a statement issued earlier this month by the clergy of the Wynberg Ring of the church — but which could not be published until police had confirmed Mr Botman's detention — the Ring deplored his detention and demanded his immediate release.

"Rev Botman like all of us is a minister of the Gospel, and a servant of peace and justice and therefore it is completely unacceptable that a man of God can be treated in an arbitrary way like this.

"This explains to us the injustices of this government.

"We not only demand his release but also that of other detainees."

The statement was signed by Dominee C Klazen, Ds C Esterhuizen, Ds A du Plessis, Mr J Kayster, Mr C Sampson, Ds J Thyse, Ds S Christians and Ds J de Waal.

Silence on De Jonge's ex-wife

By PAT SIDLEY

SOUTH African Police have declined to say whether they have completed their investigation into the case of Helene Passtoors — the former wife of Klaas de Jonge.

Passtoors, who was arrested at about the same time De Jonge was taken in, has been detained since June under Section 29 of the Internal Security Act. De Jonge, who escaped custody, has been in the old premises of the Dutch Embassy where he sought refuge.

While Holland and South Africa continue a diplomatic wrangle over whether De Jonge will be handed back for trial, Passtoors, who claims Belgian nationality, has not yet been charged — but she is being held in solitary confinement, unable to receive her academic books and unable to see her lawyer.

When questioned in the past on their progress towards charging or releasing Passtoors, police have responded that they have not yet completed their investigations. Yesterday, the police directorate for public relations said the police could not comment any further than to say she was being held in terms of Section 29.

Since the diplomatic row over De Jonge's sojourn in the embassy, media in both South Africa and Holland have run a series of stories describing Passtoors as a "big fish" netted by the Security Police and linking her to various bomb attacks by the African National Congress, including the Pretoria car bomb explosion. The SA government, at the time of her arrest, claimed she and De Jonge smuggled arms and ammunition into South Africa on behalf of the ANC. The vaguely-sourced stories have continued, although public statements to this effect have stopped.

In the glare of De Jonge's publicity, Passtoors has seemingly been forgotten.

But sources on both sides believe her fate to be linked to the outcome of the diplomatic debate over De Jonge.

And there are fears this may not augur well for her future.

Journalist, soldier visited

AME 7075 1912/83 (328)
Staff Reporter
ARGUS-journalist Mr Vernon Matzopoulos was yesterday visited by his father in Pollsmoor Prison and is said to be in "good spirits".

Mr Matzopoulos snr, who left for Port Elizabeth yesterday afternoon and could not be reached for comment, told Argus staff members his son was being allowed access to both the prison library and to prison films.

Mr Matzopoulos was detained under the emergency regulations during a candlelight vigil in Sea Point last Wednesday night.

Mr Guy Tillem, a national serviceman who is due to finish his army service on Friday and who shares a

house with Mr Matzopolous, and who was also detained in Sea Point at the same time, was visited yesterday by his brother, Bruce.

Both Mr Tillem and Mr Matzopoulos began fasting on Monday. Their aims were stated as being: To fast for an end to unjust rule in South Africa, to call for the lifting of the state of emergency and the release of all detainees, and in support of the call for a Christmas of Concern.

Mr Bruce Tillem said his brother was "very chirpy" and had access to the prison shop.

Both Mr Bruce Tillem and Mr Matzopoulos snr said the two detainees had not been interrogated at all since being detained.

Meeting on Uitenhage detainees on Monday

By JIMMY MATYU

A MEETING to discuss the continued detention of some Uitenhage community leaders has been set for Monday at 10am at an undisclosed venue in Port Elizabeth.

The Uitenhage Consumer Boycott Committee will discuss the issue with the Uitenhage Chamber of Commerce and with the Divisional Commissioner of Police in the Eastern Cape, Brigadier Ernest Schnetler.

Thirteen people from Uitenhage are known to be still in detention.

In a statement today, Mr Buyile Nkumanda, a consumer spokesman, said the committee would be accompanied by Mr Thomas Kobese, a trade unionist.

"The Uitenhage leaders and the community are concerned about the State dragging its feet on the release of the leaders and other people still detained under the state of emer-

gency.

"We have tried every effort to have these people released and so far we have been unsuccessful. We do not want to believe the State has adopted a hard-line attitude towards us in Uitenhage,"

Mr Nkumanda said that after the suspension of the consumer boycott of white-owned businesses in Uitenhage last week, the committee had hoped that those detained would be released by now.

E. Post 28/12/85

42 arrested is 'lowest during the emergency'

2012/8 (329) E. Post

PRETORIA — A total of 42 people have been arrested under the emergency regulations in the past week, the lowest weekly detention figure during the five-month-old state of emergency, according to a police list of detainees issued today.

According to the weekly police lists, at least 6 585 people have been detained under the emergency, although a police spokesman in Pretoria said only 573 people were

still being held.

The names of some of the latest detainees in the Eastern Cape are:

Somerset East

John Keji, Tosamile Mdjesha, Elliot Zenzile, Msozolo Mashuja, Isak Plaatjies, Ncartgyr Zebzuke, Benzile Mabombile, Lucky Zomba, Christopher Dolombakhila.

Uitenhage

Gloria Mani, Nelson Maru, Alfred Ntoyanto, Julius Nylenwa, Ntsokolo Mandesi, Gideon Juaye,le,

Johanna Butana, Wiba Butana.

Cradock

Xolani Soga, Bonisile Magwa.

Kirkwood

Daniel Japta

Grahamstown

Sandile Gabhayi, Bonani Magingwa, Mzikusi Jini, Ngeniselo Nxezwa, Bongani Mfecane, Michael Monxuni, Nzingisi Lamani, Monde Fijane, David Lukwe, Dingaan Makhu. — Sapa

A big row breaks over the 'arrest' of SOWETAN staffers

20/12/85 SOWETAN 329

A ROW has broken out over the alleged "arrest" of three SOWETAN staffers on Wednesday when the Minister of Constitutional Development and Planning, Mr Chris Heunis, visited the East Rand.

The three, Mzikayise Edom, Mbuzeni Zulu and Jacob Kgoadi, were kept at offices manned by the South African Police in Duduza after they were escorted there by a South African Defence Force patrol.

The police and Department of Constitutional Development and Planning claim the three were at no stage under arrest or detained. Our staff members insist they were held against their will.

Mr Edom said they were stopped in Duduza by an army patrol who wanted to know what they were doing in the township.

They produced their Press cards and told the army patrol they were covering the Minister's visit to the East Rand.

The three were leaving Duduza when they were stopped.

SOWETAN REPORTER

Mr Zulu produced a newspaper that mentioned that the Minister would be on the East Rand. It appeared that the patrol was unaware of the visit. This was about 8.30 am.

The soldiers rejected the Press cards produced by the three and searched the car.

The SOWETAN men were then escorted to the local administration offices, which are apparently being used as a police station.

Our employees said they were told to drive to the administration offices and were not given any choice in the matter.

A police van and "hippo" escorted them.

At the offices they were kept in a room within the building. Soldiers were with them. Mr Zulu was allegedly stopped when he tried to go to the toilet. He managed to get there later when a senior police officer arrived.

The soldiers told them they had to wait for se-

nior officers who would give them permits to be in Duduza.

The toilets that Mr Zulu went to were in the same building.

Our men were also searched by the soldiers at the offices. They were released at 10.40 am, just before Mr Heunis arrived. He arrived about 10.50 am.

The police said our reporters were late for the morning rendezvous with Mr Heunis who was on a tour of East Rand townships.

Our reporters apparently drove to Duduza where they hoped to meet the Heunis entourage, the police said.

The police spokesman said our reporters got lost in Duduza and were found by an army patrol.

Patrol

"The patrol asked your men to please accompany it to the offices," the spokesman said.

At the offices a Warrant Officer Lipton spoke to the three, and he then told them to go.

At no stage were they threatened with arrest or charged. They were asked to the offices after the patrol that found them became suspicious of their presence in the township," he said.

The police further said our reporters stayed at the offices of their free will.

"They stuck around

on their own and then drove off," he said.

On Wednesday the police had informed The SOWETAN that Mr Edom and Mr Zulu were given a lift by the army patrol after they were found stranded in Duduza.

They had apparently separated from their car. When it was

pointed out to the police that our men had been escorted to the administrative offices while in The SOWETAN car, the spokesman said they would investigate.

Yesterday he issued the statement above, and said the information that our men had separated from the car was a misunderstanding be-



HEUNIS: Picture taken on day of incident.

tween himself and the East Rand Police.

