

TOTALITARIANISM - DETENTIONS

1992

Rightwingers held over bomb attack

THREE rightwingers have been arrested in connection with the bomb attack at Melkriver School in the Far Northern Transvaal.

The three men, who have not yet been named by the police, are being held for being in possession of explosives and in connection with a recent bomb blast at a farm school near Potgietersrus on January 2.

Commissioner of the SA Police General Johan van der Merwe yesterday described the arrests as a major breakthrough in investigations into the recent spate of bombings.

Further arrests could be expected, he said.

No stone unturned

"These arrests once again demonstrate the determination of the SA Police to act against all perpetrators of terrorism, irrespective of the quarter from which they emanate.

"The SAP will leave no stone unturned in tracking down these offenders and bringing them to book," Vander Merwe said.

Boerestaat Party leader Mr Robert van Tonder said yesterday he knew of at least one man in custody - Boerekommando leader Gawie Volschenk.

He said Volschenk had apparently been arrested at his office in Hendrina on Monday.

Police immediately started a search after two white men were allegedly seen running away from the school grounds about 2.30pm.

Extensive damage was caused to the building, which was intended as a SAP training centre.

Rightwing leaders have protested against the arrests.

Boere Kommando acting leader Wiehan Steynberg said the organisation wished to protest "in the strongest possible terms" against the arrests. - *Sowetan Correspondent.*

Police hope to make more bomb arrests soon

STAR
Staff Reporters 9/1/92

The arrest of three rightwingers in connection with a bomb blast at the Melkrivier School near Potgietersrus on January 2 could lead to breakthroughs on the spate of explosions across the country since last month, a Ministry of Law and Order official said today.

The men who were arrested this week are being held in terms of section 29 of the Internal Security Act.

Although police did not name the three, Boerestaat Party leader Robert van Tonder yesterday said one of them was Boerekommando leader Gawie Volschenk.

A well-placed source today confirmed reports that the other two are Carel van der Merwe and Gerhard Roux, both of Kempton Park.

Law and Order Ministry spokesman Captain Craig Kotze said police were optimistic that there could be further arrests in connection with their investigation of 14 explosions at schools, magistrates' courts and post offices since last month.

Meanwhile, as police continued their hunt for alleged Pan Africanist Congress military wing police killers, three organisations with links to the liberation movements have condemned the killings.

The SA Communist Party, the Police and Prisons Civil Rights Union and the Civic Associations of Southern Transvaal have told the PAC that attacks on policemen by its military wing, the Azanian People's Liberation Army (Apla), are unacceptable. This follows the ANC's condemnation of the attacks.

● Sapa reports that Avril Budd, chairman of the Support Police Action Group, yesterday demanded the immediate banning of the PAC and Apla.

Abandon apartheid in sport, schools warned

JONATHON REES

PRETORIA — Government yesterday warned schools to abandon apartheid on the sports fields.

Education and Culture Minister Piet Marais said in a statement his department would not accept legal responsibility for the promotion of sporting or cultural activities which conflicted with its "policy of non-discrimination". *8/10/92*

He warned school authorities not to allow racial considerations to influence their choice of opponents in sports or cultural activities.

Marais' statement is understood to be a response to actions by whites-only schools which recently refused to take part in events against mixed counterparts. "No state school may discriminate in any way against another," Marais said. Principals and teachers were not "officially" allowed to be involved in any discriminatory practice.

The final decision regarding sport and cultural participation at government schools rested with principals and teachers, not parent-controlled management councils.

Marais said Model B schools (where parents determined admission policy) were fully fledged state schools and could not be discriminated against.

CP education and culture spokesman Andrew Gerber said Marais had effectively prejudiced the right of local parent bodies to decide on the sports and cultural activities of their children. It was a shame, he said, that principals had to force government's political decisions onto conservative parents.

HNP education spokesman Danie Varkevisser said Marais's announcement meant that parents would have no say in their children's schools, particularly where they had voted for government's Model B.

"This statement is proof of the treachery of the government. It encouraged parents to vote for Model B, apparently because they would get a greater say (in the school's running)."

PAC suspects arrested

329 ANDREW KRUMM They are accused of ambushing and seizing the weapons of Sgt JB Mlokothe and an unnamed constable in Thokoza on New Year's Day. They allegedly drove them to Katlehong, shot them and burnt their vehicle. Police found 24 cartridges on the scene.

SAP spokesman Capt Eugene Opperman said the two men — suspected of being members of the PAC's armed faction, the Azanian Peoples' Liberation Army (Apla) — appeared in the Springs magistrate's court on Tuesday this week.

Paulus Thembi, 22, and Solomon Mabaso, 33, were charged with murder. The case was postponed until January 21.

Opperman said police suspected that, in the light of recent Apla attacks on policemen, the accused were Apla-aligned. The suspects had not admitted political affiliation, he said.

Law and Order Minister Hernus Kriel said police were holding a three-man Apla hit squad in connection with hand grenade attacks on the Batho police station and on municipal policemen at Mangaung, Bloemfontein, in October. Kriel said the men were being held under Section 29 of the Internal Security Act, used for interrogation. The PAC confirmed the arrests on Wednesday and said a fourth PAC member was also being held. Police have yet to confirm this.

● Comment: Page 6

More held at ANC

man's Natal home

STAR 10/11/92
MARITZBURG — Another two youths have been arrested at the home of the secretary of the Natal Midlands region of the ANC, Sifiso Nkabinde.

Police on Wednesday raided Mr Nkabinde's house in Imbali for the second time in two days.

They arrested the youths in connection with an allegation of illegal possession of two unlicensed firearms recovered after the first raid on Tuesday.

The ANC was not available for comment. — Sapa-Reuter.

LDI
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MIRI

Azayo leader held over Simon tour blast

By Thabo Leshilo 14/11/92

Azanian Youth Organisation (Azayo) president Thami Mcerwa and Azapo secretary for culture Stephen Peter were arrested early yesterday morning in a new twist to the Paul Simon saga.

Witwatersrand police spokesman Captain Eugene Opperman confirmed that the two Black Consciousness (BC) Movement leaders had been held for questioning in connection with the grenade attack on the offices of PA Sound — a company linked to the tour.

Mr Peter, of Bosmont, was released three hours later, while Mr Mcerwa, of Soweto, was being held in terms of section 50 of the Criminal Procedure Act.

Blaming Simon for the ar-

rests, Azapo national media liaison officer Khangale Makhado said the organisation would hold him liable should anything happen to Mr Mcerwa.

He said Mr Peter was asked about people opposed to the tour and interrogated at length about Azapo's alleged links with the exiled Azanian National Liberation Army (Azanla).

A man claiming to be from the organisation has claimed responsibility for the blast.

Linking Azayo to the blast, Captain Opperman said the SAP regarded such acts of violence in a very serious light.

"The SAP cannot be expected to fold its arms and sit back if there is a threat of anarchy," he said.

Police, he said, would do

anything in their power to maintain law and order.

Speaking to reporters at Azayo's Johannesburg head office, publicity secretary George Ngwenya denied any connection between Azanla and his organisation.

He said, however, that Azayo welcomed any form of support against the tour and would not stop Azanla from engaging in armed resistance in support of its stand.

Mr Makhado said Azapo viewed the arrests as the beginning of a campaign of harassment of BC adherents because of the low turnout at the concert at the weekend.

"The police, in their frustration and anger after people heeded our call not to go to the concert, are now venting their anger violently on our people," he said.

Accusing police of having been "rude and provocative" during the arrests, Mr Makhado said Azapo would seek legal action against the police. The arrests, he added, were aimed at "criminalising black peoples' right to peaceful protest."

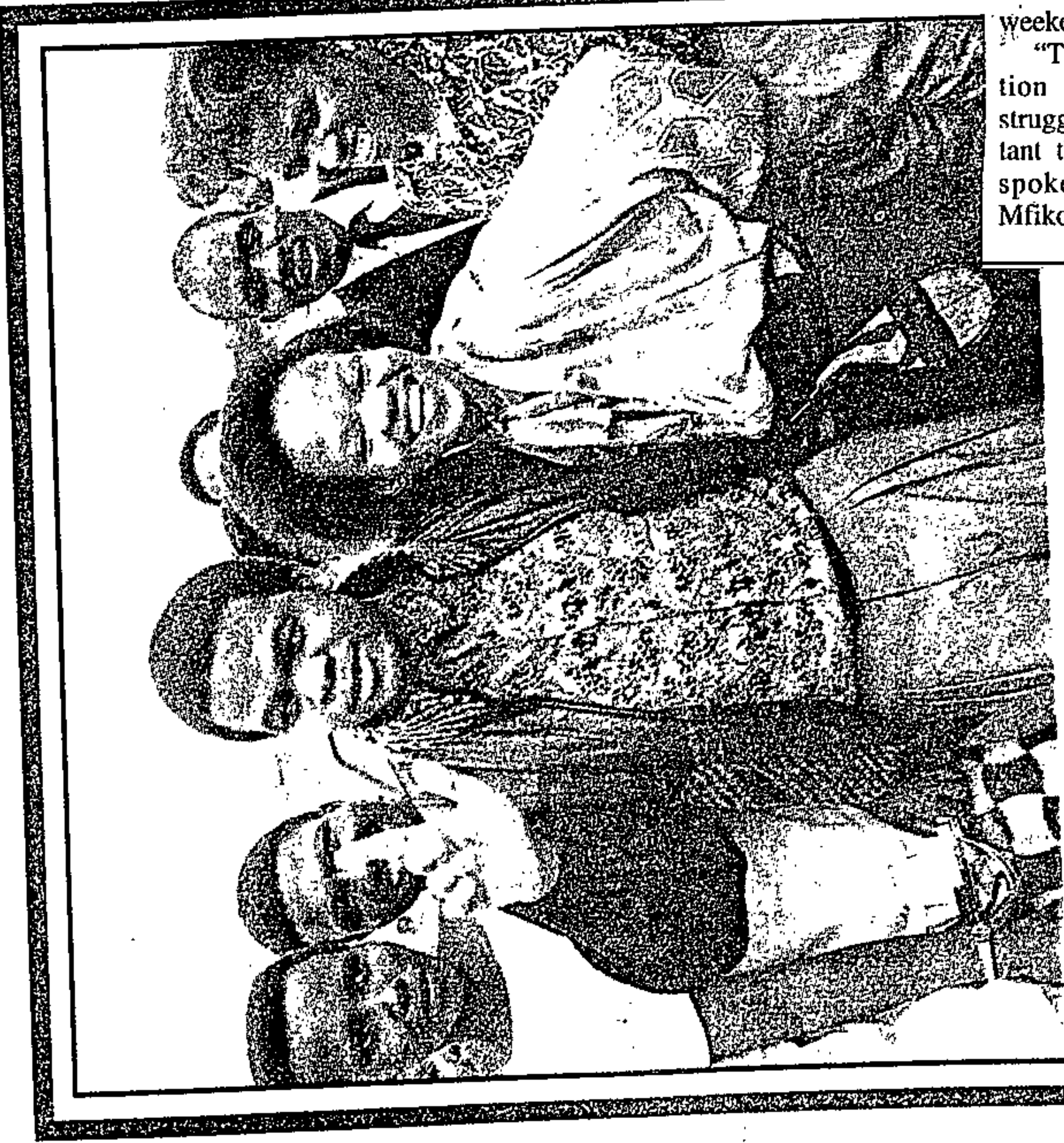
Mr Ngwenya said the arrests vindicated Azayo's assertion that the political situation in South Africa had not changed fundamentally and the cultural boycott should remain in place.

Azayo has halted the low turnout at the concerts as a "major success" for its protests, and has formed committees with sympathetic organisations to organise more protests in Durban, Cape Town and Port Elizabeth.

● More overseas groups on the cards — Page 2

Azayo

leader held



PAUL SIMON

329

Sowetan 14/1/92

AZAYO president and leader of the anti-Paul Simon campaign Mr Thami Mcerwa has been detained in connection with "acts of terrorism".

Police spokesman Captain Eugene Opperman said Mcerwa was arrested yesterday in connection with the blast which rocked the offices of Simon's tour organisers and the demonstrations at Ellis Park at the weekend.

Opperman said more arrests of Azayo members could be expected "if investigations revealed that the organisation was involved in criminal activities".

"The police cannot just sit back and fold their arms while people are engaged in acts of terrorism," Opperman said.

By KENOSI MODISANE

Also arrested yesterday morning was Azapo cultural secretariat member Mr Steven Peter (30), who was allegedly questioned about last week's bomb blast and the pickets at Simon's Ellis Park concert at the weekend.

Peter was, however, released later yesterday. He said he was picked up at his Bosmont home by five plainclothes policemen, who took him to John Vorster Square where he was questioned.

"I was only released after being questioned about the activities of Azanla and the bomb blast at Network Enterprise's offices last week," Peter said.

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Azayo leader detained by cops

329
Sowetan
14/1/92

From page 1

Meanwhile, Azapo spokesman Mr George Ngwenya announced yesterday at a Press conference that his organisation would carry on with pickets and demonstrations at Simon's concerts in Port Elizabeth, Durban and Cape Town.

Azapo spokesman in Durban Mr George Mkhize yesterday said: "We have arranged for demonstrations, pickets and other means to disrupt his concerts in Durban this weekend."

Spokesmen for the organisation in Cape Town and Port Elizabeth also said they had prepared "plans to disrupt the shows".

The Azanian Students' Convention yesterday "thanked the large numbers of blacks who stayed away from Simon's show at the weekend".

"This was a demonstration that the liberation struggle was more important than entertainment," spokesman Mr Mark Mfikoe said.

Police detain Paul Simon protest leaders

(329) GAVIN DU VENAGE

POLICE yesterday detained two leaders of organisations at the forefront of protests against Paul Simon's SA tour.

Azapo president Thami Mcerwa and Azapo cultural secretariat member Steven Peters were picked up at their homes. Both organisations have condemned the singer's visit, which they claim violates the cultural boycott. *Blay 14/1/92*

Azapo publicity secretary Strini Moodley told Sapa that Peters was interrogated at Johannesburg's John Vorster Square for three hours. Police wanted to know about his links with the Azanian People's Liberation Army, which claimed responsibility for the grenade attack on tour organisers Network Entertainment last week, he said.

Moodley said Peters was released after intervention by his lawyer, and that Azapo was investigating the possibility of legal action against police.

A police spokesman confirmed Peters' release, saying he and Mcerwa had been detained in connection with the grenade attack and the killing of policemen.

Mcerwa was picked up by Soweto police at 3am yesterday and taken to John Vorster Square. By late afternoon he was still being held in terms of security legislation.

Meanwhile, tour promoter Attie van Wyk said last night the tour would probably not break even, and that profits would be "low, if any".

He said the costs would have to be carried by the promoters and by Simon.

On reports that high ticket prices had dampened enthusiasm, Van Wyk said it was doubtful any international act could tour SA with a ticket price of less than R40.

Sapa reports that an additional show to be held in Durban to launch the Headman Shabalala Trust on January 19 is already sold out. The trust, named after the Ladysmith-Black Mambazo member killed in Natal last month, will provide funds for disadvantaged musicians.