A spokesman for Mr Heunis said our staff members had not been arrested or detained by the police.

"They were found wandering in Duduza and were then taken to the offices to meet with the Minister's party," he said.

AR 645 20/12/85
329

Call for journalist's release

Staff Reporter

THE Western Cape Region of the Southern African Society of Journalists has called for the immediate release of Argus journalist Vernon Matzopoulos, arrested after a candlelight procession in Sea Point last week.

A statement issued by the society's regional vice-president, Mr Bruce Hopwood, said Mr Matzopoulos's arrest formed part of the pattern of police victimisation of local and foreign journalists covering the unrest.

"For Mr Matzopoulos,

who has frequently reported on unrest in the Western Cape, this is not the first time he has had to endure police interference," Mr Hopwood said.

● On November 8 Mr Matzopoulos was in a group of journalists detained with a member of the Progressive Federal Party unrest monitoring committee while investigating reports of police action at a high school in Manenberg. They were held for more than an hour before being released.

● On October 24 Mr Matzopoulos was one of

several journalists whipped with quirts while covering a police charge in Adderley Street.

"We believe that Mr Matzopoulos's unprovoked arrest last week forms part of the pattern of police victimisation of local and foreign journalists who have been trying to report the crisis in South Africa as fairly and as accurately as possible.

"Mr Matzopoulos is an office-bearer in the Southern African Society of Journalists, which has consistently called on the authorities to allow journalists to get on with their job of covering events freely and not be intimidated by harassment and arbitrary detention.

"The Western Cape region of the SASJ repeats its call for the end of the state of emergency, for the release of all detainees held under the security legislation and to allow South Africans to exercise their right of freedom of expression."

Issels held under security laws

Staff Reporter

MR JOHNNY Issel and his wife, Zubeida Jaffer, who were detained on Monday, are being held under Section 29 of the Internal Security Act, according to their attorney, Mr Essa Moosa.

They could be detained indefinitely for interrogation in terms of the Internal Security Act, he said.

Initially they were held under the emergency regulations.

Paarl clergyman 329 detained second time

Staff Reporter

PAARL police have detained the Rev Sipho Mtswana, the NGK in Africa's minister in Mbweni, for the second time.

Mr Mtswana, a member of the Western Province Council of Churches, was detained at his home on Monday and is being held at Paarl police station, according to his wife Corinthians.

He was detained for 14 days under the emergency regulations in October.

Mrs Mtswana said two policemen arrived at her home at 3am on Monday.

"My husband wanted to take his jacket with him but one of them told him not to bother with it because they will send him home soon," she said.

Mrs Mtswana said she and her husband had no idea why he had been detained.

● The police directorate of public relations in Pretoria, confirmed that Mr Mtswana had been detained.

CHG T-105
21/12/15

Zubeida Jaffer 329 pregnant

Staff Reporter

MS ZUBEIDA Jaffer, the general secretary of the Clothing Workers Union who was detained this week with her husband, Mr Johnny Issel, is two months pregnant.

They were detained in terms of section 29 of the Internal Security Act which provides for incommunicado detention for up to six months.

Her mother, Mrs Raghmat Jaffer, confirmed yesterday that Ms Jaffer was pregnant and expressed her family's concern over the welfare of her daughter and her unborn child.

"We are very concerned about her welfare. When we went to Caledon Square to take her some clothes on Tuesday, the day after she was detained, we heard her call out to us that she was all right.

"But we have no idea where she is being held now and only have second-hand reports saying she is still healthy," said Mrs Jaffer.

13 detainees on hunger strike

Staff Reporter

THIRTEEN detainees held under emergency regulations at Victor Verster Prison near Paarl have been on hunger strike since Tuesday, the Prisons Department confirmed yesterday.

The Cape Times telexed the names of those thought to be on hunger strike to the Police Division of Public Relations in Pretoria but may not publish their names until police have confirmed their detention.

In a telex to the Prisons Department, the Cape Times asked for

confirmation of the hunger strike and also for comment on the reasons, which were detailed in the telex.

In a reply received from Prisons liaison officer Lieutenant Colonel Danie Immelman, the department confirmed the hunger strike but said "in the meantime, four of them have started eating again".

He said detainees may buy foodstuff at the prison tuck shop and "it should be mentioned that some do buy and enjoy foodstuff from the tuck shop while on a so-

called hunger strike".

Detainees are treated in accordance with laid down rules which are "strict but fair and applied in a professional way and have the effect that people are detained and cared for under internationally accepted prison conditions".

They are visited regularly by judges who report on prison conditions and any irregularities which may occur.

They are seen daily by the prison head with "a view to establishing whether they have any complaints. These com-

plaints are noted in a register and receive the necessary attention."

"The detainees in question have at no stage complained about beds, newspapers, radios and unhygienic conditions of eating on the floor.

"These detainees can in fact buy magazines at the prison tuck shop and have access to the prison library. Some of the detainees prefer to eat in the courtyard while others prefer to eat in their cells. The detainees do sleep on the floor. They are, however, provided with mats, ample blankets and pillows."

'Release them or boycott grows'

By MUDINI MAIYHA

THE Pretoria Consumer Boycott Committee yesterday said they would extend the boycott two weeks longer until January 15 unless the Government releases several CBC leaders being held.

The CBC called for the release of Soweto CBC chief spokesman Jabu Ngweya, Mamelodi businessmen Louis Khumalo, John Tau, Joe Hlongwane, Johannes Kekana and Jabu Chaka and Mamelodi NG Kerk Rev Lucas Mabuse, all held since Saturday.

This week police said they are formulating criminal and "related" charges against people arrested in connection with the boycott.

In Soweto, 17 people have been arrested for activities "having a bearing on the boycott", the police said. They will face charges ranging from murder, arson, public violence to robbery.

● Meanwhile SANDILE MEMELA reports that Blackchain has agreed to lower its prices after being told the high prices of consumer goods in the townships led to the deaths of boycott-enforcing youths.

Blackchain agreed to lower prices of basic commodities after meeting with a Federation of Transvaal Women delegation led by Mrs. M. M. M. M.

Meanwhile, leading hair salon managing director Benny Martins of Eldorado Park said his business was 60% down. People were afraid to perm at his salon because they feared "comrades" would cut their hair.

The CBC last week said cutting people's perms did not advance the struggle.

● South Africa's inflation rate rose to 16,9% in November - 0,1% above the previous all-time high reached a month earlier.

17 policemen converge on her Soweto home

329 B SOWETAN 03/12/85

WINNIE BEHIND BARS

MRS WINNIE Mandela, wife of jailed African National Congress leader Nelson Mandela, was yesterday arrested by police after she had returned to her Soweto home in defiance of a restriction order placed on her on Saturday.

By NKOPANE MAKOBANE

On Saturday, the Minister of Law and Order, Mr Louis le Grange, announced that some restrictions on Mrs Mandela (51) had been relaxed. However, she was prohibited from being in the magisterial districts of Johannesburg and Roodeport. Captain Henry Beck of the police

change words with the policemen and refusing to be taken away. She was later taken away in a police car.

Shortly before this, six foreign and local newspaper correspondents were asked by the police if they had permits to be in Soweto. The journalists were taken to a nearby police station and released about 30 minutes later.

Ticket

Ms Princess Khumalo, Mrs Mandela's younger sister, told The SOWETAN yesterday: "My sister was left at the Holiday Inns Hotel, after she was removed from her home on Saturday.

"Black staff at the hotel raised enough money between them for a third class train ticket to Soweto. She only reached

home at 1am," she said. Police yesterday confirmed that Mrs Mandela is held at the Krugersdorp Police Station. Her lawyers were last night trying to arrange her release on bail.

The most important amendments to Mrs Mandela's restriction order are the lifting of the prohibition on her leaving her Brandfort home — where she was confined by the Government in 1977 — at certain times; the withdrawal of the restrictions on her attending social gatherings and the lifting of the order enforcing her to report to police stations.

Among restrictions that still prevail are that she must not attend political meetings and gatherings of students or scholars, she may not be on educational institutions, provide teaching, except to her own children, or distribute or as-

sist in the distribution of publications. She may also not take part in activities of certain organisations or be on their premises. Further, she may not communicate with anyone whose name appears on the consolidated list which has been compiled in terms of the Internal Security Act. In addition her writings and utterances may not be distributed or published without the Minister's permission.

Petition calls for reporter's release

CMT Times 23/12/87
329

Staff Reporter

A PETITION signed by 105 Cape Town journalists demanding the immediate release from detention of Argus reporter Mr Vernon Matzopoulos has been sent to the Commissioner of Police, Major-General Johann Coetzee.

And in a statement last week, the regional vice-president of the Southern African Society of Journalists (SASJ), Mr Bruce Hopwood, said the arrest of Mr Matzopoulos was "unprovoked".

The arrest formed part of the "pattern of police victimization of local and foreign journalists who have been trying to report the crisis in South Africa as fairly and as accurately as possible", he said.

Sent under the auspices of the SASJ, the letter accompanying the petition protested against the detention in the "strongest possible terms" and demanded Mr Matzopoulos's immediate release.

'Freely'

"Mr Matzopoulos is an office-bearer in the SASJ which has consistently called on the authorities to allow journalists to get on with

their job of covering events freely and not be intimidated by harassment and arbitrary detention.

"We repeat our call for the end of the state of emergency, for the release of all detainees held under security legislation and to allow South Africans to exercise their right of freedom of expression."

Copies of the petition have also been sent to Brigadier C Swart, Divisional Commissioner of Police for the Western Cape.

Mr Matzopoulos was detained after a candlelight vigil on the Sea Point beachfront last Wednesday.

Whipped

The petition was signed by journalists from the Argus, Cape Herald, Sunday Times, Cape Times and Sunday Tribune.

The SASJ statement said "this is not the first time Mr Matzopoulos has had to endure police interference".

It said that on November 8 he was detained and held with Mr Jan van Eck of the PFP's unrest-monitoring committee while investigating reports of police action in Manenberg.

Decision on detainees 'grossly unreasonable'

Cap Times 23/12/85 329

Own Correspondent
JOHANNESBURG. — The State President's decision to exclude any rights of representation before the extension of emergency detention beyond the first 14 days was "grossly unreasonable", Mr Sydney Kentridge, SC, told the Rand Supreme Court on Friday.

Mr Kentridge was acting in an application for the release of 13 leaders of the Transvaal Indian Congress and other United Democratic Front affiliates, most of whom have been held

under the emergency regulations at the Modderbee and Johannesburg prisons since July.

The application was brought against the Minister of Law and Order, the Minister of Justice and the officers commanding the Modderbee and Johannesburg prisons. Judgment was reserved.

Mr Kentridge said the proclamation allowed the minister to order that a detainee be held beyond the initial 14-day period envisaged in the Public Safety Act of 1953 without reference to anyone.

He said it gave the minister powers not intended by the legislature when the Act was passed, and excluded the principles of natural justice.

It was "grossly unreasonable and harsh and repressive", he said.

Appearing for the respondents, Mr J H Coetzee, SC, argued that the proclamation fell within the powers given to the State President under the Public Safety Act.

The Act had never intended to grant the right to detainees to make representation before their detention was extended beyond the initial 14 days.

The 13 applicants are: Mr Issu Chiba, Mr Ismael Moniat, Mr Paul Maseko, Mr Patrick Lephunya, Mr Feizel Mamdoo, Mr Prema Naidoo, Mr Samuel Ntuli, Mr John Radebe, Mr Barnabus Chete, Mr Bethuel Phakathi, Mr Mosheen Moosa, Mr Yusuf Areff and Mr Justice Mazibuku.

JOHANNESBURG—Mrs Winnie Mandela, wife of African National Congress leader, Nelson Mandela, was in police cells last night awaiting a court appearance on charges of breaching her restriction order.

She had been arrested yesterday after police had forcibly removed her from her Soweto home on Saturday night to an airport hotel just beyond the Johannesburg city limits.

After spending the night with friends in Pretoria Mrs Mandela defied a new restriction order issued at the weekend and went back to her Soweto home.

It was there yesterday morning that a contingent of about 16 security policemen found her and arrested her.

She would appear in court as soon as charges had been formulated against her, said Capt Henry Beck of Police Headquarters, Pretoria.

He said Mrs Mandela, under arrest at Krugersdorp Police Station, was being charged under the Internal Security Act for contravening her restriction order which prohibited her from returning to Soweto.

The Saturday night swoop on her Soweto home was carried out after Mrs Mandela had been served with new restrictions which prohibited her from being in the magisterial districts of Johannesburg and Roodepoort.

At gunpoint

She was taken at gunpoint from her home to the hotel but she left soon afterwards to join her Pretoria friends.

Mrs Mandela had lived at her home in Soweto since August, when her house and clinic in Brandfont were firebombed in an arson attack.

She has since played an active role in the anti-apartheid movement, addressing news conferences and speaking at political gatherings.

Mrs Mandela, under her old restriction order, had been barred from meeting more than one person at a time.

Mr Louis le Grange, Minister of Law and Order, said yesterday she could now live anywhere she chose outside Johannesburg and Roodepoort, ending her banishment to Brandfont.

He added that she could also attend social events, but was not allowed to attend or speak at political gatherings or be quoted in South Africa.

Her lawyer, Mr Akbar Ayob, said he had been to see Mrs Mandela and she was fine, although she had sprained her ankle and bruised her arm during the removal from her home.

During her arrest by security policemen armoured cars blocked off both ends of the street.

Journalists

Police rounded up six foreign journalists at the house, took them to a nearby police station and released them 30 minutes later.

The six would be charged with violating emergency regulations governing Press coverage in Soweto, said a police spokesman.

They included Alan Cowell of the New York Times, Allister Sparks of the Washington Post, Michael Parks of the Los Angeles Times and Gideon Mendel, a South African photographer working for Agence France-Presse.

Special restrictions were imposed in Soweto two months ago and reporters have been ordered to obtain a police permit every time they enter the township.

The maximum penalty for breaking emergency regulations imposed since July is 10 years' imprisonment or a R20 000 fine or both.

The SABC quoted a police source last night which revealed that Mrs Mandela had been told the State would pay her expenses if she moved from Soweto to comply with the revised restriction order.

The police had also offered to pay for her accommodation in the hotel to which she had been taken on Saturday night. — (Sapa-Reuter-AP)

Mandela's wife held on charge of defying ban

23/12/85

339

Meany

Call for release of detainees

Chr. Times 23/12/88 Staff Reporter

329

THE Ecumenical Action Movement (Team) has called for the release of four of its members so they can be reunited with their families at Christmas.

Ms Virginia Zweigenthal, Mr Edwin Arrison and the Rev Howard Marawu have been held since the beginning of the state of emergency. Mr Mike Deeb was detained two weeks later on November 11.

Cape Times
23/12/85
Plea for
327
detainees

Staff Reporter

THE United Democratic Front has appealed to the authorities to act with compassion in the true spirit of Christmas by releasing all detainees "so that they may spend this Christmas with those they love".

In a Christmas message issued by Mr. Naseegh Jaffer, spokesperson for the executive of the UDF's Western Cape branch, the UDF said: "Christmas this year is filled with sadness for thousands of people in the Western Cape. Children as young as 14 will spend this period in the loneliness of prison cells."

In our communities there are mothers, fathers, relatives and friends whose thoughts will be with their loved ones, who will worry about their well-being, and wonder when they are to be released.

The detainees' spirit "has been a source of strength to the United Democratic Front and an example that gives courage to us all in the days ahead."

"Our people, too, have shown unity and solidarity with the detainees."

A Christmas in detention

Staff Reporter

AS Christmas approaches, hundreds of detainees, are still being held without trial and will probably spend Christmas in prison.

The detainees include young people and children under the age of 18. Many detainees are parents, with children who will spend this Christmas without the mother or father who has been detained.

The organization Friends and Families of Detainees (Fafod) has supplied the following information about people who, as far as is known, are still in detention.

Ms Lizzie Phike is the mother of five sons. Paarl secretary of the Food and Canning Workers' Union and active in the Mbekweni community, she was detained on October 29 under the emergency regulations.

She has been allowed only one visit, during which she expressed concern about her children and asked her visitor to look after them. Requests from her family to be allowed visits have been refused and her children worry about their mother.

"They keep asking about her, especially the younger one. I just keep on saying she will be here one day," said a relative.

"The little one will say 'my mummy is also coming' if other children mention their mothers."

Ms Phike has recently been granted a house in Mbekweni and is afraid she might now lose it. She also suffers from respiratory problems and is believed to have been treated in hospital during her detention.

Mr Dan Louw is married with two children, aged six and 10. A teacher at Manenberg, he was detained on October 30.