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income from that type of business.
Tager's investigation into Coetzee's operations began last August, but Coetzee and his staff refused to co-operate with the Harmful Business Practices Committee. He declined to state his case when sum-

justification for the business practice.
A spokesman for the Trade and Industry Ministry could not confirm yesterday whether the case had been referred to the Attorney-General's office or that charges might be brought against Coetzee.

More arrests possible over anti-Simon blast

8 May 15/11/92

GAVIN DU VENAGE

POLICE said yesterday more arrests were possible in the investigation into the grenade attack on offices of the tour organisers of US musician Paul Simon. (329)

Azanian Youth Organisation (Azayo) president Thami Mcerwa was still in custody yesterday after being arrested on Monday in connection with a handgrenade blast aimed against Simon's tour.

Azayo spokesman George Ngwenya denied Azayo had any connection with the attack on Network Entertainment, which helped organise the Simon concerts.

Police spokesman Capt Eugene Opperman said Mcerwa was being held for questioning on "terrorist and criminal activities", and said more arrests could be made.

Farewells from Yvonne Bryceland before death

8 May 15/11/92

CHRIS BATEMAN

LONDON — One of SA's greatest actresses, Yvonne Bryceland, who died in a London hospital on Monday, emerged briefly from a coma to bid her family a final farewell, her photographer husband, Brian Astbury, said yesterday. She was 66.

As tributes poured in yesterday, her husband described how she came out of her coma on Sunday to chat coherently to her three daughters and their husbands and himself at the Royal Free Hospital.

"We'd been there non-stop... She came out of it and said things to each of them — I was the last person she spoke to although we'd said our farewells just days before," he said yesterday.

Bryceland had been receiving treatment for a liver condition and was due for a liver transplant, but cancer lesions were found in her lungs in December.

"After that it was downhill — I'm sorry, I'm just numb at the moment," he said.

Among those who offered condolences were playwright Athol Fugard, doyen of British directors Sir Peter Hall, Steven Spielberg and Cathy Bates.

Astbury met Bryceland when they worked in the library at the Cape Times in 1960. The couple celebrated their silver wedding anniversary last year.

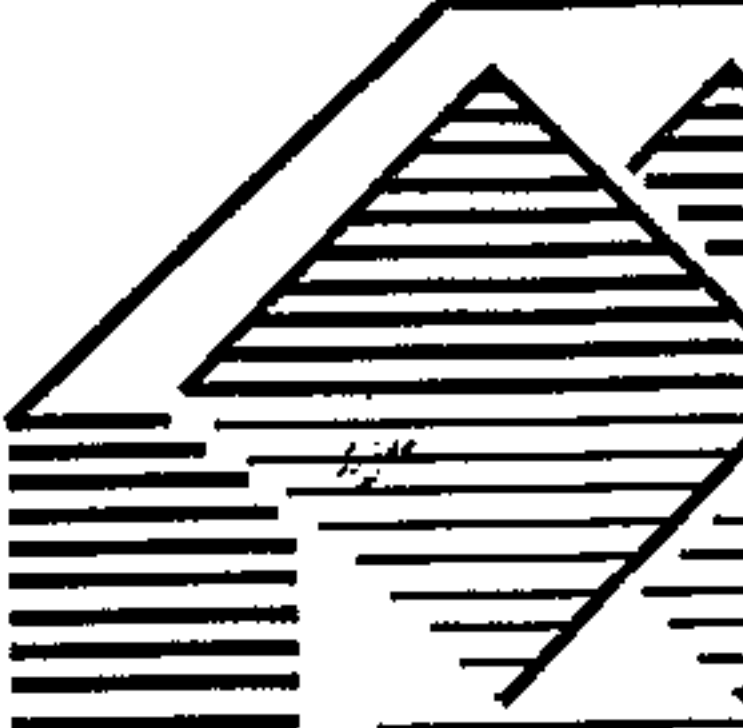
Veteran colleague of Bryceland's and fellow "Londoner", Janet Suzman, expressed "absolute shock" on being told of her death yesterday.

"I don't believe it — she was far too young, oh my God," she exclaimed.

In a glowing tribute she said what had "knocked her between the eyes" was Bryceland's early Fugard plays. Bryceland's talent was "raw, instinctive and unintellectual — she was always so wonderful and true", said Suzman.

The funeral will be held in London.

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FW to feature in Tussaud's

JOHN CAVILL

LONDON — A replica of President F W de Klerk is to join those of ANC leader Nelson Mandela and Archbishop Desmond Tutu in the Madame Tussaud's waxworks.

"We hope President De Klerk will be able to perform the traditional unveiling of his figure when it is ready, probably in June this year," Juliet Simpkins, a spokesman for Madame Tussaud's, said yesterday. *B1 Day 15/11/92*

The last white SA leader to appear in Madame Tussaud's Grand Hall, where 200 world leaders are exhibited, was Gen Jan Smuts — whose statue still stands in Parliament Square, next to Winston Churchill's. *15/11/92* Nelson Mandela's figure went on display last year, 14 months after his release from prison.

"Madame Tussaud's is about famous people and President De Klerk has become one of the world's best known leaders," Simpkins said. Work on the De Klerk replica started last November when a Tussaud's team went to Pretoria to sketch and measure the president.

Our Political Staff reports from Cape Town the President's office said De Klerk had given clothes and shoes to the museum to "dress" the image.

Ministry slaps business ban on trucking tycoon

LINDEN BIRNS

TRUCKING tycoon Jan Adriaan "Riaan" Coetzee has been banned by the Trade and Industry Ministry from continuing his multimillion-rand truck sale and subcontracting operations following the completion of an investigation by the Harmful Business Practices Committee.

Committee chairman Louise Tager led the investigation into Coetzee's scheme, which involved the sale of rebuilt lorries to clients contractually obliged to make the vehicles available to Coetzee's other companies on a subcontract basis.

Tager said in her report that in four years Coetzee entered contracts with about 250 clients involving millions of rands.

According to last Friday's Government Gazette, Coetzee and his Midrand-based companies Truckkor, SA Rebuild, Conomy Truck, Contruck, Condig Civils & Earthmoving and Construction Trucking Service have been ordered not to sell trucks to any person with whom they have agreements regarding the use of the vehicles.

Coetzee and his companies were also directed to cease to have any interest in a business or type of business which involved the sale of trucks, or from deriving any income from that type of business.

Tager's investigation into Coetzee's operations began last August, but Coetzee and his staff refused to co-operate with the Harmful Business Practices Committee. He declined to state his case when sum-

monsed to appear before the committee and did not appear before the committee for "examination".

Tager found that clients were led to believe Coetzee's companies were separate legal persons, although they were in fact Coetzee in different guises.

"None of the businesses mentioned are registered as companies or closed corporations," she added.

The committee found Coetzee's clients had been induced to enter prejudicial contracts.

The report explained how, on signing the contracts, clients had to pay amounts of R60 000 a truck as "goodwill" in addition to any amount which later had to be paid as the truck's purchase price.

During interviews, Coetzee showed prospective clients income projection charts showing how they could earn between R10 000 and R12 000 a month from the scheme, the report said.

Tager said in her report that Coetzee's conduct was planned and executed with fluency and painstaking attention to detail, and added the committee could find no justification for his business practices.

A spokesman for the Trade and Industry Ministry could not confirm yesterday whether the case had been referred to the Attorney-General's office or that charges might be brought against Coetzee.

More arrests possible over anti-Simon blast

GAVIN DU VENAGE

POLICE said yesterday more arrests were possible in the investigation into the grenade attack on offices of the tour organisers of US musician Paul Simon. *B1 Day 15/11/92* (329)

Azanian Youth Organisation (Azayo) president Thami Mcerwa was still in custody yesterday after being arrested on Monday in connection with a handgrenade blast aimed against Simon's tour.

Azayo spokesman George Ngwenya denied Azayo had any connection with the attack on Network Entertainment, which helped organise the Simon concerts.

Police spokesman Capt Eugene Opperman said Mcerwa was being held for questioning on "terrorist and criminal activities", and said more arrests could be made.

Police round up right-wingers after blasts

PRETORIA — Police yesterday arrested four right-wingers in connection with the spate of blasts at Transvaal schools and post offices, bringing the number of those held in connection with the blasts to seven.

The Mine Workers' Union said official Andries Kriel was one of those arrested.

A police spokesman said last night the arrests were in connection with the blasts at Melkrievier school, west of Potgietersrus, three other explosions at schools in the eastern and western Transvaal and two blasts at post offices.

Police also arrested six AWB members in connection with the destruction of a R10 000 bust of AWB leader Eugene Terre-

JONATHAN REES
and TIM COHEN

(329)

Blanche at the SA National Gallery in Cape Town yesterday.

The sculpture, "ET and his two side-kicks" by Johannesburg artist Gael Neke, a former Five Freedoms Forum spokesman, was smashed with hammers. A gallery source said the vandals had warned they would bomb the gallery if similar work was displayed.

Police said the five men and a woman, four dressed in AWB uniform, were due to appear in court yesterday on charges of malicious damage to property.

26/11/92
6/10/92

PATRICK BULGER

POLICE are holding at least 12 PAC members in connection with police killings allegedly carried out by the organisation's armed wing, the Azanian People's Liberation Army (Apla). (329)

PAC official Molife Litheko said yesterday that in one case, the SAP had applied to the Free State Supreme Court for an extension of four men's detention. Court documents said police were holding them for information on planned attacks on the SAP, the SADF and the public; weapons caches; the aims of Apla training; and the role of its cadres in terror attacks.

Molife said four men were detained in terms of Section 29 of the Internal Security Act following December 14 bombings in

Policemen's deaths: 12 PAC men held

Mangaung township, Bloemfontein, and grenade attacks on Batho police station.

Litheko said PAC southern Free State regional executive committee member Mofihli Likotsi, detained in terms of Section 29 on January 7, was still being held. Earlier this week Mzwandile Bapeka became the sixth PAC member to be detained in terms of security legislation.

Two PAC members were charged in the Springs Magistrate's Court following the deaths of two Katlehong policemen. Four other PAC members were facing charges in connection with police attacks, a Human Rights Commission spokesman said.

Blasts: four more rightwingers held

Crime Staff

Police investigating the recent spate of bomb blasts in the Transvaal detained a further four rightwingers in the Pretoria area early yesterday.

This follows the arrests of three men — including two alleged members of the Boerekommando — last week in connection with a blast at a desegregated school in Potgietersrus on January 2.

Confirming the latest arrests, SAP spokesman Captain Burger van Rooyen said the detainees

STAR 16/1/92
— all men — were being held in terms of section 29 of the Internal Security Act.

Captain van Rooyen refused to disclose the detainees' political affiliations or confirm allegations by right-wing spokesmen that one of the men was an official of the white Mineworkers Union (MWU).

However, he referred The Star to a statement last week by the Commissioner of Police, General Johan van der Merwe, on last week's arrests.

In the statement, the general said further arrests could be ex-

pected shortly.

Since last month, 14 explosions have rocked desegregated schools, magistrate's courts and post offices in Transvaal, causing several million rands of damage.

Top police sources have conceded that the attacks may have been linked.

Yesterday AWB secretary-general Piet Rudolph said one of the men arrested earlier in the day was an official of the MWU.

Mr Rudolph quoted a rela-

tive of the man as saying she had been told by arresting officers that "terror" charges were being investigated against the man.

An AWB official said the arrested man and another person "who may have been arrested" had been taken to Nylstroom in northern Transvaal.

The MWU later reacted to the alleged arrest of its member, saying it was deplorable that an "honourable Afrikaner" could be branded a terrorist in his own country.

Azayo leader held under security Act

STAR 16/1/92

By Thabo Leshilo
Political Staff

Detained Azayo president and anti-Paul Simon campaign leader Thami Mcerwa is now being held for interrogation under section 29 of the Internal Security Act. Witwatersrand police spokesman Captain Eugene Opperman confirmed yesterday.

The Act provides for detention without trial for up to 10 days, renewable for further 10-day periods with the approval of a Supreme Court judge.

Detained

He was originally held under section 50 of the Criminal Procedure Act, which allows for only 48 hours' detention after which an accused must be charged or released.

Mr Mcerwa was detained for questioning on Monday in connection with last week's hand-grenade attack at the offices of PA Sound — the company responsible for sound equipment at Simon's concerts.

Responsibility for the blast was claimed by a man saying he was from the Azanian National Liberation Army (Azanla), the armed wing of the exiled Black Consciousness Movement of

Azania.

The Azanian Youth Organisation (Azayo) has since denied any links with Azanla.

Meanwhile, Mr Mcerwa's wife, Zodwa Zitha, has expressed fears that his health might suffer because of his continued arrest. She said he had been complaining of chest pains at the time of his arrest.

Azapo national media liaison officer Khangale Makhado reiterated that Azapo would hold the American singer responsible if Mr Mcerwa came to any harm.

Ms Zitha was not allowed to see her husband at the Protea police headquarters in Soweto yesterday. She was, however, allowed to leave him a change of clothes.

Captain Opperman denied Azapo's accusations that police had "something to hide" by refusing Ms Zitha access to her husband.

"Terrorism, unfortunately, is a serious offence for which one can get the death sentence under certain circumstances," said Captain Opperman.

He said, however, that Mr Mcerwa would, according to the law, be visited by the district surgeon and would get the best possible medical attention if necessary.

Mcerwa detention

South Africa 16/11/92
THE Azanian People's Organisation yesterday said the transfer of Azapo president Mr Thami Mcerwa's case to Section 29 of the Internal Security Act was to salvage the Paul Simon tour.

Media liaison officer of Azapo Mr Khangale Makhado condemned Mcerwa's detention and said the transfer, an-

By MATHATHA
TSEDU

nounced yesterday after his detention on Monday morning, was proof that he was innocent.

"He would have been charged in a court of law by now if the police had anything tangible," Azapo said.

Mcerwa's relatives were

'ploy to save tour'

refused permission to see him early yesterday.

"Azapo condemns this unwarranted and primitive harassment of our youth president, whose only crime is to organise black people to boycott the ongoing tour.

"Paul Simon, the sponsoring company OK Bazaars, and all those linked to the tour, are being held

responsible for comrade Mcerwa's detention.

"Mcerwa's detention serves as a timely reminder, especially to Simon and those supporting the tour, that the much vaunted change in this country is nothing but a facade," Azapo said.

The organisation called for the cancellation of the tour.

Cops nab suspect bombers

A POLICE crackdown on rightwingers following a recent spate of bombings resulted in eight arrests by yesterday, police confirmed.

In addition to the initial arrests of Boer Commando leader Mr. Gawie Volschenk, Mr. Carel van der Merwe and Mr. Gerhard Roux - four more people were arrested.

They were named as Mr. Petrus Jodeel, Mr. Dirk Hattingh, Mr. Andre Odendaal and Mr. Andre Kriel.

Those arrested have been linked to the Eastern Transvaal Boer Commando and the white Mine Workers' Union.

The men are being held in terms of Section 29 of the Internal Security Act. - Sapa

SA legal representative Clive Cohen SC is to cross-examine Ossip and Davis today.

Mine slams actress's visit

DARIUS SANAI

Blom
17/11/92
RICHARDS Bay Minerals (RBM) has condemned the arrival in SA of US actress and environmentalist Margaux Hemingway, who plans to make a documentary on the proposed Lake St Lucia mining scheme, as "a cheap publicity stunt".

RBM spokesman Norman Clements said yesterday Hemingway's trip was "a ploy which can have no possible benefit to the cause of conservation in SA".