Throughout his detention he has not seen his children because his family believes the children would be too upset at seeing their father in

prison. Mrs Lucia Louw has only been allowed to see her husband for three 30-minute periods since his detention.

Before he was detained, Mr Louw was granted a transfer to a school in Rehoboth, SWA/Namibia. His wife now has to cope alone with organizing the family's move and does not know when her husband will be released.

The two children have been sent to their grandparents in Springbok, but want to come back to be with their mother if their father is not released. Mrs Louw prays for his release by Christmas so the family will be reunited.

Mr Harris Sibeko and **Mr Sheppie Matshoba** are both executive members of the Western Cape Civic Association and were detained on October 26. Mr Sibeko is the father of six children, aged three months to 14 years, and Mr Matshoba has two daughters, aged 13 and 18.

His wife Linda said the children had reacted badly to their father's detention and there had been lots of tears at home.

"When they see me take clothes for Harris, the children think he's coming home with me."

Mr Sibeko's employer has been very supportive, making representations to the police on his behalf and contacting Mrs Sibeko to ask after the family's well-being.

Mr Matshoba's wife Margaret said the daughters missed their father terribly and were not coping without him.

"Sheppie was the head of the family. I am faced with the double role of father and mother."

Mrs Sibeko has been allowed two visits, one in November and one this month. Mrs Matshoba has been allowed only one visit and does not know when another will be granted. Both said their husbands had lost weight in detention.

42 detained this week

PRETORIA. — A total of 42 people have been arrested under the emergency regulations in the past week, the lowest weekly detention figure during the five-month-old state of emergency, according to a police list of detainees issued this week.

According to the weekly police lists, at least 6585 people have been detained under the emergency, although a police spokesman in Pretoria said only 573 people were still being held.

The names of the latest detainees are:

- 1 Sandra Japha coloured female Worcester
- 2 Danile Magwa black male Paarl
- 3 Siphō Mhwana black male Paarl
- 4 Naude Molise black male Randfontein

- 5 Parakle Meyer coloured male Randburg
- 6 Jabutani Ngwenya black male Johannesburg
- 7 John Koji black male Somerset East
- 8 Tosamile Mdjeshu black male Somerset East
- 9 Elliot Zenzile black male Somerset East
- 10 Msozolo Mashuja black male Somerset East
- 11 Isak Plaatjies black male Somerset East
- 12 Ncartgyr Zebzuke black male Somerset East
- 13 Benzile Mabombile black male Somerset East
- 14 Lucky Zomba black male Somerset East
- 15 Gloria Mani black female Uitenhage
- 16 Nelson Maru black female Uitenhage
- 17 Alfred Ntuyano black male Uitenhage
- 18 Julius Nylenwa black male Uitenhage
- 19 Ntsokolo Mandesi black male Uitenhage
- 20 Gideon Juyetele black male Uitenhage
- 21 Christopher Dolombakhila black male Somerset East
- 22 Xolani Soga black male Cradock
- 23 Bonisile Magwa black male Cradock
- 24 Johanna Butana black female Uitenhage
- 25 Wiba Butana black male Uitenhage

- 26 Daniel Japta coloured male Kirkwood
- 27 Sandile Gabhayi black male Grahamstown
- 28 Bonani Magingwa black male Grahamstown
- 29 Mzikusi Jini black male Grahamstown
- 30 Ngeniselo Neezwa black male Grahamstown
- 31 Bongani Mfecana black male Grahamstown
- 32 Michael Motuxu black male Grahamstown
- 33 Nzingisi Lamani black male Grahamstown
- 34 Monde Fijane black male Grahamstown
- 35 David Lukwe black male Grahamstown
- 36 Dingaan Makhudu black male Randfontein
- 37 Reginald Ntsolengoe black male Randfontein
- 38 Lawrence Moleko black male Randfontein
- 39 Thab Motaung black male Johannesburg
- 40 Themba Khumalo black male Johannesburg
- 41 Elistous Radebe black male Johannesburg
- 42 Themba Mathepwa black male Johannesburg

Detainees' application for release dismissed

CAPE TOWN — An application by former detainee Mr Dullah Omar and five others for their release from detention in Victor Verster prison was dismissed with costs in the Supreme Court on Friday.

Mr Omar, an advocate, and Mr Leslie Andrews were released and restricted while judgment in the matter was pending. The other four, the Reverend Howard Marawu, Mr Marcus Solomon, Mr Derrick Naidoo, and Mr Neville Naidoo, were kept in prison.

Mr Justice Vivier delivered the judgment, with the Judge President, Mr Justice George Munnik, concurring.

Mr Justice Friedman passed a dissenting judgment in which he said he would have ruled that Regulation 3 (3) of the emergency regulations was invalid and should be set aside.

He would also have ordered the release of the six detainees, he said. This could have presaged a flood of similar applications on behalf of all detainees held longer than 14 days

without a hearing.

Mr Justice Friedman said there was "nothing in the act which permits the State President, in promulgating regulations for detention, to override the fundamental procedural rule of fairness and of natural justice embodied in the 'hear both sides' maxim".

In his opinion, he said, the State President had "failed to apply his mind to the relevant data or principles or relied on irrelevant considerations" when he abolished the "hear both sides" principle in relation to detainees held for over 14 days.

Mr Justice Vivier held that the power to exclude the "hear both sides" rule was implied in the Public Safety Act.

"Restricting" detainees' access to lawyers could not be said to involve "such oppressive or gratuitous interference with their rights as could find no justification in the minds of reasonable men," Mr Justice Vivier said. — Sapa

520
Dismissed
1/1/74

Judges differ on detention

Supreme Court Reporter

AN APPLICATION by former detainees Mr Dulah Omar and five others for their release from detention in Victor Verster Prison was dismissed with costs in the Supreme Court on Friday.

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Mr Justice Vivier held that the power to exclude the "hear both sides" rule was implied in the Public Safety Act. Mr A Chaskalson SC, with Mr J Gauntlett and instructed by Mallinck Ross Richards and Closenbergs, appeared for the detainees. Mr Martz appeared with Mr S J State President for the Minister of Justice and the Minister of Police. Mr C de Klerk SC, with Mr C Y Louw, appeared for the Minister of Law and Order and the Commissioner of Police.

DURING an adjournment in a political trial, a security policeman and an accused were joking about recent events. Said the accused: "Now, if I had to say something like that in public, you people would lock me up under Section 25." Replied the policeman, "Yes, but then your lawyers would get an interdict and have you released, so how would that help us?"

That conversation summed up the cat-and-mouse game that has been taking place between "the strong arm of the law" and various civil rights lawyers in the country over the past year.

In a number of historic judgments, the police's exercise of South Africa's arbitrary security legislation, which had previously been regarded as inviolate as the prison walls that held their captives, has come under judicial scrutiny and has been found wanting — a phenomenon that would have been unthinkable only 18 months ago.

The saga first started at the tail end of 1984, the target being the use of Section 28 of the Internal Security Act, which provides for the detention of persons for up to six months (renewable) who are believed to be a threat to the security of the State. This "political cooler", as it became known, was applied with great enthusiasm to the leaders of the United Democratic Front, *inter alia* around the time of the elections for the House of Delegates.

In an historic court application in September 1984, the Natal Provincial Division of the Supreme Court found that the Section 28 warrants issued by the Minister of Law and Order were fatally defective, as the Minister did not give reasons why the persons were detained, alternatively an explanation why such reasons could not be given, and ordered the release of seven detainees. Later, detention orders issued by the Minister attempting to remedy this defect were held to be valid by a full bench of the Natal Provincial Division, but the matter is now on appeal.

These early battles proved to be the curtain raisers for a far more dramatic challenge in 1985. By far the most abused security power has been the power given to Attorney-Generals in security cases to refuse bail by means of a certificate, which deprives the courts of their traditional rights to hear an accused person's application for bail.

In March, 1985 the Attorney General in Natal did just that in the trial of the 16 UDF leaders in Pietermaritzburg. The validity of the Attorney-General's certificate was challenged in the Natal Supreme Court, and found wanting. Shortly thereafter the UDF leaders were freed on bail.

Later in the year, an Attorney-General's certificate was thrown out by the Pretoria Supreme Court in the second UDF trial (more popularly known as the Delmas Case), but bail was still refused by the court on the merits of a later application.

The "cause celebre" of 1985 was the challenging of the ambit of detentions in terms of Section 29 of the Internal Security Act, one of the most notorious and impregnable of the South African security provisions. Once again the revolt against legal convention came from the Natal Supreme Court.

A leading churchman, Paddy Kearney, was amongst a group of people detained in August under

The legal monolith starts to crack at the seams

For months there's been a cat-and-mouse game between civil-rights lawyers and the State over detainee rights. And for a change, the lawyers are even winning on occasion. A Johannesburg attorney reports.

85 THE LAW

Section 29. His wife and Archbishop Dennis Hurley brought an urgent application for his release.

Section 29 authorises detention where the detaining officer "has reason to believe" that the "subject" has committed or intends to commit certain offences or is withholding information relating to the commission of those offences. The applicants alleged that no reasonable person could have had cause to believe that Kearney had committed the requisite offence or withheld the requisite information.

The Minister of Law and Order's response was to hide behind the discretion that a policeman enjoys under Section 29 and to rely on an ouster clause in Section 29 which states that "a court has no jurisdiction over Section 29 detainees". The court however found that the police officer must have a factual base as a basis for his belief. Kearney's release was ordered.

In rapid succession a number of other Section 29 Natal detainees were released before the court papers saw the light of day on a judicial bench. Other applications went all the way to court, and again the Natal Supreme Court ordered the detainees' release.

The next scene for a showdown in the cat-and-mouse game was set by the declaration of the State of Emergency on July 21, 1985.

Interestingly enough, no area in Natal was proclaimed as an Emergency area and so that province's Supreme Court has thus far been silent on the merits of legal applications that have challenged the ambit of the Emergency regulations.

The first attack on the Emergency regulations came in the Eastern Cape in the case of *Nkwinti v The Commissioner of Police and Others*. Here a number of points were raised by Nkwinti's legal team, including the validity of the Emergency itself. The latter argument was rejected, but the court nevertheless ordered Nkwinti's release on the basis of a legal principle known as *audi alteram partem* (let the other side be heard).

The court held that Nkwinti ought to have been given an opportunity to make representations as to why his detention may have been unnecessary.

Not long thereafter, the Emergency regulations were amended, in an attempt to exclude *audi alteram partem*. Once again, lawyers acted swiftly and a further application was brought in the Eastern Province arguing that the regulations as amended did not completely exclude *audi alteram partem*, alternatively were not authorised by the enabling statute. A full bench of the Eastern



Drawing by Carl Becker



Jubilation as court frees trialists: accused Mewa Ramgobin, centre, hugs his daughter and Advocate Ismail Mahomed
Picture: Gideon Mendel (AFP)

Province Division rejected both these arguments. The case is now on appeal to the Appellate Division.

Two applications taking, broadly speaking, the same argument have now been launched in the Cape and the Transvaal. At the time of this article, judgments are being awaited in both. If the applicants' arguments are upheld, a major tremor will be felt in all those prisons presently housing Emergency detainees, the vast majority of whom have doubtless been denied the right of *audi alteram partem*.

The courts in 1985, however, have not only been kept active by pronouncing on the rights of detainees. Other interesting court battles have been:

● In September, the Transvaal Supreme Court held that the

the near future

● In two instances where Black Local Authorities attempted to impose a tariff increase on their residents, court applications were successfully brought to set them aside.

● The woeful tale of the Magopa Tribe, who were forcibly removed in 1983, took a sudden twist when the Appellate Division reversed an earlier decision of the Supreme Court. An application brought by the tribe to stop the removal, because the correct procedural steps had not been taken, had been rejected by the Transvaal court.

What has led to these startling results? Is South Africa experiencing a judicial revolt?

One theory is that the South African judiciary has come under enormous pressure and criticism about its human rights record, and there are many on the bench who, given the opportunity, would be willing to alter that record.

Another theory suggests that judges are not immune from the currents sweeping throughout our society. Concerned by the growing arbitrariness of executive power, judges are anxious to place limits on over-zealous officials where they can. Judges feel that if they are going to be the vehicle through which draconian laws are to be implemented, then they are going to do their best to circumscribe them.

Yet, the advances made in recent months could soon be set back. The Appellate Division has yet to give a decision on any of the Section 29, Section 28 or Emergency cases, but is likely to do so in 1986 as many of these cases are on appeal. Secondly, recent indications in some Emergency cases have shown a swing back towards "executive mindedness" (a euphemism of human rights lawyers for decisions they do not like).

The State itself has also been a somewhat disingenuous respondent in many of the applications it has fought. This is probably attributable to the feeling of its lawyers that security laws themselves constitute a sufficient obstacle for any applicant to face. This smug approach has been given short shift by the courts, and a more vigorous and imaginative approach from the State is likely to be anticipated in the future.

Whilst 1985 may have been the "Year of the Detainee" on the judicial calendar, 1986 may prove to be less bountiful.

Fortcoming Attractions in the Court Rooms in 1986:

- Return day of court application of Wendy Orr and 42 Others.
- The trial of the Delmas 22.
- The Supreme Court Review of an Industrial Court ruling over the dispute of National Union of Mineworkers and General Mining Corporation about the Marievale strike, where the Industrial Court took the historic step of reinstating striking mineworkers.

bus. DAY 27/12/95 (357)

Winnie's next move awaited

INTERNATIONAL media attention will focus on Winnie Mandela today, as she is expected to leave Cape Town after spending Christmas with members of her family. She was permitted to spend 40 minutes of Christmas Day with her husband, imprisoned ANC leader Nelson Mandela. Family members say he is being held in solitary confinement in Pollsmoor Prison.



There was speculation yesterday that she intended returning to her home in Soweto.

Mandela is engaged in a cat-and-mouse game with government over a new banning order, which prohibits her from living in the Johannesburg and

PETER HONEY

Roodepoort districts, thereby preventing her from living in her Soweto house.

She was detained and brought to court this week for defying the ban, after Security Police twice removed her physically from her house.

She was released on her own recognisance on Monday to stand trial next month on, as yet, unspecified charges. Mandela has been banned, imprisoned and harassed by the authorities many times, and in May 1977, she was banished to the remote Free State town of Brandfort.

She moved to Johannesburg in defiance of the ban, after her Brandfort home and clinic were petrol-bombed by unknown arsonists in August this year.

copy time 28/12/85

'Let fate of nazi Austria be a warning'

By BARRY STREEK
Political Staff

THE fate of Austria, where the nazis came to power in the 1930s, was being recreated in South Africa, a "land of hope and glory", according to Mr S J H Zweigenthal, whose daughter, Virginia, has been detained under the emergency regulations for more than two months.

"When men and women of goodwill and integrity are being suspected of subversion, watch out South Africa!" he said.

Mr Zweigenthal, who left Austria in disgust in 1934 and settled in South Africa, said the situation in his former homeland in the 1930s should be "a warning to the South Africa of the 1980s".

Student

His daughter, Virginia, a first-year medical student at the University of Cape Town, was detained on October 25.

She and another detainee, Ms Lyn Garwen, a teacher at the Crestway Senior Secondary School, who has also been in detention for more than two months, are the only two white women still in detention in the Western Cape. They are both being held in Pollsmoor Prison.

Mr Zweigenthal said in an open letter that he came to South Africa with the intention of

making it his home and becoming a loyal citizen.

"In becoming a citizen of South Africa I assumed to enter into a relationship of obligation and rights.

"Because my country of birth grievously violated these rights, I considered my obligations to the Austrian fatherland terminated.

"I left Austria in disgust. I did not even look back to the shores of Europe when the ship pulled out of the port...

'Goodwill'

"I lived in South Africa under seven different administrations. I soon realized that my country of adoption was beset with serious problems, but that these were to be accepted as challenges by a determined, hardworking citizenry of goodwill."

His wife is a granddaughter of E H V Mellvill, a Rand pioneer, and his son, a civil engineer, was an officer in the South African Defence Force, while his daughter has a BSc degree from Wits and a BSc (Hons) degree from UCT.

"The purpose of her studies is to, dedicate her life to, community medicine among the poorer people of this country, irrespective of race, colour or creed," Mr Zweigenthal said.

us

How long will the emergency go on?

329

E. Post 20/12/85

THE state of emergency, introduced five months ago, looks like continuing into the new year. Although emergency provisions have been lifted in some areas (and imposed on others), a pattern of wildcat rioting in SA's black townships appears to have developed, with scant sign of it abating.

Some observers question, however, whether the young people at the helm can keep up the 15-month-old pressure of protest. They suspect that disillusionment could set in and think it could peter out.