Hemingway, granddaughter of novelist Ernest Hemingway and a former top model, arrived in SA earlier this week with Hollywood environmental lobbyist Cherri Briggs. She is here at the invitation of conservationist Ian Player, a vociferous opponent of RBM's proposals to mine the conservation area.

The proposals have run into a storm of protest from renowned SA figures including Player, Sir Laurens van der post and Gary Player.

An environmental impact assessment is being conducted on the proposals, with leading UCT academics participating.

More bombing suspects held

GAVIN DU VENAGE

POLICE have detained another four suspected bombers, according to right-wing and police sources, barely 24 hours after the arrest of four men on Wednesday.

Boerestaat Party leader Robert van Tonder said three men were arrested in Hendrina, while police said a man was arrested in Nelspruit yesterday.

Van Tonder said yesterday Boerekommando deputy leader Wiehan Steinberg was arrested with two of his members on Wednesday night. Police denied any knowledge of the arrest.

Police confirmed that Boerekommando leader

Gawie Volschenk was arrested last week. Police said Volschenk was arrested in connection with the January 2 explosion at Melkriver Primary School in the northwestern Transvaal. Security analyst Wim Booyse said the arrests could represent a significant breakthrough for police. Last week it was reported that the decentralised nature of extreme right-wing groups would make it difficult to track down underground cells.

● Comment: Page 6

are 100m² of floor area

BAROMETER

WIMM 17/11 - 23/11/92
detained under Section 29 in Excelsior in the Free State on the same day.

Velile Mxhosana and two other alleged members of the Azanian People's Liberation Army are still being held, following a court order authorising their continued detention.

According to the police they are being held in connection with hand-grenade attacks on the Batho police station and on the municipal police in Mangaung, on October 14 last year. They have been in detention since December 18.

Leader of the rightwing Boerekommando Gawie Volschenk and two other men reported to be Carel van der Merwe and Gerhard Roux were detained in Hendrina under Section 29 on January 8. According to police the three are held in connection with an explosion at Melkriver School near Potgietersrus in the northern Transvaal.

INTERNAL SECURITY ACT

SEVEN people have been detained under Section 29 of the Internal Security Act, according to the latest HRC report.

Executive Committee member of the Pan Africanist Congress in the southern Free State region, Mofihli Likotsi, was detained on January 7 under the ISA.

Azanian Youth Organisation president Thami Mcerwa was detained under Section 50 of the Criminal Procedures Act on January 13. WIMM 17/11 - 23/11/92

Mzwandile Bapela of the PAC was

Parliament for the people

w/mcw 17/11-23/11/92
By GAYE DAVIS: Cape Town

THE African National Congress will stage a "people's parliament" on Cape Town's Grand Parade to coincide with the opening of parliament next Friday — to be followed by a march to the House of Assembly where a notice demanding parliament's dissolution will be delivered.

Planned action by the Pan Africanist Congress, which intends kicking off its campaign against the Convention for a Democratic South Africa (Codesa) with a march through the city on the same day, is not expected to interfere with the ANC's plans, ANC officials said.

The ANC is expecting thousands to attend its event and has laid on bus and train transport from the townships and Boland areas. ANC regional chair Alan Boesak appealed to employers to allow workers to attend. He said the event would

demonstrate the ANC's commitment to Codesa, "which must lead to an interim government ... and a constituent assembly".

Smaller demonstrations, including a picket outside the Union Buildings in Pretoria, were planned for other centres on the same day, national campaigns co-ordinator Ronnie Kasrils said. (H&D)

"The ANC has designated 1992 as the year of democratic elections. We are developing campaigns around the country so that activity will continue after next Friday," he said.

Cape Town's City Council will permit the march but a magistrate's go ahead is still awaited.

Meanwhile, the ANC has condemned the government for proposing a new Bill which will impose a total ban on demonstrations around parliament. At present marches may be permitted by a magistrate.

Evidence of mystery arrest

w/mcw 17/11-23/11/92
By PHILIPPA GARSON 329

EVIDENCE pointing to the arrest of a possible hit-man by police after the Thokoza massacre of September 8 has come to light at the Goldstone Commission of Inquiry into Public Violence and Intimidation. (H&D)

According to press reports at the time of the massacre — when unidentified men opened fire on Inkatha supporters going to a rally — one man was detained by police. But several people were removed by police that day for safety purposes and no mention was made of the arrest of a possible assassin — a "mystery" man carrying an AK-47. w/mcw 17/11-23/11/92

According to the statement of Thokoza IFP spokesman Oscar Msomi, coloured policemen wearing camouflage uniforms arrested a man carrying an AK-47 outside one of the houses where the shooting took place.

Charge or release our members, PAC tells Kriel

By Thabo Leshilo
Political Staff

329

The PAC has denied that any of its members currently detained are implicated in recent attacks on policemen — and has challenged Law and Order Minister Hernus Kriel to either charge or release them.

Police are holding at least eight prominent PAC members, apparently in connection with investigations into attacks on SAP and SADF members, 14 bombings and a grenade attack on a police station.

PAC general secretary Benny Alexander said yesterday the detained men were high-profile members of the organisation who had no links with the Azanian People's Liberation Army (Apla), the PAC's military wing, which has claimed responsibility for several recent killings of policemen.

Six of the men, Velile Mxhosana, Lebogang May, Vultures Manong, Mzwandile Bopeka, Mofihli Likotsi and a man known only as Derrick, are being held in the Free State.

Another two, Paulus Thembi and Solomon Mabaso, have been charged in the Springs Magistrate's Court with the killing of two Katlehong policemen. They are expected to appear in court next week.

Regarding Mr Kriel's criticism of the PAC for refusing to condemn the Apla killings, Mr Alexander said: "I want to make it clear to Mr Kriel that there will be no condemnation of Apla by the general secretary of the PAC."

Police headquarters spokesman Captain Nina Barkhuizen could not confirm a report that four more PAC members were facing charges in connection with attacks on policemen.

Eight rightwingers held, more arrests expected

By Clyde Johnson
and Crime Staff

Detectives probing the recent bomb blitz in Transvaal towns have now detained eight rightwingers — and further arrests are expected.

The latest arrest — that of a 35-year-old eastern Transvaal man yesterday — followed the discovery yesterday of a commercial explosive bomb placed at a Nelspruit church.

Police spokesman Captain Nina Barkhuizen identified four rightwingers detained in the

Pretoria area on Wednesday as Petrus Jacobus Judeel, Dirk Jan Hattingh, Andries Cornelius Odendaal and Andries Stefanus Kriel, an official of the white Mineworkers' Union.

The latest arrests follow the detention of three men — among them Boere Kommando leader Gawie Volshenk — last week in connection with a blast at a desegregated school in Potgietersrus on January 2.

Since last month there have been 14 explosions at schools, magistrate's courts and post offices in the Transvaal.

Policemen held for 'necklacing' fail to make court appearance

STAR 18/1/92

DURBAN — Journalists were kept guessing outside the Pinetown Magistrate's Court yesterday when seven members of the South African Police were expected to appear in connection with the alleged necklacing of a black youth under interrogation.

Although reporters were initially told that the seven would appear, no court appearance took place. The reason later given by police was that the SAP members concerned had not had sufficient opportunity to arrange their defence.

On entering the court, the prosecutor, Farieda Mohamed, had in her pos-

CORRESPONDENT

session a charge sheet listing the policemen's names and ages.

These were of six policemen and one policewoman, all based in Pinetown.

The chief public prosecutor in Pinetown, Mrs E van Tonder, said she was unable to comment on the sudden decision not to proceed with the case and that it was up to the SAP to release a statement.

Mrs van Tonder said a charge had been laid and a docket was being investigated, but nobody had been formally charged.

The man who made the allegation, Mr Mvusi Phiri (19), is in a serious condition with burn injuries in King Edward VIII Hospital.

He filed a charge against the police with the SAP on January 15. He said the incident took place when members of the police were questioning him in connection with the alleged illegal possession of firearms.

SAP spokesman Captain Bala Naidoo said the seven SAP members were not officially charged in court yesterday because they had not had sufficient time to arrange for their defence counsels to be in court.

Necklacing: seven policemen in court

By S'BU MNGADI

SEVEN policemen will appear in the Pinetown Magistrate's Court tomorrow in connection with the necklacing of a local youth while under interrogation.

Chief prosecutor E van Tonder said a charge had been laid, but nobody had been formally charged.

Mvusi Phiri, 19, is in a serious condition in King Edward VIII Hospital. *CIPren 19/1/92*

Phiri laid a charge with the SAP on January 19. He said he had been detained for interrogation in connection with illegal possession of firearms.

He alleged that, during questioning, a tyre was placed around his neck and that SAP members threatened to set the tyre alight if he did not provide them with more information.

When he refused to co-operate, the tyre was allegedly set alight. *CIPren 19/1/92*

According to Durban SAP public relations officer Captain Bala Naidoo, the seven policemen were not officially charged in court because they did not have sufficient time to arrange for their defence.

He said while a charge had been laid by Phiri and the SAP investigation was continuing, the policemen had still not been officially charged.

11 arrested

Sowetan 20/1/92

ELEVEN rightwingers have been arrested in connection with the recent spate of bomb blasts in the country. ~~(Sowetan 20/1/92)~~

The men are being held in terms of Section 29 of the Internal Security Act, which was revised last year after pressure from the ANC and the international community. (329)

At least three of the men are being held for "the supply of explosives".

Minister names 11 held in connection with bomb blasts

● From Page 1

water on January 2.
● R K Robinson (linked to the Boerekommando), held in connection with the supply of explosives.

● R S Kriel, A C Odendaal, P J Judeel and D J Hattingh (all linked to the AWB), held in connection with blasts at Cosatu House in Pretoria on December 19 and at Lyttelton and Kru-

gersdorp post offices on January 2. Mr Kriel is also being held in connection with the blast at Hillview High School in Pretoria on July 21.

● P Nel, Nelspruit leader of the AWB's Wenkommando, held in connection with the planting of a bomb at the Calvary Christian School in Nelspruit on Thursday.

● M de Wall and M Steynburg (both linked to the Boerekom-

mando), held over the supply of explosives.

Unless right-wing leaders stopped saying they understood why rightists were resorting to sabotage and came out firmly against it, there would be an escalation of right-wing terrorism, said Mr Kriel.

Lieutenant-General Basie Smit, head of the SAP's crime combating and investigation division, noted that of the 23 acts

of right-wing terror in 1990, 20 had been solved.

Right-wing leaders Eugene TerreBlanche and Robert van Tonder last night scoffed at the idea that they should help the Government to stop right-wing bombings. They denied any responsibility for the bombings and placed the blame firmly on the Government.

● Crime statistics — Page 3

11 bomb suspects are named

By Peter Fabricius
Political Correspondent

SALDANHA — In the fight against bomb blasts, police have arrested 11 rightwingers this year — and are expected to pull in more.

But Law and Order Minister Hernus Kriel has conceded he is "disturbed" by some right-wing saboteurs who operate in small cells of two or three people, independent of any organisation.

This made them difficult to trace, he said.

However, he dismissed the right-wing sabotage campaign as "amateurish".

At a weekend press briefing Mr Kriel released the names of the 11 rightwingers arrested since January 6.

The 11 being held under section 29 of the Internal Security Act are:

● G P D Roux (no known links with any organisation), C W A van der Merwe and Gawie Volshenk (both linked to the Boerekommando, the latter its leader) who are being held in connection with the bomb blast at Melkrivier Primary School in Vaal-

● To Page 2

8/09/20/1/92

31 priests in court (329)

THIRTY-ONE ministers of religion will stand trial in the Sebo-keng Magistrate's Court today.

The ministers will stand trial on trespassing charges which arose during negotiations on water and electricity supplies to the Vaal area in June last year. (22)

Applications had been recommended to head office by regional offices.

After approval by director-general Coen Slabbert some were still being processed. National Health Minister Rina Venter

ing the surface of the problem.

The DP would demand during the coming Parliamentary session that the Budget allocation for poverty relief be increased to a more realistic level.

Right-wingers held now total 11

SALDANHA BAY — Police have now detained 11 right-wingers in the Transvaal in connection with the recent spate of explosions.

Police also released figures yesterday showing that unrest incidents had dropped to half of the number for 1990. *B/Day*

Giving details of the detentions at a media briefing at the weekend, Law and Order Minister Hernus Kriel said further detentions were expected in the next week. *20/1/92*

The suspects are being held in terms of Section 29 of the Internal Security act.

LINDA ENSOR

Five of the detained men are believed to be affiliated to the AWB and five to the Boere Kommando, while one is believed to have no political affiliations.

G P D Roux (unaffiliated), C W A van der Merwe (Boere Kommando) and C G Volkschenk (Boere Kommando) were detained in connection with an explosion at Melk Rivier Laerskool on January 2.

R K Robinson, M de Waal and M Steinburg were detained for the alleged supplying of explosives.

Four suspected AWB members — A S Kriel, A C Odendaal, T J Judeel and D J Hattingh — were held in connection with the explosion at Cosatu House in Pretoria on December 19, the Post Office in Verwoerdburg on January 2 and the explosion at the Krugersdorp Post Office on

the same day. Kriel was also held in connection with an explosion on July 21 1991 at the Hillview Primary School, Pretoria, which was to be used to house the children of returning ANC exiles. *(329)*

Suspected AWB member P Nel was held in connection with a bomb placed at the Afrikaans Church School in Nelspruit on January 16.

Kriel said unless right-wing leaders stopped offering explanations for the blasts and came out against them, there would be an escalation of such acts.

Kriel also announced a reward of R100 000 for information leading to the arrest and conviction of people who had murdered or assaulted policemen. He said in 1991, 135 policemen were murdered.

He said 164 suspects had been arrested and appeared in court.