Originally slapped on 36 magisterial districts — 14% of the country's total, but covering the most densely populated areas — the emergency now applies in 30 districts.

The State President introduced the emergency in an attempt to "normalise" the situation in a country being torn apart by political violence. Yet there is evidence to suggest that it may have politicised more people in the townships and led to heightened conflict, resulting in consumer and school boycotts and the threat of a mass burning of pass books.

Police methods of riot control appeared to have fuelled antagonism between the authorities and blacks but, since the Mamelodi funerals recently, their methods seem to have become more sensitive.

Despite the fact that the emergency has proved to be one of the most controversial and damaging Government moves at a time of increased anti-SA

sentiment, continual and widespread calls for its removal have fallen on deaf ears.

A major adverse effect of the emergency/riot policing has been SA's increasing diplomatic isolation and foreign capital squeeze. Businessmen have tended to view the emergency as a "regrettable necessity".

As at December 10, nearly 500 people had died since the emergency was introduced on July 21.

A total of 7 006 people were detained up to the end of November with 5 777 having been released and 1 229 still incarcerated, according to the Detainees' Parents Support Committee (DPSC).

Within hours of its introduction, 113 people had been detained in terms of the emergency and within three days there were eight dead.

Newspapers were at first asked to tone down unrest reporting but as international indignation grew, the Government last month imposed a ban on photographing "unrest

situations" on the premise that television cameras fuel rioting.

The statistics of unrest-related deaths tell a different story from the State President's assurance that the revolutionary climate in SA is "fast losing momentum", an announcement he made when he recently lifted the emergency in eight areas.

The other side of the story is that at least 100 people were killed in township conflicts last month — after the clamp placed on TV reportage of the unrest — making November the year's second highest monthly death toll, according to the SA Institute of Race Relations (SAIRR). And in the week up to December 10, a further 28 were killed in political violence, says the SAIRR.

President Botha has said that Government's success in undercutting the revolutionary climate, which he says is instigated from outside the country and by radicals opposed to reform, was attributable to the successful imple-

mentation of the emergency.

Yet there has been a rise in the daily death toll average of 1,67 for the first half of the year, to 3,44 from July 21 when the emergency was declared. Of 816 people killed since January (to December 10), 482 have died since the emergency was implemented.

On October 25 Government lifted the state of emergency in six districts of the Eastern Cape and the Transvaal. The next day, emergency regulations were slapped on eight districts of the Boland and Western Cape where 325 people were detained in a week. Three weeks ago it was lifted in eight areas in the Western Cape and Transvaal, leaving 30 districts still covered by its provisions.

According to the DPSC, 39% of the 5 857 people detained during the first 15 weeks of the emergency were still being held at the end of October. The number of people in detention on October 31 totalled 2 296, 50% of whom were from the eastern Cape.

Detentions in Port Elizabeth total 1 837, the highest, followed by 460 in Uitenhage. DPSC figures show a rate of detention of 390 people per week, or nearly 56 a day. From Johannesburg, 135 people remain incarcerated since the first six weeks of the emergency.

SAIRR director John Kane-Berman says the statistics indicate that the level of political violence was reduced in emergency areas but there has been an escalation in other parts of the country. He believes, however, that there is a reasonable chance that the violence next year will be less than in 1985.

Black Sash president, Sheena Duncan, says the news blackout and the "failure of the SABC to deal properly with what is happening", has led to a situation where general white awareness bears little relationship to the reality. "I don't hold out much hope for the immediate future: it is very unclear what is going to happen in 1986," she says.

— The Financial Mail

Four children released from detention

By BARRY STREEK

THE police have confirmed that four children were released from detention under the emergency regulations on Christmas Eve.

One of the released children, Ridwan Karim, is 14, while Paulus Ramuwana is 15. The other two, Nkosial Manxin and Mathews

Manxin, are aged about 14. All four are from Worcester.

Their detention was revealed after the Minister of Law and Order, Mr. Louis le Grange, had clarified a statement that there were no children under the age of 16 in detention in the Western Cape on November 30 by saying that he was not referring to the Boland.

It is not known whether a fifth child, Hans Harms, 15, has been released yet.

After Mr. Le Grange backed down on his statement, Mr. Anwar Ismail, who placed an advertisement about the detention of children in the Cape Times, revealed that Ridwan Karim, who spent about 50 days

in detention, used to cry every night in his prison cell.

Mr. Ismail shared the cell with him, Hans Harms, and Francois Fredericks, 17.

In a statement on December 6, Colonel Leon Meitler, the police's liaison officer, said the detention of five children under the age of 16 was receiving "urgent attention".

● The Federation of Cape Civic Associations yesterday condemned the continued detention of three of its members, including one who was due to have been married earlier this month.

In a statement, the federation's vice-chairman, Mr. A.P. Fortuin of Knysna River, said the federation called for the release of all other detainees.

● "If the state has charges against these detainees, they should be afforded the opportunity to defend themselves," the statement said.

● "Let fate of nazi Austria be a warning, page 5"

CAB: TIMB 30/12/88

Detainees attend funeral

Own Correspondent

DURBAN. — Two detained Durban brothers were allowed to attend their mother's funeral at the weekend.

Mr Lambie Rasool, father of Riaz Sheik and Yunus (Mo) Shaik, an assistant general secretary of the Garment Workers' Union, said yesterday he wished to express his appreciation to the security police for co-operating with his family.

"They have been extremely helpful and allowed my two sons to pay their last respects to their mother," he said.

Their mother, Mrs Kay Rasool, died

in Durban's Wentworth Hospital on Friday after a heart attack.

Mr Rasool claimed his wife's death was largely due to their children's detention.

"She was pining for her sons since their detention six months ago.

"She even sold her diamond ring to pay for legal costs," he said. The brothers have not been charged.

Meanwhile, a Durban doctor, Dr Vijay Ramlackan, 27, and his wife, Sandy, 22, a Natal University student, who were among a number of UDF activists arrested are still being detained.

Boy tells of prison strike

Staff Reporter

AN Nyanga East boy released after seven weeks in detention under the emergency regulations says he went on a seven-day hunger strike to try to force the authorities to release him.

Paulus Ramacwana 15, said three others — Ridwaan Karriem, 14, Nkosal Manxin and Matthews Manxin, both believed to be 14 — were also released from Victor Verster Prison last week.

From his home Paulus said: "I was arrested when I went to Worcester to a funeral. I have no idea why I was detained and find it hard to believe that I was held for seven weeks — during which I did not see my family — without being charged.

"I was unhappy and missed my family and went on a seven-day hunger strike with lots of other detainees to force the authorities to release us."

"SURPRISED"

His father, Mr Agrippa Ramacwana, said he was not told that his son had been released.

"I was surprised when he walked into our house. I could hardly believe it was him and was filled with happiness," Mr Ramacwana added.

He said his son was taken to Worcester by police and told to find his own way home.

Some of his friends in Worcester organised a lift.

members of either the mainstream PLO or else by some of the maverick offshoots

venge by violating everything — "even your children".

Winnie's Soweto plans unclear



CHRIS CHAMBERS

WINNIE MANDELA'S return to Soweto depends on how many more times this week she will be allowed to visit her jailed husband, Nelson Mandela, in Pollsmoor prison, Cape Town.

She must, however, return to Johannesburg by tomorrow, the day set down for an application in the Supreme Court asking for the order banning her from the Johannesburg and Roodepoort magisterial districts to be set aside.

She and members of her family visited Mandela for an hour on Sunday. A further visit was scheduled for yesterday. Any others later in the week will depend on prison authorities.

During some of the visits Mandela was accompanied by representatives of the family attorneys — Ismail Ayob & Associates.

One of the attorneys, Akbar Ayob, who has since returned to Pretoria, refused to reveal details of consultations with the jailed ANC leader, saying they were a purely family affair.

He was further prevented from saying anything about the meetings by the Prisons Act.

He confirmed that Winnie Mandela would almost certainly be returning to Soweto before tomorrow.

He said that at this stage it was uncertain what progress had been made in persuading the police not to arrest her until the court application had been heard.

Winnie Mandela was forcibly removed from her Soweto home on December 23 in terms of her new banning order.

She was subsequently released on her own recognisances. She is to stand trial some time in January on, as yet, unspecified charges.