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Azayo leader freed

Azanian Youth Organisation leader Thami Mcerwa was released yesterday without being charged after almost a week in detention. Mr Mcerwa was held under section 29 of the Internal Security Act during a probe into a grenade attack on the offices of the promoters of the Paul Simon tour: (329)

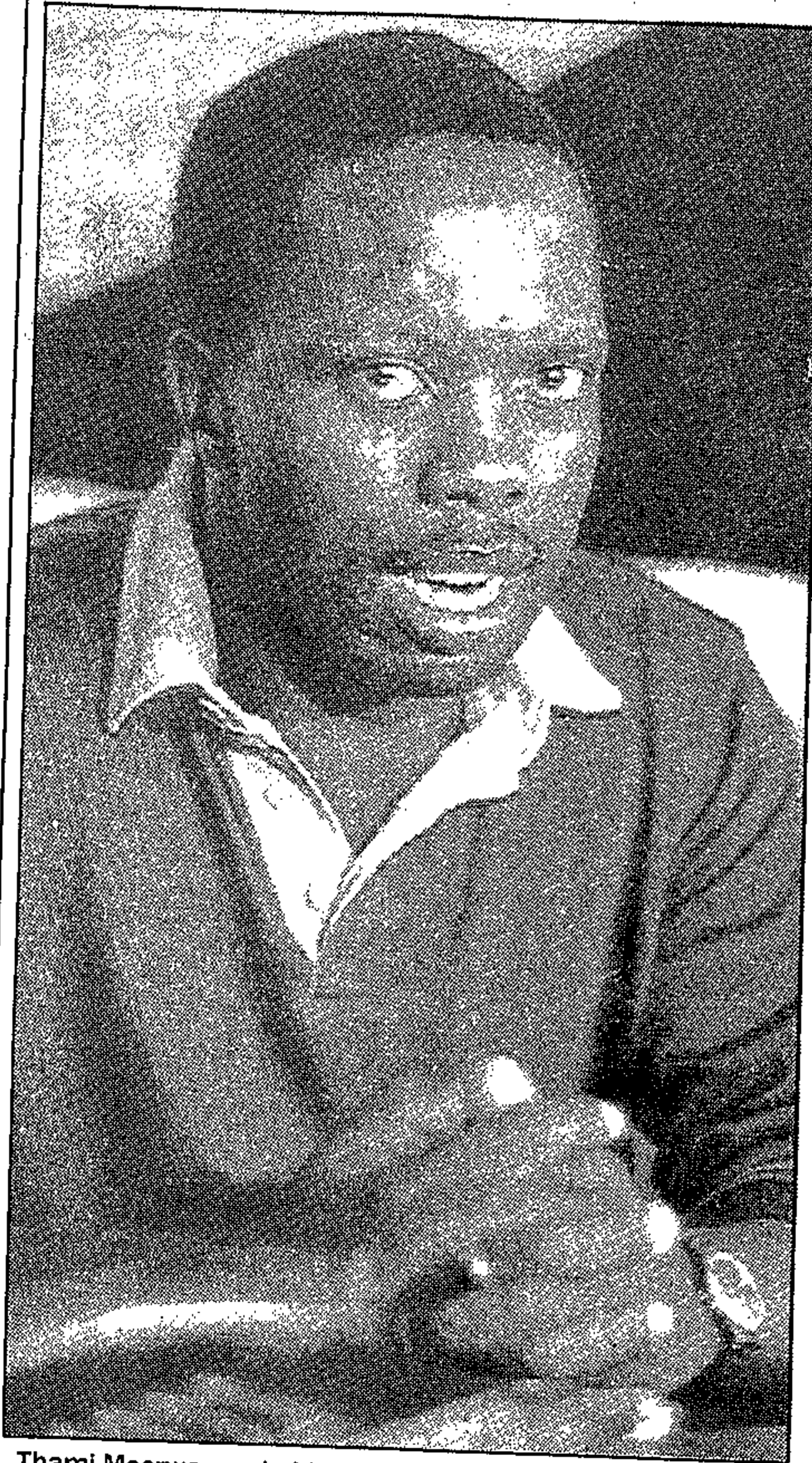
21/1/92
S. 29

Azayo leader slates detention

STAR 22/11/92

By Thabo Leshilo
Political Staff

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Thami Mcerwa . . . held over Simon tour blast. Picture: AP

Azanian Youth Organisation (Azayo) president and leader of the anti-Paul Simon tour campaign, Thami Mcerwa, intends taking legal action against the State for his "wrongful and unlawful" detention.

Mr Mcerwa was released on Monday after seven days in detention.

Addressing a press conference in Johannesburg yesterday, Mr Mcerwa said his detention under section 29 of the Internal Security Act had been wrongful and unlawful since the section had been replaced by section 13.

His lawyers were investigating legal action against Law and Order Minister Hernus Kriel.

However, Law and Order Ministry spokesman Captain Craig Kotze said section 29 was "still in the statute book".

Mr Mcerwa, arrested in connection with a bomb blast at the offices of Simon's tour promoters before his first concert in Johannesburg, was released from the Protea police station on Monday.

He was not charged and his case was referred to the Attorney-General.

Responsibility for the blast at the offices of PA Sounds was claimed by a man saying he was from the Azanian National Liberation Army (Azanla), the armed wing of the exiled Black Consciousness Movement of Azania.

Mr Mcerwa and Azayo have since denied any links with Azanla.

More rightwingers held under section 29

By Monica Oosterbroek

More rightwingers were arrested by the police on Tuesday night in terms of section 29 of the Internal Security Act.

The names of two of them have been released. They are Albertus Johannes Schwan of Ermelo and Lambertus Niewenhof, a member of the Boerestaat Party.

Mr Niewenhof was arrested at his home in Nelspruit and is being held in the local prison.

BP leader Robert van Tonder said police had

not told Mr Niewenhof's parents why their son had been arrested or what the charges were.

The arrests follow a statement on Sunday by Minister of Law and Order Hernus Kriel in which he released the names of 11 rightwingers being held under the same Act.

SAP spokesman Colonel Johan Mostert would not say how many more rightwingers had been held this week. Investigations were at a sensitive stage and police "did not want to encourage media coverage".

APARTHEID

SECTION 29 DETENTIONS (329)

TWO more rightwingers were arrested this week, bringing the total to 13 held under Section 29 of the Internal Security Act in the past two weeks.

The two are Albertus Johannes Schwan and Lambertus Niewenhof and both are members of the Afrikaner Weerstandsbeweging. The others are: leader of the AWB Wenkommando in Nelspuit Piet Nel, Dirk Hattingh, André Odendaal, Petrus Judeel and Andries Kriel — an official of the whites-only Mine Workers Union.

Leader of the Boerekommando Gawie Volschenk, Carel van der Merwe and Gerhard Roux are still being held.

Meanwhile, two alleged members of the Azanian People's Organisation Vultures Monang and Lebogang May and Azapo member Velile Mxhosana are still in detention, as are Pan Africanist Congress' Mzwandile Bapeka and the organisation's southern Orange Free State Regional Executive Committee member Mofihli Likotsi.

Wimail 24/11 - 30/11/92

Rightwingers (329) get bail of (281)

R3 500 each

STAR 24/1/92

Pretoria Correspondent

Four rightwingers held in connection with bomb blasts at Cosatu House on December 19, Hillview High School on July 21 and the Lyttelton post office on January 2 this year appeared in court yesterday.

Bail was set at R3 500 each for Dries Kriel, Dirk Hattingh, A C Odendaal and Petrus Jacobus Judeel in the Pretoria Regional Court.

Conditions of bail include Mr Odendaal surrendering his passport and that all four of the accused report daily to police stations.

They may not leave the magisterial districts of Pretoria or Brits.

B Bisschoff, who is appearing for the men, said all four had made statements before a magistrate and that they had been "intimidated into making these".

He said Mr Judeel and Mr Hattingh had claimed they were assaulted by the police.

Detention without bile

THAMI MCERWA, bumptious secretary of the Azanian Youth League, was released this week after seven days' detention during which he was questioned on the violence surrounding the Paul Simon "Born at the Right Time" tour.

Notice anything different? Not a murmur was raised in the US about this latest example of detention without trial.

It must mean that we are really back in the community of nations — as just another African country.

5/11/72

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TerreBlanche and brother
among 10 held in raids



Ventersdorp clash leads to
charges of public violence

AWB leaders arrested

By Peter Wellman

STAR 25/11/92 (329)

Police arrested virtually the entire leadership of the Afrikaner Weerstandsbeweging (AWB) in pre-dawn raids across the Western Transvaal and in Pretoria today on charges of public violence.

This includes leader Eugene TerreBlanche, his brother Andries and Stephanus TerreBlanche, who police said was a nephew.

The arrests of 10 men comes more than five months after clashes and shooting in Ventersdorp streets at an FW de Klerk meeting on August 9. Three AWB members died — two from bullet wounds. The third man was hit by a vehicle.

Fifty-eight people were injured, including the occupants of a taxi and of a bakkie carrying a coffin, which was attacked near a road-block.

Homes

Between 3 am and 4 am today, police under the command of Colonel Henry Austen arrested the men at their homes and took them to local police stations, before moving them to Ventersdorp for a court appearance scheduled for this morning.

Colonel Austen, who moved from his Potchefstroom base to Ventersdorp to co-ordinate the arrests, was in radio contact with Criminal Investigation and Murder and Robbery units, picking up the following people at their homes: Eugene and Andries TerreBlanche in Ventersdorp, Stephanus TerreBlanche (Theunissen), secretary-general Piet Rudolph (Pretoria), Cornelius de Beer (Klerksdorp), Leon van der Merwe (Ventersdorp), Andre Smit (Welkom), Piet van Rooyen (Koster), Piet Barnard (Potchefstroom) and Petrus Hamman (Lichtenburg).

In Pretoria, SAP liaison officer Colonel Johan Mostert said police investigations into the violence at Ventersdorp had been completed and the Attorney-General had decided to prosecute the men. More arrests are expected.

Last week Eugene TerreBlanche said at a Pretoria press conference that an AWB video of the Ventersdorp clashes proved that police had opened fire.

He produced a picture of a gunflash from the top of the Ventersdorp hotel, which he said came from a police automatic weapon.

Police would not be quoted on the allegation this morning. But The Star understands expert evidence will be called to show that the flash came from a tear-gas weapon.

The trial is expected in several weeks' time.

Recently the AWB unveiled its elite Iron Guards unit, about which chief secretary Eric van Der Westhuizen said: "The day the revolution comes they will look after property, women and children. We won't let terrorist groups slaughter our people."

Right rages over swoop on AWB

329

STAR 29/1/92

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Staff Reporters

The arrest yesterday of virtually the entire leadership of the Afrikaner Weerstandsbeweging (AWB) — including leader Eugene TerreBlanche and general secretary Piet "Skiet" Rudolph — has caused an outcry from the Right.

Ten men were arrested on charges of public violence in connection with the clash between police and the AWB in Ventersdorp on August 9. They appeared in the Ventersdorp Magistrate's Court yesterday. No charges were put to them.

Nine of the men were released on bail of R100 each, and Mr Rudolph, who pleaded poverty, on bail of R50. The case was postponed to March 9.

The Conservative Party said it was inexplicable that the Government considered it necessary to arrest the men at 4 am for something that happened almost six months ago.

CP law and order spokesman Moolman Mentz suggested that Mr TerreBlanche and his lieutenants were arrested because they had performed "so outstandingly" on a television debate the night before.

He said the CP did not object

to the law taking its course, but the way the men were arrested "created a feeling of disapproval and indignation".

"It is unacceptable that some of the best known people in the country have to be arrested in the middle of the night while a mere warning to appear in court would have been obeyed."

Mr Mentz said the CP also questioned the arrests in the light of the CP's request that the events of Ventersdorp should be investigated by a judicial commission.

Boerestaat Party leader Robert van Tonder said the arrests were designed to prevent the showing of a video of the shootings in Ventersdorp.

Protest

The AWB has claimed it has a video proving the police fired first in the clash in which three AWB men were killed.

The HNP announced yesterday it would hold a meeting in the Pretoria City Hall tonight to protest about the arrests.

Yesterday, President de Klerk denied any prior knowledge of the pre-dawn round-up, and firmly rejected an allegation by Mr TerreBlanche that he was harassing the Right.

After the hearing, Mr TerreBlanche said he was furious

that his 10-year-old daughter had seen his arrest.

"She had to endure the humiliation, with tears in her eyes, of seeing her father arrested in front of his family on his own farm ... and then she had to go to school," he said.

Mr TerreBlanche said the police had acted on the orders of a Government attempting to discredit the AWB. The arrest of leaders who worked in an open political system proved that Codesa was "a farce".

Between 3 am and 4 am yesterday, police arrested the AWB men at their homes and took them to local police stations, before moving them to Ventersdorp for their court appearance.

Those arrested were: Eugene and Andries TerreBlanche in Ventersdorp, Stephanus TerreBlanche (Theunissen), Piet Rudolph (Pretoria), Cornelius de Beer (Klerksdorp), Leon van der Merwe (Ventersdorp), Andre Smit (Welkom), Piet van Rooyen (Koster), Piet Barnard (Potchefstroom) and Petrus Hamman (Lichtenburg).

In Pretoria, SAP liaison officer Colonel Johan Mostert said investigations into the Ventersdorp violence had been completed and the Attorney-General had decided to prosecute the men. More arrests were expected, he said.

New march planned on Phalaborwa

Sowetan 29/1/92
329 *329*

By MATHATHA TSEDU *329*

TENSION has eased in Phalaborwa following the Saturday incidents in which 109 people were arrested for attempting a march on the town. *329*

And with the old taxi rank that had unusable toilets still barred, local black leaders said yesterday a march was being planned for next week Saturday after which a decision on renewing the boycott will be taken.

One of the boycott committee members, Mr Eric Ngobeni, said a meeting at Lulekani township on Sunday had decided that the leadership look at ways of forcing the "conservative boers in the town to toe the line".

Barbed wire

329 *329*

Matters came to a head last week when the town council unilaterally closed a taxi rank and told people to use a new one that had no toilets. This angered the residents, who decided on a march in the town and the forceful use of the closed rank which was surrounded by barbed wire.

It was during the attempted march that police rounded up 109 people - 25 of them under age - and charged them with disturbing the peace. They were fined R30 each.

Ngobeni said options open to the community included a stayaway and renewing the boycott which was lifted last week after running for four months. Ngobeni however disputed reports in a newspaper yesterday saying the boycott had been reimposed.

"We have applied for a permit to march in the town to protest against several things. The outcome of the march and whether it takes place at all, will determine the next course of action. But for now, we are waiting for the magistrate to indicate whether the permit is granted," Ngobeni said.

The town is controlled by the Conservative Party and the local AWB members have been infuriated not only by the boycott, but also by the move into formerly white areas of several blacks employed by the Phalaborwa Mining Company.

Two of the people who have moved into town have been attacked and their properties damaged.



Eugene Terre'Blanche and supporters outside the Ventersdorp court yesterday.

Picture: AP

Woman 'unaware of fraud trust'

A 74-year-old woman told the Rand Supreme Court yesterday she had had no idea that a trust described as the ultimate controlling body of the Interboard companies allegedly used by Ed Dutton to commit forex fraud involving R144m, had been formed in her name.

Mary Gibbs was the first State witness at Dutton's trial on 14 counts of fraud. He has pleaded not guilty on all counts.

SUSAN RUSSELL

Her former son-in-law, Nick Thomas, had told her he had been asked to form a trust and needed three signatures. She signed without having read the document.

She said she had never heard of any of the people named as beneficiaries of the trust, nor had she known of any companies which would be formed by the trust. "I

Right-wingers released on bail in Ventersdorp

8/02/92 29/1/92

VENTERSDORP — AWB leader Eugene Terre'Blanche and nine other right-wingers were released on bail of between R50 and R100 from the Ventersdorp Magistrate's Court yesterday.

The 10 appeared briefly after they were arrested on public violence charges in pre-dawn police swoops throughout the western Transvaal and Pretoria, Sapa reports. No charges were put to the men by State prosecutor Chris Nel.

Magistrate Frik van Tonder released the right-wingers on R100 bail each, except for Piet "Skiet" Rudolph who was granted R50 bail after he pleaded poverty and requested that his bail be lowered.

The eight other men are: Cornelius de Beer, 46, from Krugersdorp; Leon van der Merwe, 34, of Ventersdorp; Andre Smit, 33, of Welkom; Piet van Rooyen, 36, from Koster; Stephanus Terre'Blanche, 36, of Theunissen (said by police to be Terre'Blanche's nephew); Petrus Hamman, 44, of Lichtenburg; Piet Barnard, 47, from Potchefstroom; and Andries Terre'Blanche, 47, the AWB leader's brother.

After his court appearance the AWB leader said the arrests demonstrated the state's insincerity in trying to get public political figures to participate in Codesa.

He said all the men would have been prepared to report to court, or the police could have called on them at their offices,

and that pre-dawn arrests had been unnecessary.

Rudolph said after his appearance: "This is what one should expect in a police state."

The arrests stemmed from the violence in Ventersdorp last year when President F W de Klerk addressed a public meeting. The case was postponed to March 9.

Our political staff reports from Cape Town that the CP hit out at the arrests, but De Klerk said there was "no political bias in the application of the law".

CP law and order spokesman Moolman Mentz said the decision to arrest "one of the best known people in the country during the midnight hours" was "inexplicable" and "humiliating".

He said the arrest was in connection with an incident that had taken place six months ago. An ordinary warning to appear in court would "without doubt" have been sufficient, said Mentz.

The CP had no objection to the law taking its course, but the manner of Terre'Blanche's arrest gave rise to indignation.

De Klerk said the arrests had come as "news to me". They had not been discussed with him by the National Security Council or the Law and Order Minister.

"It was not a political arrest," he said, adding that government would continue to apply the law in a "legal manner".

14 held for 'people's court executions'

Sold. 3-11-5/2/92
By Makhaya Māni and Sabata Ngcai

PROMINENT Mossel Bay civic leader Mr Terence Ndanda is one of 14 residents from the southern Cape town being held by police following the deaths of two alleged criminals.

The group, mostly squatters from the JCC squatter camp, have been held by police since the beginning of the year in connection with the alleged sentencing to death and execution of two people at a people's court in the camp.

One of the women arrested with the group but released later, Mrs Julia Welman, said squatters had been plagued since 1990 by six youths allegedly involved in crimes ranging from housebreaking to rape.

"The community had become sick and tired of the activities of the six

and last year we held a series of meetings and this is where we called the group to order," Welman said.

"I think the police themselves liked what the six were doing because when they were called in to stop or arrest them, they did — but surprisingly they were released the very same night," she said.

Welman alleged she was one of the gang's targets when they tried to set her house alight. They were apprehended by squatters guarding her house.

In another incident, a resident alleged the police arrived with three of the group one morning and attempted to kick open the door of the community's hall.

"This also sparked off anger in the community and we went to the police and asked for an explanation," Welman said.

"The police retaliated by arresting three of us. An angry group of about

300 people toyi-toyed to the police station and demanded their immediate release. They released them."

The ANC has blamed the police for the death of the two alleged criminals, following an investigation into the incident.

"If the police had acted in a competent and proper manner after the arrests of the three men, none of the incidents would have occurred," an ANC statement read.

While condemning the actions of those "who take the law into their own hands", the ANC acknowledged the right of people "to protect themselves against criminal elements if the police fail to do so".

The chairperson of the KwaNonqaba Civic Association in Mossel Bay, Mr Wilson Sijaji, said his organisation condemned in strongest terms "the criminal actions committed by those who wish to make life uneasy for other people".

Security crackdown on right and left

South 30/11-5/2/92 (329)
 BOTH left-wingers and right-wingers are currently being held in terms of Section 29 of the Internal Security Act.

On January 15, Mr Dirk Hattingh, Mr Andre Odendaal, Mr Petrus Judeel and a Mine Workers Union official, Mr Andries Kriel, were detained under Section 29 in the Pretoria area.

According to police, they are being held in connection with the explosions at Cosatu House in Pretoria on December 19 last year, and at the Lyttelton and Krugersdorp post offices on January 2.

On January 16, the leader of the AWB's Wenkommando in Nelspruit, Mr P Nel, was detained.

According to police, he is being held in connection with the planting of an explosive device at the Calvary Christian School in Nelspruit.

Two weeks ago, police announced that Mr RK Robinson, Mr M de Waal and Mr M Steynberg had also been detained under Section 29.

They are being held for allegedly supplying explosives.

The leader of the right-wing Boerekommando, Mr Gawie Volschenk, Mr Carel van der Merwe and Mr Gerhard Roux, detained on January 8, are still being held.

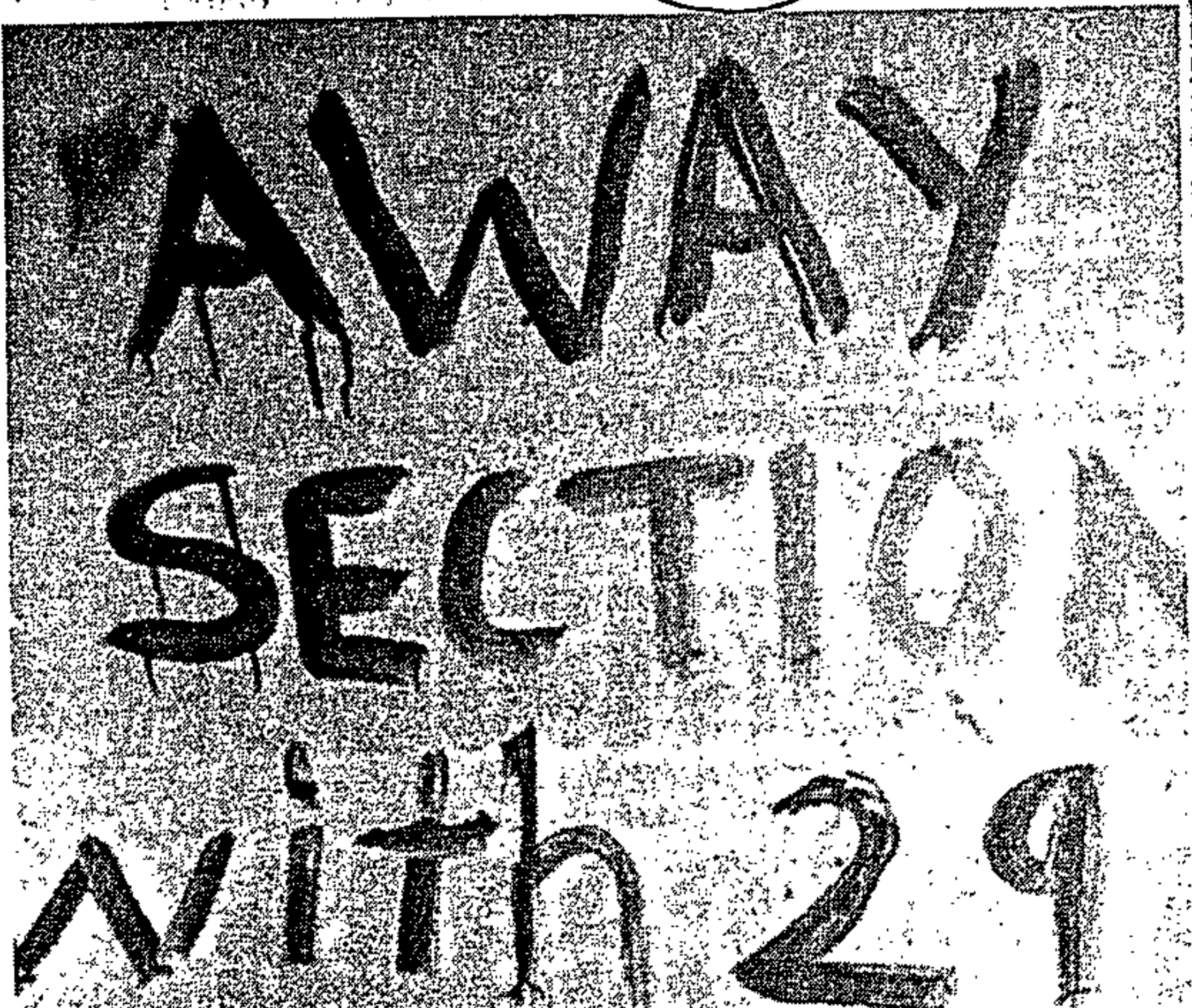
Last Wednesday, police announced that Mr Albertus Schwan and Mr Lambertus Niewenhof were held in terms of Section 29.

Mr Mofihli Likotsi, the secretary of the PAC's southern Orange Free State regional executive committee, detained under Section 29 in Botshabelo on January 7, is still being held.

PAC member Mr Mzwandile Bapeka, detained in Excelsior on January 13, is still in detention.

Mr Velile Mxhosana, Mr Vultures Monang and Mr Lebogang May, detained on January 18 and 19, are still being held.

The president of the Azanian Youth Organisation, Mr Thami Mcerwa was released from Section 29 detention on January 20.



PROTESTERS OF THE PAST: In recent years, when only left-wingers were detained under Section 29, there were vociferous protests to free them

Family disputes police

329
Soweto 30/1/92
THE family of a murder suspect who police said was killed by a sniper while accompanying them on an investigation in Sharpeville on Tuesday are not satisfied with the official account of what happened.

Mr Tshepo Lengwati (24), an ANC member, was suspected of being involved in the killing of Constable Sakkie Janse van Rensburg (21).

Swollen

His mother and relatives, who had gone to Vereeniging to identify the body, returned home without seeing it. They were told it had been taken to Johannesburg for a post-mortem.

A family spokesman said they had found Lengwati severely beaten up on several occasions when they visited him in Vanderbijlpark while he was on trial.

His face and eyes were swollen and blue.

Four white cops to be charged with assault

By DESMOND BLOW

FOUR white security branch policemen – three sergeants and a warrant officer – are to be charged with assault with intent to do grievous bodily harm after allegedly torturing and killing a suspect in July.

Deputy Attorney-General of the Transvaal John Welch said he had issued instructions that the four policemen, who were suspended from their duties months ago after allegations were made against them, be charged with assault.

He said he had also instructed the eastern Transvaal police to

continue their investigations into the allegations that Sweet Johannes Sambo, 30, was murdered and his body disposed of.

"If we obtain proof we will bring murder charges against those responsible," said Welsh.

The police and attorneys for Sambo have statements that Sambo was seen lying naked and motionless on the floor after he had allegedly been tortured at the notorious Squamman Police Camp near Komatipoort on July 2.

The statements claim that the former security chief in the area, a Captain de Beer, saw the body,

and that a sergeant had kicked and shaken the body. De Beer has since resigned from the force.

The following morning Sambo had disappeared and has never been seen again.

There are allegations that Sambo's body was thrown into a crocodile-infested river, but despite a search by more than 80 policemen his body was not found.

Attorney Phineas Mojapelo of Nelspruit has issued summons for R1-million against the Minister of Police on behalf of Sambo's wife, Lindiwe, and their four children.

Policeman 'paid himself'

A former ANC exile has laid a charge of theft against a policeman who allegedly "paid himself" for wasted time by stealing R200 from a bundle of UN grant money the exile was carrying.

Tshifhiwa Nwovhe, Johannesburg administrator for the Congress of Traditional Leaders of SA was among a group of exiles flown into the country last year by the United Nations High Commissioner for Refugees. *STAR 31292*

He told The Star yesterday that he was arrested after police found a radio, a television set and a video machine at the Bree Street flat he shares with his cousin last Tuesday. No charge was laid and later the policeman allegedly took R200 of the R710 Mr Nwovhe had on him.

Mr Nwovhe said the policeman had said he had taken the money for "time wasted" as he could have been with his wife." *(329)*

(329) (522)
**9 held after
school attacks**

Eight men and a youth of 17 were arrested yesterday morning in connection with attacks on teachers in Katlehong, near Germiston, police said. **STAR 4/2/92**

Nineteen white teachers were withdrawn from Katlehong schools last week after one teacher was set alight and one attacked.

SAP liaison spokesman Sergeant Andy Pieke said there might be more arrests and some of those held might be released. Court appearances were expected soon. — Staff Reporter.

Nine arrested after school attacks

Sowetan 4/2/92

329

NINE people were arrested in Katlehong yesterday in connection with recent attacks on school buildings and assaults on teachers in the area.

A spokesman for the police in the Witwatersrand said among those arrested was a 17-year-old youth. They were being held for questioning, the spokesman said.

The attacks on white teachers led to the indefinite closure of KwaDukaThole Comprehensive High School.

Last week a Kathorus College of Edu-

cation lecturer, Mr Schalk Dippenaar (53), was set alight while conducting classes.

He was admitted to a Johannesburg clinic with severe burns.

Last Thursday, the director general of the Department of Education and Training, Dr Bernhard Louw, announced that 19 white teachers working in Katlehong had been temporarily withdrawn.

Classes have also been suspended at Kathorus College. The college was placed under police guard after the attack.

Rightwinger arrested by dog unit, held in custody

Pretoria Correspondent

(329)

Rightwinger Dr Lood van Schalkwyk, has been remanded in custody until Monday.

Dr van Schalkwyk, who forfeited his bail last month after failing to appear in the Supreme Court on bombing charges, was arrested in Bronkhorstspuit late last night by two members of the Bronkhorstspuit Dog Unit.

He failed to appear in court on January 27 and his bail was provisionally withdrawn.

After Dr van Schalkwyk's arrest he was brought before Mr Justice van Dyk in the Pretoria Supreme Court, who ordered that he be detained.

STAR 512492
This followed a request by State Advocate P Fick who asked that the matter be postponed until Monday when a trial date could be arranged with the Judge President.

The Judge told Dr van Schalkwyk he could, however, launch an application for bail.

A warrant for Dr van Schalkwyk's arrest was issued on January 24 after he failed to report at the police station in accordance with his bail conditions.

He was to have appeared in the Pretoria Supreme Court on January 27 on charges relating to the Blood Street bomb blast in August 1990 and a parcel bomb which killed a Durban computer consultant.

Necklace case: cops yet to be charged

By S'BU MNGADI

329

(250)

THE seven Pinetown policemen who allegedly necklaced a local youth while he was in custody have yet to be suspended or prosecuted.

Vusi Phiri, 19, of Marianhill, is recuperating from severe burns at Marianhill Hospital.

Police said this week that Phiri had not signed a statement, which he had insisted he sign in the presence of his lawyers. However, Phiri's lawyers were adamant their client signed the statement last month.

The seven police officers — including a woman — were supposed to have appeared in the Pinetown Magistrate's Court on January 17 in connection with the alleged assault.

Police said the case could not proceed because the officers concerned had not had sufficient opportunity to arrange their defence.

Phiri laid a charge with the SA Police on January 15. He claimed that on the night of January 13 he was detained for interrogation in connection with alleged illegal possession of

firearms.

He claimed that during questioning a tyre was placed around his neck and SAP members threatened to set the tyre alight if he did not reveal further information.

He said that when he refused to cooperate, the tyre was set alight. He suffered severe burns.

On January 16, Phiri's lawyer, Themba Mthethwa, wrote to the Commissioner of Police, saying that his client had received information that the seven policemen were planning to abduct him from hospital and "finish him off".

The lawyer threatened to bring an urgent application in the Durban Supreme Court the following day for an interdict against the police.

The Durban regional police commissioner said the abduction threats were being viewed in a serious light.

Phiri has given notice to the Commissioner of Police of his intention to sue the police for R1,5-million, for pain, shock, loss of amenities of life, suffering, deformity and disfigurement.

c/pren 16/2/92

1992
January 58 9
February 21 7

(b) 10 February 1992.

Note:

The 1991 figures for KwaZulu are only for persons killed in areas controlled by the South African Police.

Persons killed/injured in violence
73. Mr P J GROENEWALD asked the Minister of Law and Order:†

How many persons were (a) killed and (b) injured in violence in 1985, 1986, 1989, 1990 and 1991, respectively?