Blackburn, Bishop die in E Cape motor smash

BUS DAY
30/12/85

MOLLY BLACKBURN, MPC for Walmer and human rights activist in the Eastern Cape, and Dr Brian Bishop, MPC for Gardens, died on Saturday in a motor accident near Humansdorp.

Blackburn's sister, Judy Chalmers, and Dr Bishop's wife, Di Bishop, were injured.

Reports indicate that the four were returning to Port Elizabeth from Oudtshoorn when the accident happened.

A police spokesman said Blackburn's car was involved in a head-on collision at about 8.30 pm on Saturday on the road between Kareedouw and Humansdorp.

The driver of the other vehicle, who was also killed, has not been identified. The two injured women were admitted to the Humansdorp hospital and later transferred to the provincial hospital in Port Elizabeth.

Blackburn had been detained several times for entering black townships in the Eastern Cape without police permission.

Dr Bishop was a prominent civil rights activist in Cape Town.

Dr Frederik van

Zyl Slabbert, leader of the PFP,

yesterday expressed his deep shock at the news of the death of

Molly Blackburn.

In a statement Slabbert said: "I am deeply shocked by the sudden and tragic death of Molly Blackburn. She was a courageous fighter for justice and had very high credibility and admiration from many black South Africans and colleagues.

"She will be sorely missed wherever communication between black and white is needed." — Sapa.



SLABBERT

Winnie's Soweto plans unclear



WINNIE MANDELA'S return to Soweto depends on how many more times this week she will be allowed to visit her jailed husband, Nelson Mandela, in Pollsmoor prison, Cape Town.

She must, however, return to Johannesburg by tomorrow, the day set down for an application in the Supreme Court asking for the order banning her from the Johannesburg and Roodepoort magisterial districts to be set aside.

She and members of her family visited Mandela for an hour on Sunday. A further visit was scheduled for yesterday. Any others later in the week will depend on prison authorities.

During some of the visits Mandela was accompanied by representatives of the family attorneys — Ismail Ayob & Associates.

One of the attorneys, Akbar Ayob, who has since returned to Pretoria, refused to reveal details of consultations with the jailed ANC leader, saying they were a purely family affair.

He was further prevented from saying anything about the meetings by the Prisons Act.

He confirmed that Winnie Mandela would almost certainly be returning to Soweto before tomorrow.

He said that at this stage it was uncertain what progress had been made in persuading the police not to arrest her until the court application had been heard.

Winnie Mandela was forcibly removed from her Soweto home on December 23 in terms of her new banning order.

She was subsequently released on her own recognisances. She is to stand trial some time in January on, as yet, unspecified charges.

Unions launch campaign against detentions

THE International Confederation of Free Trade Unions has resolved to launch an internationally co-ordinated campaign to put pressure on South Africa to stop detention without trial and the harassment of trade unionists.

The resolution was taken by the executive board of the organisation at its meeting in Brussels.

In a statement the ICFTU said "it denounced vigorously the continued harassment, detention and arrests by the South African Government of trade union-

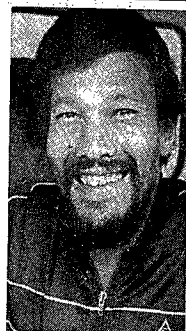
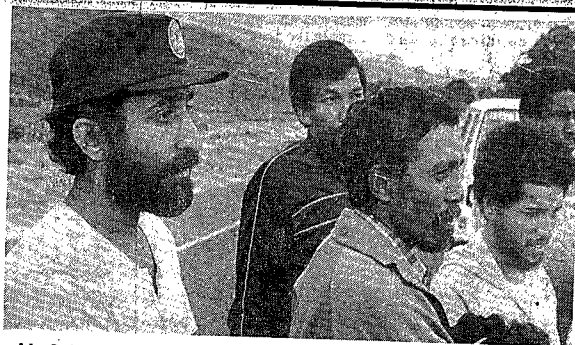
ists in an effort to intimidate them and their trade union rights in the country."

Prison

In its statement, the ICFTU condemned the continued detention of Mr. Mahlomola Skhosana, assistant general secretary of the ICFTU-affiliated Council of Unions of South Africa (Cusa), who has been in prison since July.

It said it demanded that Mr. Skhosana be released immediately, together with all detained trade unionists and political prisoners.

The international body said the special campaign was aimed at putting maximum pressure on the South African authorities to comply with these demands.



Mr Saleem Badat (left), Mr Jack Jagers (obscured), Mr Marcus Solomon and Mr Logan Wort were among 37 people released from Victor Verster Prison yesterday.

Mr Jack Jagers, another of the detainees released yesterday.



Mr David April, one of the 37 people released from Victor Verster Prison yesterday, being greeted outside the prison soon after being set free.

Pictures: Stewart Colman

45 detainees released — restricted

Cape Times 31/12/85
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Staff Reporters

ALL 45 emergency and security legislation detainees released from Victor Verster and Pollsmoor prisons yesterday — including virtually the entire Western Cape executive of the United Democratic Front — have had wide-ranging restriction orders placed on them.

The orders vary, but many people are now Salem Badat, editor of the community newspaper Grassroots, Mr Rashid Seria, Grassroots media worker, the Rev H S Maroso, a General Union executive member, Ms Dorothy Zibhanga, United Women's Organization president, Ms Lyn Gar-

Leslie Andrews, Mr Mathew Andrews, Mr Selwyn Daniels, Mr David Abrahams, Mr Keith Samuels, Mr Marius Arries, Ms Celia McCree, Mr Abie Fortuin, Mr Moses Arendse, Mr Logan Wort, Mr Johnny Bosch, Mr Rosemary Sonto, Mr Benjamin Scherere, Mr Cecil Essau, Mr Francois

Some of those released are journalists, teachers, academics, students and school pupils, who will now be prevented from practising their professions or attending school or university unless they obtain special exemption. The restrictions will remain in force until the lifting of the state of emergency.

Grassroots

The Cape Times was yesterday able to establish that the following have been released: Mr Zoli Malindi, Mr Christmas Tinto, Mr Wilfred Rhodes, Mr Goolam Abubaker, Mr Ibrahim Rassoul, all UDF

wen, Mr Dan Louw, both teachers, Mr Michael Deeb, Mr Edwin Arrison, Ms Virginia Zweigenthal, all Ecumenical Action Movement members, Mr Llewellyn McMaster, Mr Greg McArthur, both students at the University of the Western Cape, Ms Mildred Lesia, Ms Jean Pense, Mr Manuel Constant, Mr Neville Ndoo, Mr Derek Ndoo, Mr Edgar Pieterse, Mr Jack Jagers, Mr David April, Mr Marcus Solomon, Mr Vaggie Sovahl, Mr Leslie Massardor, Mr

Abrahams, Mr Edwin Wilson, Mr Michael Lindsay Benjamin and Mr Kevin Patel. Mrs Avril Seria, wife of Mr Rashid Seria, a media worker on Grassroots community newspaper, said the restriction order would prevent him and Mr Badat, Grassroots editor, from working.

"The security police said they would have to apply to the Commissioner of Police for permission to do their jobs. They are not sure they are prepared to do this," Mr Seria was detained with most of the others on October 25. Mrs Seria said: "That they have been released now has no significance. They are still restricted and have been deprived of many freedoms."

Phoned daily "One can only speculate that the authorities thought that by releasing them, the country would have a quiet new year. I am just very glad to see my husband free." She had telephoned the police daily since Mr Seria was detained on October 25, she said. For the past few days they had been telling her he would be re-

Mathew Andrews, 16 is one of the pupils affected by the order. He was in jail for 56 days. His mother, Mrs Evelyn Andrews, said: "It's fantastic to have him back but now he can't go to school."

Mr Michael Deeb, a teacher at Greenvalley Senior Secondary School, was released after 50 days.

Among the prominent Western Cape detainees still being held in terms of either emergency regulations or security laws are Mr Johnny Isel, the banned Churches Urban Planning Commission worker, his wife, Clothing Workers' Union general secretary Ms Zubaida Jaffer, Mitchell Flain community worker, Mr Shahida Isel and Food and Canning Workers' Union organiser Mrs Lizette Phike.

● A further seven detainees whose names were not previously published as being released were freed from Victor Verster Prison on Christmas Eve. They are: Mr Richard Abrahams, Mr Adli Jacobs, Mr Ricardo Bowser, Mr Marius Arries and Mr Mogamat Zane Benjamin, all of Manenberg, and Mr Jonathan September of Retreat.