The MINISTER OF LAW AND ORDER:

Suspected right-wing terrorism: incidents
71. Mr P H P GASTROW asked the Minister of Law and Order:

(1) (a) How many incidents of suspected right-wing terrorism were investigated by the South African Police in 1991 and 1992, respectively, and (b) how many of these cases had been solved as at the latest specified date for which information is available;

(2) whether any persons have been arrested in connection with these incidents; if so, (a) (i) how many and (ii) in connection with how many such incidents in each case and (b) in respect of what date is this information furnished?

329

B161E

The MINISTER OF LAW AND ORDER:

(1) (a) 1991 — 12
1992 — 6

(b) 9
14 February 1992.

(2) Yes.

(a) (i) 15
(ii) 9
14 February 1992.

HOUSE OF REPRESENTATIVES

QUESTIONS

†Indicates translated version.

For oral reply:

General Affairs:

State-funded housing complexes:

all race groups

*1. Mr M A HENDRICKSE asked the Minister of Local Government and National Housing:

(1) Whether members of all race groups are allowed to rent and/or purchase, or place their names on waiting lists for, housing units in low-income State-funded housing complexes; if not, why not; if so,

(2) whether, in view of the repeal of the Group Areas Act, it is the policy of the Government to allow local authorities to apply racial integration in respect of such housing complexes; if not, (a) why not and (b) when will local authorities be allowed to do so; if so,

(3) whether any such housing complexes in Algoa Park and Sidwell in the Port Elizabeth area have been opened to members of all race groups; if not, why not; if so, what are the relevant details;

(4) whether he will make a statement on the matter?

C1E

†The MINISTER OF LOCAL GOVERNMENT AND NATIONAL HOUSING:

(1) Yes.

(2) Yes. If local authorities have surplus housing units at their disposal after the needs of the population groups for which it was originally planned, have been satisfied, the housing boards of the various own affairs administrations may grant approval that it may be placed at the disposal of other population groups, where such a need exists. (a) and (b) fall away.

(3) The housing complexes in Algoa Park and Sidwell in the Port Elizabeth area fall under the purview of the responsibilities of the Minister of Correctional Services and of Housing and Works in the Ministers' Council of the House of Assembly.

(4) No.

The MINISTER OF LAW AND ORDER:

B229E

(a) (b) (c) (d) (e) (f) (g) (h) (i) (j)
(i) 15 38 85 270 37 272 944 74 433 2 346 28
(ii) 52 37 115 203 26 916 622 17 532 1 223 13
(iii) 364 29 731 523 207 552 229 — 399 366 137
(iv) 10 10 27 81 9 198 179 19 134 687 14

Note:

(g) (i) vehicles
(ii) cycles

Own Correspondent

DURBAN — Police have made a major breakthrough in their investigations into the cold-blooded execution-type killing of two teenage police constables last month and have arrested five suspects.

Police yesterday revealed that round-the-clock investigations by the Maritzburg Murder and Robbery Unit led to the arrest of five suspects wanted in connection with the deaths of Jacques Wilken and Wyebrand Smith, both aged 19.

It is believed that the leader of the gang is a member of the ANC and the area leader at Mpopopheni, near Howick, who is one of the nego-

Five held over police killings

tiators of the peace committee in the area.

The two constables, who had been in the police force for only two months, were stationed at the C R Swart Square police headquarters in Durban.

Their bodies were found back to back on the Bulwer-Howick Road, near the Mpopopheni township on January 11. They had been shot at point-blank range.

Their watches, bags and shoes and socks were missing.

Colonel Willie van den

Berg, head of the Maritzburg Murder and Robbery Unit, said the first arrest was made on Friday. On Sunday two more suspects were arrested and on Monday night a suspect who fled to Kokstad was arrested.

A fifth suspect is under police guard in hospital. The man was shot and wounded during a clash between two groups recently.

Police have taken possession of three guns.

Colonel van den Berg said more arrests were expected. He said that detectives led by Detec-

tive Sergeant Danie Reyneke were busy with investigations. The motive for the killings had not yet been established.

The two policemen who completed their training in November were on their way to Newcastle to visit Constable Wilken's parents. They were hitch-hiking.

Constable Smith's parents live in Vereeniging.

The SAP immediately offered a R25 000 reward for information leading to the arrest and conviction of the policemen's killers.

Colonel van den Berg said police were investigating the possibility that the suspects were also involved in the killing of an Edendale tea room owner, Raj Bhoola, and a spate of robberies in the area.

STAR 19/2/92

329

Inkatha and the ANC. Floyd Mashele said the organisation urge its supporters to tell if the violence had not pay.

Brigade leader Themba organisation saw the ANC part of preparation for a Inkatha members.

He said it was disturbing that Natal violence continued while negotiations proceeded at national level.

Hadebe called on people to do everything in their power to forge peace.

An Inkatha spokesman said people had lost confidence in the peace process. He called on Inkatha supporters to exercise maximum restraint.

Massacre suspect held

6/26/92
WILSON ZWANE

A MAN had been arrested in connection with the attack on mourners returning from civic leader Sam Ntuli's funeral in Thokoza on the East Rand last year, police said yesterday.

Eighteen people were killed in the attack, described at the time by ANC-aligned groups as the work of professionals. Most of the dead had been shot in the neck or head with AK47, R1 and R4 rifles.

Witwatersrand police spokesman Capt Eugene Opperman said yesterday the man was arrested on Thursday last week by the Katshehong Special Investigation Unit.

Opperman said that after his arrest, the suspect was identified by a witness. "The investigations are continuing since there was more than one attacker involved in the massacre."

He said a reward of R20 000 for information leading to the arrest and conviction of Ntuli's killers still stood. (329)

The man was due to appear in the Germiston Magistrate's Court yesterday for bail application.

Opperman stressed that the suspect was not an Inkatha member.

(2) (a) what amounts were involved in each case and (b) what was the total amount outstanding in terms of such guarantees or sureties as at the latest specified date for which information is available;

(3) whether foreign currencies are involved in any of these guarantees or sureties; if so, (a) what currencies, (b) how much is involved and (c) who is responsible for bearing the potential cost of exchange rate fluctuations? B227E

THE MINISTER OF FOREIGN AFFAIRS:

(1) (a) No.

(b) Yes, a guarantee in respect of overdraft facilities to the Government of Venda.

(c) No.

(2) (a) R200 Million

(b) R200 Million.

(3) No.

(a), (b) and (c) fall away.

Guarantees/sureties: Bophuthatswana

83. Mr K M ANDREW asked the Minister of Foreign Affairs:

(1) Whether any guarantees or sureties were given directly or indirectly by the Government or any Department or agency of the Government to any person or organization for (a) loans granted, (b) lines of credit granted and (c) other specified financial services rendered to (i) the Government of, (ii) any Government Department of, (iii) a development corporation in and (iv) any other specified person or organization in Bophuthatswana in the 1990-91 financial year; if so,

(2) (a) what amounts were involved in each case and (b) what was the total amount outstanding in terms of such guarantees or sureties as at the latest specified date for which information is available;

(3) whether foreign currencies are involved in any of these guarantees or sureties; if so, (a) what currencies, (b) how much is involved and (c) who is responsible for bearing the potential cost of exchange rate fluctuations? B228E

HOUSE OF ASSEMBLY

THE MINISTER OF FOREIGN AFFAIRS:

(1) No.

(2) and (3) fall away.

Swanville: attack on hostel dwellers

85. Mr D J DALLING asked the Minister of Law and Order:

(1) Whether he or the South African Police have been informed of the allegations that the Police aided hostel dwellers in an attack in 1991 on squatters in Swanville; if not, why not; if so,

(2) whether an investigation is being conducted into these allegations; if not, why not; if so, what progress has been made;

(3) whether any persons have been (a) arrested and (b) charged in connection with this incident; if not, why not; if so, how many in each case;

(4) whether, on the day of the above attack, a large number of hostel dwellers moved through Swanville without being stopped; if so, why were they not stopped? B230E

THE MINISTER OF LAW AND ORDER:

(1) Yes.

(2) Yes, a full investigation was instituted. There is no evidence that the South African Police was involved in the attack.

(3) (a) 12 persons.

(b) 12 persons were arrested on 28 counts of murder and on 1 count of public violence.

(4) Approximately 200, Zulus with traditional weapons, were stopped approximately 800 meters from Swanville on their way to Kagiso. At this stage there was already a group of approximately 1 000 Zulus in Swanville.

At the same time, a few thousand blacks gathered at Kagiso with the intention to attack the Zulus. Numerous structures in Swanville were on fire at this stage. In an attempt to keep the groups apart, the Police escorted the Zulus past Kagiso to their hostels.

Summer daylight saving

86. Mr D J DALLING asked the Minister of Manpower:

(a) With reference to the reply to Question No 9 on 30 April 1991, what progress has been made in regard to the investigation into the possibility of the introduction of a programme of summer daylight saving and (b) when is it expected that a report on this matter will be made available? B231E

THE MINISTER OF MANPOWER:

(a) and (b) This matter is being investigated by the President's Council and the Department of Manpower can therefore not answer this question.

Period of time between arrest and sentencing

87. Mr A J LEON asked the Minister of Correctional Services:

(a) What, in respect of persons awaiting trial in prisons, was the average period of time that elapsed between arrest and sentencing calculated as at the last day of each month in 1991 and (b) what was the (i) age and (ii) gender distribution of persons awaiting trial in that year? B232E

THE MINISTER OF CORRECTIONAL SERVICES:

(a) The precise information cannot be provided to the hon member as it is, *inter alia*, not centrally available and there are various practical problems with the recording of such statistics.

Statistic out of an exercise which was done on 2 January 1991 of all awaiting trial prisoners who were detained in South African prisons on that day, are as follows:

25,7% — 1 day until 14 days
30,5% — 14 days until 1 month
33% — 1 month until 3 months
8,3% — 3 months until 6 months
2,5% — Longer than 6 months

A further spot check at the Johannesburg, Pretoria, Pollsmoor, Witbank, Durban and Port Elizabeth Prisons on 13 February 1992 where a total of 10 999 awaiting trial prisoners were in detention on that

day, delivered the following statistical data:

26,33% — 1 day until 14 days
22,48% — 14 days until 1 month
32,74% — 1 month until 3 months
2,16% — 3 months until 6 months
16,29% — Longer than 6 months

(b) (i) and (ii)

As on 31 December 1991.

AGE	MALE	FEMALE
Younger than 20 years	4 559	137
20 Years and younger than 25 years	6 573	233
25 Years and older	11 294	524
TOTAL	22 426	894

GRAND TOTAL: 23 320

Section 29 of the Correctional Services Act, 1959 (Act No 8 of 1959) stipulates, *inter alia*, that a person under the age of eighteen years who is accused of having committed an offence shall before his conviction, not be detained in a prison unless his detention is necessary and no suitable place of detention mentioned in the Child Care Act, 1983 (Act No 74 of 1983) is available for his detention. In each such case the particular judicial officer issues a certificate to this effect. In deciding on the suitability of the place of detention, the nature of the offence with which a person is charged is taken into account as well as age, sex, character etc.

A juvenile who is detained in terms of section 29 of the Correctional Services Act, 1959, shall not be permitted to associate with a person over the age of 21 years who is in custody, provided that he may be permitted to associate with such a person in custody who has been charged jointly with him, if the head of the prison is of the opinion that such association will not be detrimental to him. Juveniles are also separated with regard to age groups where facilities permit.

Discussions take place regularly between the Department of Correctional Services, the local magistrates, prosecutors and the

HOUSE OF ASSEMBLY

South African Police with a view to keep awaiting-trial juveniles out of prison.

Civil claims against SAP

89. Mr A J LEON asked the Minister of Law and Order:

- (1) How many civil claims were instituted against the South African Police in 1988, 1989, 1990 and 1991, respectively;
- (2) in respect of each such year, (a) (i) how many such claims were settled out of court and (ii) at what cost to the State and (b) what total amount in damages was awarded against the Police by the courts?

B234E

The MINISTER OF LAW AND ORDER:

	1988	1989	1990	1991
(1)	3 903	3 768	5 456	4 791
(2) (a) (i)	360	277	229	231
(ii)	R699 594,86	R686 135,78	R611 132,48	R107 304,69
(b)	R209 995,74	R182 422,28	R845 317,67	R847 209,91

Labour disputes/work stoppages/strikes: SAP called

93. Mr P H P GASTROW asked the Minister of Law and Order:

In how many instances were the South African Police called to the scene of (a) labour disputes, (b) work stoppages and (c) strikes in 1991?

The MINISTER OF LAW AND ORDER:

- (a) 287.
(b) 113.
(c) 523.

Pinetown police district: crime statistics

95. Mr R M BURROWS asked the Minister of Law and Order:

How many cases of (a) murder, (b) culpable homicide, (c) assault with intent to do grievous bodily harm, (d) common assault, (e) rape, (f) robbery, (g) theft of vehicles and cycles, (h) damage to property, (i) housebreaking with intent to steal and theft and (j) possession of drugs were reported at each specified police station in the Pinetown Police district of the Natal Region in 1991?

B241E

The MINISTER OF LAW AND ORDER:

	(a)	(b)	(c)	(d)	(e)	(f)	(g)	(h)	(i)	(j)
Bellair	1	12	27	150	5	21	59	27	83	322
Hillcrest	47	20	34	178	43	148	158	66	150	828
Kwa-Dabeka	65	15	187	137	74	117	92	—	117	285
Malvern	17	15	73	267	15	77	151	22	140	629
Mayville	13	12	23	200	25	72	288	17	152	542
Pinetown-West	64	23	251	236	85	366	151	5	290	636
Westville	8	11	27	106	10	74	84	54	102	635

Note:

- (gi) — vehicles
(gii) — bicycles

HOUSE OF ASSEMBLY

Durban South police district: crime statistics

96. Mr R M BURROWS asked the Minister of Law and Order:

How many cases of (a) murder, (b) culpable homicide, (c) assault with intent to do grievous bodily harm, (d) common assault, (e) rape, (f)

robbery, (g) theft of vehicles and cycles, (h) damage to property, (i) housebreaking with intent to steal and theft and (j) possession of drugs were reported at each specified police station in the Durban South Police district of the Natal Region in 1991?

B242E

The MINISTER OF LAW AND ORDER:

	(a)	(b)	(c)	(d)	(e)	(f)	(g)	(h)	(i)	(j)
Amazintoti	51	57	57	220	33	194	360	76	163	656
Brighton Beach	36	14	73	302	25	166	251	49	161	602
Louis Botha Airport	—	—	—	6	—	—	29	—	12	2
Montclair	55	32	98	256	51	323	167	16	148	365
Wentworth	19	11	207	689	24	128	103	11	370	234
Lamontville	41	16	73	185	58	182	12	7	79	128

Note:

- (gi) — vehicles
(gii) — bicycles

Pretoria police district: crime statistics

97. Mr P G SOAL asked the Minister of Law and Order:

How many cases of (a) murder, (b) culpable homicide, (c) assault with intent to do grievous bodily harm, (d) common assault, (e) rape, (f)

robbery, (g) theft of vehicles and cycles, (h) damage to property, (i) housebreaking with intent to steal and theft and (j) possession of drugs were reported at each specified police station in the Pretoria Police district in 1991?

B246E

The MINISTER OF LAW AND ORDER:

	(a)	(b)	(c)	(d)	(e)	(f)	(g)	(h)	(i)	(j)
Atteridgeville	29	7	638	991	200	400	115	2	498	337
Brooklyn	4	27	98	341	32	112	961	753	289	2 800
Erasmia	11	5	64	106	16	46	36	16	70	290
Veroerdburg	7	31	72	164	20	83	396	170	164	1 099
Pia Central	21	37	243	910	53	537	983	67	426	932
Pia West	18	8	99	517	58	121	297	96	314	659
Sunnyside	8	13	33	501	17	55	1 042	134	629	1 140
Wierdabrug	11	14	105	247	38	101	243	173	207	1 286
Laudium	6	2	75	201	23	42	101	—	128	248

Note:

- (gi) — vehicles
(gii) — bicycles

Crime statistics: Cape Town police district

103. Mr C W EGLIN asked the Minister of Law and Order:

How many cases of (a) murder, (b) culpable homicide, (c) assault with intent to do grievous bodily harm, (d) common assault, (e) rape, (f)

robbery, (g) theft of vehicles and cycles, (h) damage to property, (i) housebreaking with intent to steal and theft and (j) possession of drugs were reported at each specified police station in the Cape Town police district in 1991?

B263E

HOUSE OF ASSEMBLY

Death squad murders soared last year — report

By Jo-Anne Collinge

Assassination squads were "rampant" last year, eliminating no fewer than 60 political activists — three times the number killed in the previous year, says the Human Rights Commission.

In its annual Human Rights Update — 1992, a mainly statistical summary, the HRC reveals continually high levels of "informal repression" — that is, action taken by various groups without statutory authorisation to thwart political expression.

In contrast, "formal repression", which is exercised by the State with the authority of law, is shown to have fallen considerably.

However, the HRC insists that the incidence of certain categories of formal repression is still unacceptable. For instance:

- It records 100 deaths resulting from security force action in 1991 and 700 injuries. The 1990 figures were 300 deaths and 3 000 injuries. "While the deaths and injuries inflicted by the security forces are still at an unacceptable level and

are to be deplored, nevertheless it is clear that the censure of their methods by various commissions of inquiry has had its effect," the HRC comments.

- Close to 9 300 arrests arising from political action are recorded by the HRC, the majority resulting from mass protests being viewed as illegal gatherings.

- There were 298 prisoners on Death Row at the end of last year, according to the HRC count. In all, 85 people were sentenced to death during the year, only one for a political offence.

While 53 political prisoners were released from Death Row during 1991, 13 persons regarded by the HRC as political offenders remained in the death cells.

- Apart from Bophuthatswana and Ciskei, detentions dropped sharply in 1991. Bophuthatswana accounted for 262 and Ciskei for 704 of the total number of 1 093 detentions recorded by the HRC in Greater South Africa in 1991.

Outside of the TBVC states, legislative reform saw the period of security detentions significantly curtailed.

- The HRC recorded no deaths in security-law detention but noted 10

deaths of prisoners held under the common law "in politically related circumstances".

- The HRC's count of the number of political trials completed in 1991 remains high, at 575. But the organisation observes that sentencing has become perceptibly lighter. It adds that "convictions for minor crimes continue as the police use the courts to carry out political harassment".

In the area of informal repression, hit squad assassinations of carefully targeted political figures have shown the most dramatic increase. But the overall toll is still a mere fraction of the 2 000 deaths "judged to be related to vigilante-created situations".

The HRC uses the term "vigilantes" to refer to forces which arose from attempts by various homeland administrations and black local authorities to defend their vested interests. Both the deaths inflicted by such forces and losses which they sustain in counter-attacks are included in the toll.

The HRC also notes that so-called "right-wing actions" caused far fewer deaths than vigilante formations last year — 21, with 178 injuries.

Demo: 38 in court (329)

A group of 38 ANC and SACP supporters, arrested last week during a protest outside the Rand Supreme Court against the white referendum, appeared in the Johannesburg Magistrate's Court yesterday. The case was postponed to April 4.

57411/113/92

Army 'assault ANC official'

Sowetan 13/3/92

329

THE African National Congress yesterday alleged that one of its officials in the Eastern Transvaal had been kidnapped and assaulted by the SADF's Northern Transvaal Command.

The SADF has denied the charge.

In its reaction, the SADF confirmed that Mr Jacques Modipane and another person were arrested on Wednesday. It said the army was unaware of any charges of assault against its members.

The ANC said Modipane was "forcibly removed" from a meeting in Boelang, near Acornhoek, on Wednesday.

The organisation said it was later reliably informed that Modipane had to be taken to a doctor after he had been severely assaulted by the soldiers.

In reply, the SADF said Modipane was arrested by soldiers "in the execution of their normal duties", and had been handed over to the Lebowa police at Acornhoek.

"The army is at this stage not aware of any charges of assault against its members. The matter is, however, being thoroughly investigated.

"As far as can be determined at this stage, the soldiers acted in good faith, within the limits of their authority and after being requested to do so by the headman in the area."

It was not army policy to "condone, conceal or justify any allegedly irregular actions committed by its members," added the SADF.

The ANC demanded Modipane's immediate and unconditional release, and added that the Minister of Defence, Mr Roelf Meyer, should account for the action.-
Sapa.

Detainees free to celebrate (329)

CT 13/13/92
JOHANNESBURG. — National Detainees Day was commemorated yesterday with a difference — no one was detained without trial anywhere in South Africa.

This was a first in South Africa since 1963 when detention-without-trial was introduced as permanent legislation.

The Human Rights Commission said it would mark the day by remembering the suffering of 80 000 victims and their families. It would also honour the 73 who died in detention. (25)

However, it said the power of detention was still law under the Internal Security Act, the Public Safety Act and the various homelands' legislation. — Sapa

End of the road for hitman

By S'BU MNGADI

A HITMAN has been arrested after being on the run for more than six years, during which time he attempted to fake his death.

Constable Vela Mchunu, one of the elite 200-strong Inkathampis trained by the SA Defence Force in Namibia in 1986, was arrested in Mpumalanga near Hammarsdale last Friday in connection with two murders.

When arrested he allegedly produced an identity document which identified him as "Alfred Masango".

However, police said subsequent investigations established he was Constable Vela Mchunu, wanted since 1985 by the SAP in connection with a series

of murders and other crimes.

Natal Midlands SAP spokesman Captain Henry Budhram said "Alfred Masango" appeared in the Camperdown Magistrate's Court on Monday in connection with the killing of Sipho Mkhize and Richard Duma, both of Hammarsdale, on February 28 this year. He was not asked to plead and he was remanded until March 16.

According to police sources, a skeleton of a man was found in April 1990 near Wartburg in the Natal midlands with a KZP document of Mchunu near it.

A pathologist studied the remains and discovered that the man was much younger than Mchunu - suggesting his death had been faked.

Hitman in 11 hours

STAR 16/3/92
**2 arrested in
Sharpeville**

By Anna Louw (329)
East Rand Bureau

A man and a woman were arrested after police operations in the unrest declared Sharpeville area found two AK-47 rifles, ammunition and three grenades in a house on Saturday.

Police also found nine full AK-47 magazines, 200 AK-47 rounds and one Stechlin automatic pistol. (327)

Witwatersrand police liaison officer, Captain Eugene Opperman, said the declaration of an unrest area would serve to combat violence in that particular area.

He said police requested the co-operation of the residents which would help normalise and improve the situation in the area.

Captain Opperman repeated a warning that police would not allow any weapons of any kind, including traditional weapons, at funerals in unrest declared areas.

Youth leader arrested

POLICE yesterday arrested ANC Youth League secretary-general Mr Rapi Molekane during a pre-dawn raid on his Soweto home. *Soweto 25/3/92* 

Mrs Patience Molekane said yesterday that about 13 heavily armed policemen swooped on their Pimville home at 12.45am and picked up her husband after searching for "weapons". *(329)*

Police spokesman Colonel Tienie Halgryn confirmed the arrest of the 31-year-old activist.

ANC condemns arrest of official

POLICE raided the home of ANC Youth League secretary-general Rapu Molekane in the early hours yesterday and arrested him on charges of illegal possession of arms, an ANC spokesman said. (329)

The ANC condemned the arrest, saying such arrests could jeopardise the negotiation process.

In Codesa, the existence of the ANC military wing Umkhonto we Sizwe, remains a thorny issue.

Police spokesman Col Tienie Halgryn said police searched Molekane's Pimville home and seized a firearm and a hangrenade.

After ANC spokesman Saki Macozoma condemned the arrest, the youth league accused authorities of "harrassing our people".

"The ANC Youth League demands that the regime immediately stop harassing our people and instead be part of the facilitating of the establishing of an interim government under which all outstanding matters of this nature should be finalised," a statement said. 8/0ay 25/3/92

Molekane's wife Patience claimed that at least 13 heavily armed police swooped on their home.

She said she opened the door after she heard it being kicked. "They said they were looking for weapons. They started opening the ceiling, took everything out of the wardrobes, climbed on top of the beds with shoes on, opened freezers, the pots and so on. They searched the bathroom thoroughly. After three minutes they said they found a grenade."

Molekane's attorney said a bail application would be made today. — Sapa.

GRAD
BUSIN

LEADE

ANC condemns arrest of official

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Molekane's attorney said a bail application would be made today. — Sapa.

Miners return to work after unrest

B1 Day 25/3/92 ~~248~~

PRODUCTION at Impala Platinum's Bafokeng North mine resumed yesterday after weekend violence left 14 miners dead and resulted in 8 000 workers not reporting for work on Monday.

Last night, management was consulting employee representatives to establish the cause of three days of fighting between NUM supporters and non-supporters.

The majority of employees reported for the early morning shift yesterday, but 700 Sotho workers, who had requested to return to Lesotho because they felt threatened by the violence, had not yet returned.

Meanwhile a third man was arrested yesterday for his alleged part in a Johannesburg train attack last week which left 10 people injured.

The arrest of the 25-year-old man followed a breakthrough by Park Station police on Monday when two Zulu-speaking hostel dwellers were arrested on a train near Jeppe.

Police also took a 48-year-old man into custody for questioning.

THEO RAWANA reports that PAC national campaigns committee chairman Ntsundeni Madzunya said yesterday the PAC had called for a boycott of trains and a national stayaway.

Addressing a news conference in Johannesburg, Madzunya said his organisation would invite the Organisation of African Unity, the UN and the

STEPHANE BOTHMA

EC to set up a commission to investigate the "faceless forces which sowed division among the dispossessed, voteless masses".

The PAC would consult all community organisations, churches, labour federations, business and political organisations. The campaign would start soon, Madzunya said.

Sapa reports that a gunman wounded two Uwusa members on Monday in attack at a hostel complex in Thokoza on the East Rand.

Inkatha Institute spokesman Ed Tillet identified the victims as Jerry Malepe and Phillip Ngcobo.

In a separate incident at an adjoining hostel, another man was wounded in the face after being shot at.

Sapa reports that the Goldstone commission of inquiry is to sit in Pretoria on Friday to investigate allegations by Inkatha that ANC structures were planning a terror campaign against the organisation.

"None of the alleged information has been furnished to the commission. As far as I have been able to establish, it has also not been furnished to the SA Police," said commission chairman Judge Richard Goldstone.

□ Sapa also reports that Codesa delegates yesterday held talks with national peace accord chairman John Hall "with a view to taking resolutions on the question of violence".

GRADUATE SCHOOL OF
BUSINESS LEADERSHIP UNIVERSITY OF
SOUTH AFRICA

LEADERSHIP IN PRACTICE

Police detain 6 in wake of ANC youth leader's arrest

8 TAN
Staff Reporters

27/3/92

(329)

Police arrested six men for being in possession of two AK-47 rifles and a P38 9 mm pistol on the outskirts of Meadowlands, Soweto, on Wednesday night during follow-up operations after the arrest of ANC Youth League (ANCYL) general-secretary Rapu Molekane on Tuesday.

In a statement issued yesterday, Soweto regional commissioner of police Major-General Kobus Malan said the men were arrested and their weapons confiscated near the Meadowlands hostel.

They are to appear in court.

"The South African Police have every reason to believe that a bloodbath was avoided through these timely arrests," he said.

Mr Molekane (31) was arrested during a police raid on his Jabavu house early on Tuesday morning. He was allegedly in

possession of a firearm and a hand grenade.

He was released on bail of R5 000 yesterday and is due to appear in court on April 15.

● Reacting to allegations by the ANCYL this week that Mr Molekane's arrest was part of a campaign of police harassment, Soweto police liaison officer Lieutenant-Colonel Tienie Halgryn said yesterday: "It appears that the youth league is trying to imply that the police have acted in bad faith and that the priority should be to negotiate with organisations such as the youth league rather than to arrest its leaders."

He said there was no agreement between the Government and any organisation which allowed any person to illegally possess firearms or hand grenades. All signatories of the National Peace Accord had agreed they were subject to existing laws, he added.

Cadre hurt resisting arrest

By SOPHIE TEMA

UMKHONTO we-
Sizwe cadre Sam
Ntepe, who escaped
after being arrested in
March last year, has
been arrested again.

He hurt himself
while trying to avoid
arrest, and is now un-
der police guard in the
Sebokeng Hospital.

Vaal police liaison
officer Captain Piet
van Deventer said
Ntepe was arrested at
a house in Sebokeng.
When the police con-
fronted him he ran out
of the house and
climbed over a con-
crete wall. He then
jumped into a yard
and landed on the roof
of an outside room and
hurt his back and an

ankle. He was unable
to move and was ar-
rested.

Commenting on the
ANC claim that
Ntepe was hiding from
a hitman who had
been given R5,000 to
kill him, Van Deventer
said: "Ntepe knew
that there was a war-
rant of arrest out for
him, and he was hiding
from the police."

Arrest of MK man

'serious' 329

The arrest of a member of the ANC's military wing in connection with the killing of a policeman in the Free State last week could have serious consequences for the process of negotiations at Codesa, Justice Minister Kobie Coetsee said on Saturday night.

"This matter cannot be left to rest," Mr Coetsee said in a statement.

"In fact, it reflects on the veracity of Codesa itself and could have serious consequences for negotiations.

"As leader of the National Party in the Free State, I wish to leave no doubt as to the serious light in which I view this matter," Mr Coetsee said.

The continuing loss of life around the country left him with no alternative but to consider "strict action" at Codesa's working group one, which is dealing with security matters, and where Mr Coetsee is the Government's representative.

He would also recommend to the Government that it "take further drastic steps to contain the violence".

Police said on Saturday that six men had been arrested in the Ficksburg area of the eastern Free State in connection with last Thursday's attack on the police.

Constable Lourens Oosthuizen was killed and Constable Hermanus Joubert was seriously wounded in the incident near Bethlehem.

Two unidentified men were later killed in confrontations with the police, and two others are still missing.

The regional commissioner of police in the Free State, Major-General Tertius Calitz, confirmed that one of the suspects arrested on Friday was a member of Umkhonto we Sizwe.

"I wish to honour the late Constable Oosthuizen, and Constable Joubert, who was injured in the incident ..." Mr Coetsee said in his statement.