Ms Cheryl Carolus, a senior UDF official, hugs Mr Logan Wort, one of released from Victor Verster Prison yesterday, while another of the former journalist Mr Saleem Badat, looks on.

ROMENS SUMMER SELL-OUT NOW ON

1/2 PRICE

Cape Times at New Year

THE Cape Times will not appear on Thursday, January 2. The advertisement offices will be closed from 12.45pm today until 8am on Friday, January 3. Birth, death and lost-and-found notices can be phoned to 24-2233 between 10am and 5pm on Thursday, January

Funds rumour de

By STEVE GORDON ORGANIZERS of the rock concert scheduled to take place at Green Point Stadium tomorrow have denied allegations that a portion of the takings will be allocated to a police-related charity fund. An artist walk-out was feared, threatening the success of the venture, as rumours increased this week. Musicians due to play at the festival had expressed misgivings about performing, when they heard from music industry sources that part of the proceeds were to be allocated to the "Police Widows' and Orphans' Fund." Black artists, in particular, feared

after Tribe, said at they will new bands. The information promoter at the the proached to play at the Bands was that certain earmarked for charity bands could not set to supporting at Bill-lapping art Mahuse yesterday to undertaking from pe funds are going to Police, South Africa or any related organ Promoter Aubrey funds were going to

Call for
mothers
release

Political Staff

THE Congress of South African Trade Unions (Cosatu), yesterday called for the immediate release from detention of two Paarl mothers whose two sons, due to be buried on Thursday, were killed in incidents in Mbekweni township.

The Western Cape region of Cosatu said in a statement that Mrs Lizzie Phike, national organizer of the Food and Canning Workers' Union, whose son, Ntemi, 19, was killed last week, and Mrs Lucy Linzi, a member of the union, whose son, Mongezi, 15, also died last week, should be released on compassionate grounds.

Cosatu expressed shock at the recent killings of people associated with the UDF, attributing the deaths to the state of emergency and the detention of community leaders.

"When leaders are detained and meetings are banned, there is no one who can give responsible leadership, and there is no way differences and disagreements between organizations can be resolved.

"It is significant that the police with their emergency powers cannot prevent these killings.

"Moreover, it is clear from what our members tell us, that the residents of Mbekweni have absolutely no confidence in the intentions of the police to maintain order and the belief is widespread that the police are in fact turning a blind eye to attacks on political activity and organization."

Winnie Mandela returns to commotion and police at Jan Smuts

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POTENTIAL dissident Winnie Mandela was greeted by a barrage of jostling journalists and policemen as she arrived at Jan Smuts airport yesterday in an attempt to defy a ban preventing her from returning to Soweto.

Mandela had left Cape Town after visiting her jailed husband ANC leader Nelson Mandela. She was accompanied on the flight by her daughter Zinzi and grandsons Manda and Zondwa.

posed but tired and barely spoke to the group of about 50 Press representatives. She was carrying her young son Grandson and appeared a little exhausted when she could not make her way through the crowd of staring passers-by and a sea of microphones.

Sources close to Mandela said she was not feeling well due to a blood pressure problem and had been hoping to get medical attention after her planned arrival at her home in Orlando West, Soweto.

Friends who met her at the airport said she had been staying at the Mount Nelson Hotel in Cape Town since Monday. This had been the closest point from which to visit her husband.

She is understood to have visited him five times over the Christmas period where he is staying in the hospital wing of Folsmoor prison. She told friends he had seemed well.

CLARE PICKARD-CAMBRIDGE

Some cameramen fell backwards over pots and objects as the huge phalanx of people moved with her round the airport. Security policemen with guns visible on their waists watched the group closely. They did not stop Mandela while she was at the airport, which is in Rondebosch Park, where she is not restricted.

The large crowd moved round the

airport until Mandela, friends and lawyers from Ismail Ayob and Associates went inside the airport restaurant.

The group remained inside the restaurant for over half an hour while cameramen and passers-by watched them closely through the windows, crowding the door whenever Mandela rose to attend to the crying Zondwa. Her arrival at the airport also drew some strange reactions from casual observers.

A group of Afrikaner women kept saying sympathetically: "Shame, poor woman", when Mandela and her clinging Grandson were surrounded by the flashing camera lights.

The group then went out to a white car and drove off, with security policemen on their tail and a commotion and rapid communication on two-way radios.

Mandela's car stopped along the highway to wait for Ayob's car. When

Ayob's car arrived, driver Mohamed Dangor said they had just been leaving the airport parking lot when they heard a loud bang and found their back window shattered. He said they had not found any stones in the car.

The source said Mandela was refusing to return to Brandfort, in the Free State, because she believed her life was endangered since her house was set alight and destroyed in August.

He said Mandela was a trained social worker and had erected a clinic outside her Brandfort home.



Highway arrest after flight from Cape Town

Defiant Winnie is back behind bars

WINNIE MANDELA has been detained under the Internal Security Act for allegedly breaking her banning order.

She was arrested on the Oberholzer Highway, Johannesburg, yesterday.

She is being held at Krugersdorp police station.

Mandela was arrested shortly after her arrival in Johannesburg from Cape Town where she had gone to see her jailed husband, Nelson, at Pollsmoor prison.

Yesterday's was her second arrest under security laws in fewer than two weeks.

A lawyer for the Mandela family, Armichand Soman, of Ismail Ayob & Associates, said Mandela was being detained under Ordinance 56 (1) (K) in conjunction with Section (19) (1) (9) of Act 74 of 1982.

SIPHO NGCOBO

He said Mandela had presumably been arrested for entering the magisterial district of Johannesburg without permission of the Minister of Law and Order Louis le Grange.

In terms of her banning order, Mandela is excluded from the Johannesburg and Roodepoort magisterial districts.

She would probably appear in court today, said her lawyer. He said he was preparing a bail application.

Mandela's daughter Zinzi told *Business Day* her mother's arrest had been dramatic. Zinzi's two-year-old son Zondwa was banged against a car by a policewoman during the arrest.

From the Oberholzer Highway where Mandela was arrested, a convoy of police vehicles escorted her to Krugersdorp.

When I arrived at the police station Mandela was in the charge office where policemen were choosing the toiletries and cosmetics she could take to the cells.

They refused her permission to take tins and bottles to the cells. Only cosmetics and toiletries in plastic containers were allowed.

With Mandela in the charge office was a senior official of the UDF and a leader of the Release Mandela Campaign Committee, Aubrey Mokoena, together with Mandela's two grandchildren and a lawyer.

Mandela appeared composed and smiled broadly at foreign and local reporters.

As she was being taken to the cells, Mokoena shouted "ngawethu" (power is ours).

On January 7 Mandela is to apply for an order in the Rand Supreme Court to invalidate a notice precluding her from being in the magisterial districts of Johannesburg and Roodepoort.

She will also ask for an order interdicting the police from arresting her.

Mandela was served with the order restricting her from entering Johannesburg or Roodepoort in terms of the Internal Security Act on December 21.

● Whitehall sources last night criticised the "clumsy move by the SA government, particularly as her appeal against her banning order is pending". Mandela's arrest provoked reaction from diplomatic, political and economic sources. Feeling in London was that the arrest would have economic repercussions for SA and a further loss of confidence in government.

Standstill modified

BLOCKED foreign loans in government coffers will be administered by the Public Investment Commissioners (PIC) from tomorrow.

This is the major change contained in amended standstill regulations which, from tomorrow, extend the ban on the repayment of certain foreign loans totalling \$13,4bn until March 31. The ban was first imposed for four months on September 1.

There have been other minor changes to the standstill regulations, mostly in terms of clarification of definitions.

In terms of the regulations, when a foreign loan falls due, if no agreement to renew can be reached with the creditor, it is to be paid into a blocked account that until now has been administered by the Reserve Bank.

There is some speculation that the Reserve Bank does not want to be seen administering such an account.

The move may be a precursor to a

JOHN TILSTON

rescheduling agreement.

Government may have decided to put the PIC in charge of blocked funds with instructions to maximise return on them.

The PIC is body which handles the investment of short-term funds.

There is no indication of how large these funds are, but it is believed they are in dollars, so it is likely the PIC will be dealing off-shore.

Other changes to the regulations include clearer definitions of a number of vital terms. For example, "foreign government" now means any government except those of Transkei, Bophuthatswana, Venda and Ciskei.

A spokesman for the Standstill Coordinating Committee, which is administering the moratorium, says no word has been received from mediator Fritz Leutwiler on foreign bank reaction to SA's rescheduling proposals.