Arrest of MK man sparks outcry over private armies

CAPE TOWN — The Law and Order Ministry has joined the outcry over private armies following yesterday's arrest of an Umkhonto we Sizwe (MK) member after the discovery of an arms cache in the Cape Town township of Guguletu.

Ministry spokesman Capt Craig Kotze described the incident as "very disturbing" and said it was another illustration of the "undesirability" of having private armies which may be difficult to control.

This comes within days of warnings by Justice Minister Kobie Coetsee that the arrest of an MK member at the weekend in connection with the killing of a Free State policeman could have serious consequences for Codesa.

The issue has also been highlighted by government's Codesa negotiators, who have clearly indicated that an interim constitution will not be possible while the private army issue remains unresolved.

However, the ANC has stressed that it is not the organisation's policy to attack policemen or violate the Pretoria Minute or D F Malan accord, and members who did so were not acting under orders.

Yesterday Kotze said the recent incidents "serve to highlight the undesirability of having private armies". It was clear that members of private armies could not be controlled in the same way as those in the "constitutional security forces".

Kotze said members of private armies also became a "wildcat factor in the crime/violence equation".

"When you have a situation where people are running around shooting policemen and caches are uncovered in shanty towns ... you wonder what connection there is with the present violence," he said.

But he stressed that police were not accusing the ANC of deliberate involvement in violence.

He said police would continue to enforce the law as it existed until agreement on the issue was reached at negotiations.

In yesterday's incident a 32-year-old Western Cape University student was arrested in connection with the discovery of the arsenal of weapons, including an AK-47 rifle, limpet mines and hand grenades. He is expected to appear in court soon.

Clavin Khan, personal assistant to MK head Joe Modise, said members of the armed wing who violated agreements on the armed struggle were not acting on orders and would be investigated.

Sapa reports that the ANC confirmed the arrest and said there was "nothing sinister" about the man being found with arms. It said there was no suggestion that he had been engaged in activities that contravened the D F Malan accord.

Political Staff

B10cm 8/4/92

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Workers arrested for trespassing

Soweto 9/4/92

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ABOUT 200 workers at a brick manufacturing company in Pretoria have been arrested after refusing to vacate the premises since their dismissal last week.

The workers, who are members of the Construction and Allied Workers' Union, alleged they were fired for having taken part in a march to the Union Buildings to protest against the Budget and Value Added Tax.

The march was organised by the Congress of SA Trade Unions and the African National Congress.

Northern Transvaal police spokesman Colonel Willie Vlotman said yesterday that 189 workers

By MONK NKOMO

were arrested for refusing to vacate the premises at South African Bricks in Boekenhoutkloof near Hercules.

Vlotman said the former employees, most of whom stayed on the premises, were asked to leave after the company had obtained an interdict in the Pretoria Supreme court on Tuesday restraining them from being in the area.

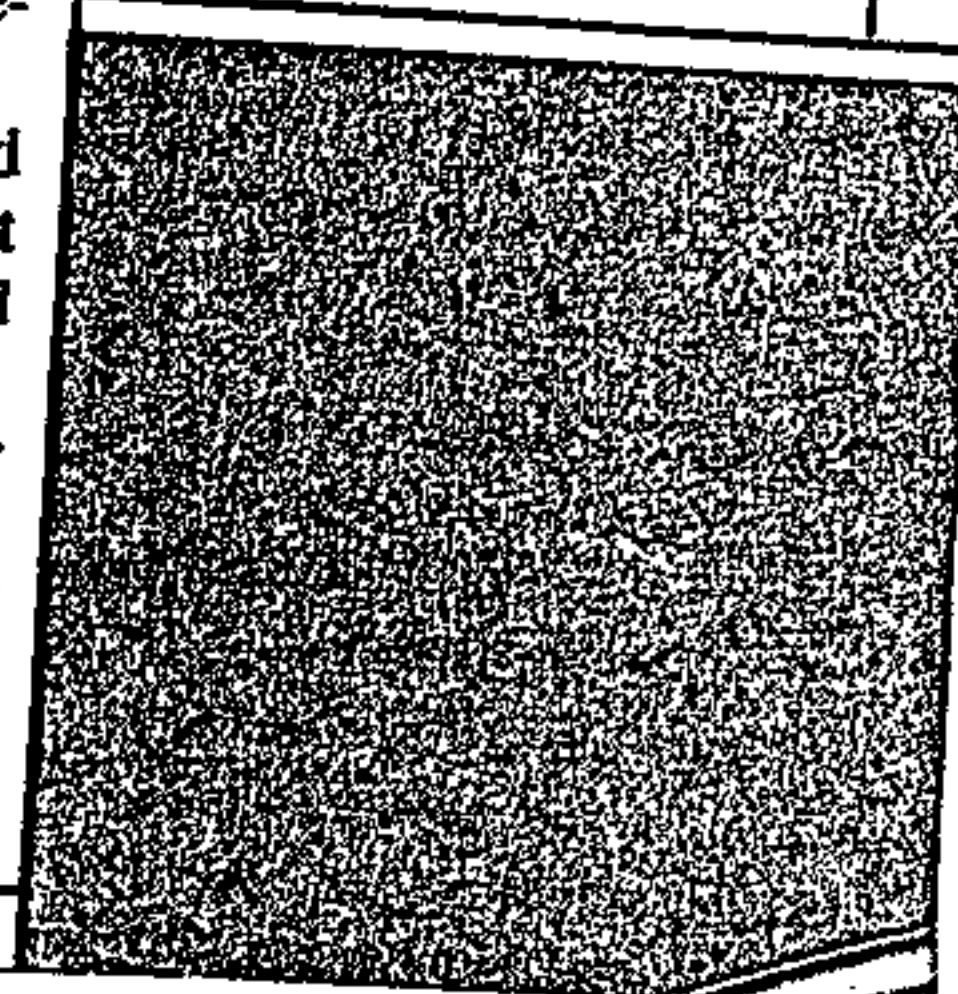
He said the 189 refused to leave in spite of the court order. Police were called and they were arrested.

They were due to appear in the Pretoria Magistrate's Court today on charges of contempt of court and trespassing.

A spokesman for the company declined to comment on the matter and said the issue was "very sensitive at the moment".

A spokesman for the workers accused management of ignoring their grievances and of refusing to discuss job-related issues with them.

He also said he viewed the dismissals as an unfair labour practice.



FIVE-STAR DETENTION

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C/P News 19/4/92
By DAN DHLAMINI

ONE night spent at the Klerksdorp police cells by 66 National Union of Mineworker members in 1987 has cost the state R66 000.

This follows the miners' successful lawsuit against former Law and Order Minister Adrian Vlok for unlawful arrest and unlawful detention. The incident occurred on August 12, 1987, at the height of NUM's strike when police raided their Klerksdorp office, arresting 68 shaft stewards.

Moses Gladile and Charles Mapeshoane were charged and the state dropped charges against the other 66.

This week, State Attorney Paul Vacanagh and NUM lawyer Igbal Motala agreed out of court to pay each claimant R1 000 for their inconvenience.

Motala is asking the claimants to contact him within three months at (018) 462-9807 to get their claims.

The claimants are; Matodone Bece, Lazarus Na-

kedi, Marcus Mlungisi, Sibongile Njomboni, Shadrack Tina, Alfred Buso, Thami Meyi, Zwelinzima Mkunkula, Oliver Sokhanyile, Tshoeu Molefe, Steven Lehanya, Andrew Kgositau, Makwekwana Zwelibanzi, Lungile Jamane, Tangu Allan, William Qutoyi, Solomon Rasfeni, Justice Cingo, Monwabisi Ncetani, Elias

Moabi, Michael Makhambe, Speelman Jonas, Nelson Mokwatle, Elias Seleso, Mbuzeli Ngonyana, Sydney Molaioa, Lazarus Khumoitsile Matsime, Piet Lenkoane, Gordon Sanbou, David Jamane, Moyekeni Jongo, Arthur Ndumbane, Richard Nxosana, Mbuyiselo Mtshotshisa, Moses Rantshobe, Phelibong Tendu,

George Salogwagwa, William Dyani, M Ranthopo, Nkone Kgang, M Montshi, Victor Tlhadile, Leonard Tsosane, Motseke Moleko, Jabulani Dhlamini, Petrus Sakoane, Paulus Ncankobane, P Thakangwaga, Joseph Vavi, Kameel Mohase, Rodney Nkwanyane, Mawethu Nilebi, Samuel Mathinishe,

Khosi Mamkeli, Amos Mlungwana, Makda Morena, Johannes Khaibe, Professor Mkosane, Wellington Dukwe, Elias Matsau, Edward Sinyono, Clement Mashalane, Mthuthuzeli Cala, Eric Goniwe, Hubert Nthabeni, Runny Khomane, Ncekelela Nyakombi and Jeffrey Magida.

ANC official arrested over Natal arms cache

A PROMINENT African National Congress official was arrested in Empangeni, Natal, after police found a large arms cache in a building occupied by the organisation, police said yesterday.

In a statement the South African Police said the arrest on Wednesday followed a search of the building in the Northern Natal town.

The arrested ANC official was not identified. "It was necessary for the police conducting the search to make use of force in order to gain access to the premises after the owner failed to produce the key," the statement said, adding police had acted on the authority of a search warrant granted by a magistrate.

Police recovered 612 rounds of AK ammunition; one AK-47 rifle magazine fully loaded; two Stechen pistol holsters; six hand-grenade dust covers; three Stechen pistol magazines; one Stechen pistol; 124 rounds of Stechen ammunition; one AK-47 rifle cleaning kit; one AK-47 rifle carrier strap; four hand-

grenade detonators; and nine rounds of .38 special ammunition. The arrested ANC member has been charged with unlawful possession of explosives and a firearm and defeating the ends of justice. - SA Press Association.

Soweto

24/4/92

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Four ANC members arrested, say police

POLICE said yesterday they had arrested four ANC members — one a senior Natal official for possessing a large number of weapons, and the others for allegedly killing a policeman.

A police statement said the ANC official, who was not named but who is understood to be ANC northern Natal administrator Bongani Msomi, was charged with unlawful possession of explosives, firearms and ammunition.

Police said the cache included 612 rounds of AK-47 ammunition, a Stechen pistol and 124 rounds of ammunition and

6/10 am 24/4/92
WILSON ZWANE and
STEPHANE BOTHMA

nine rounds of .38 special ammunition.

Our Durban correspondent reports that ANC regional spokesman Aaron Ndlovu described Msomi's arrest as part of a "harassment" campaign.

Police also announced the arrests of three Alexandra residents — Happy Mahlango, 26, and two 17-year-old youths — for allegedly murdering W/O Bogatsu Pilani on March 31 by stabbing and shooting him and then setting the body alight. The three, who police said were ANC members,

329 had appeared in court on murder charges.

More than 200 bystanders witnessed the murder, but not one came forward. Informers had provided the information that led to the arrests, police said.

Lt-Col Dave Bruce told a news conference in Johannesburg that just as the SAP was held responsible for the discipline and action of its members, so too were the ANC and other organisations.

An ANC spokesman said he could not comment, as the organisation had no knowledge of members being arrested.

● See Page 2

Bail us out plea to Codesa

Soult 25/4-30/4/92

By Justin Pearce

CODESA has been approached to intervene on behalf of people who must pay hefty legal costs arising from action brought against the state for human rights abuses.

The people and organisations affected are Dr Allan Boesak and the Mandela Birthday Committee; Mrs Rashida Parker; Ms Audrey Gunn; a group of 77 prison warders; and the Police and Prisons Civil Rights Union (Popcru); and SOUTH's deputy editor Mr Rafiq Rohan.

They are being forced to pay the legal costs for their cases in spite of the lifting of repressive legislation, the indemnification of political prisoners, and a general recognition of the human rights principles on which the applications were based.

Cape Town lawyer Mr Essa Moosa presented the cases to Working Group I of Codesa, which deals with removing obstacles to negotiation. He did so after representations to the appropriate cabinet ministers proved unsuccessful.

Inappropriate

Moosa pointed out that all the actions resulted from people challenging state abuses of basic human rights. The applicants were trying to uphold the same principles that most parties now want included in a future Bill of Rights. It was therefore inappropriate for the state to demand the payment of legal costs by the applicants.

• In 1989 the celebration planned at UWC by the Mandela Birthday Committee was banned by the Regional Commissioner of Police. The committee and member Dr Allan Boesak appealed against the ban, which was set aside in the Cape Supreme Court. The state appealed against this decision, and the Appellate Court reversed the Supreme Court ruling. Legal costs in the case amount to R24 718,58 for which Boesak and the committee are still liable. The Minister of Law and Order has refused to waive the costs.



PAY UP! Ms Audrey Gunn received legal costs demand

Photo: Yunus Mohamed

• Printer Mr Allie Parker was detained under Emergency regulations in June 1987 and in January 1988, in connection with the printing of political pamphlets. On the first occasion the police also closed his business and ordered his staff to leave the premises. His wife Mrs Rashida Parker brought an application to the Cape Supreme Court to declare the detention and closure unlawful. Her application was successful, but was reversed in a decision by the Appellate Court and costs were awarded against Mrs Parker. After the second arrest, Mrs Parker again brought an application

to the Supreme Court, which declared Mr Parker's detention to be lawful and awarded costs against Mrs Parker.

• In 1985 Ms Audrey Gunn brought an urgent application to the Cape Supreme Court for the release of her daughter Ms Shirley Gunn, who was then being held under Section 29 of the Internal Security Act. The application was dismissed with costs. Shirley Gunn was subsequently released and charged with a minor offence for which she was acquitted. Representation has been made to the Minister of Law and Order to waive the costs. The mat-

ter is still under consideration. Audrey Gunn, who is liable for the costs, is living on a pension.

Discrimination

• 77 prison warders from Pollsmoor brought an application to the Supreme Court to review the appointment of a presiding officer who was conducting a disciplinary enquiry involving the 77 applicants. The enquiry followed action by the Police and Prison Civil Rights Union (Popcru), of which the 77 are members, to protest against discrimination and injustices in the Department of Correctional Services. The applicants made their case on the grounds that the presiding officer was not legally competent to hold the enquiry. The case was dismissed with costs.

• Disciplinary procedures were pursued against these and other members of Popcru, a total of approximately 834 people, in connection with protest action against human rights abuses. The group comprises members of the SAP, who were all dismissed, and prison warders who were either dismissed or suspended.

• In 1989 Mr Rafiq Rohan was arrested in connection with Umkhonto weSizwe operations. While in detention Rohan applied for a restraining order to prevent the investigating officer from harassing and illegally interrogating him. The court issued an interim order but in 1989 the application was dismissed with costs.

Rohan was indemnified and released together with other political prisoners in May 1991, after which he received a letter from the State Attorney demanding payment of legal costs which he claims he is not in a position to pay.

Moosa's application for Rohan to the Minister of Law and Order was passed on to the South African Police, who said that the matter could not be dealt with until Moosa had spelt out the full details of his client's financial position.

ANC man faces arms charge (329)

THE ANC's Northern Natal regional administrator, Bongani Msomi, who was arrested this week for unlawful possession of a firearm and explosives, appeared briefly in the Empangeni Magistrate's Court on Friday.

Msomi was arrested after police searched a house in Empangeni rented by the ANC for staff members. *Ciphen 26/4/92*

Police said they found a pistol, hand-grenade, detonators and ammunition.

Azayo 12 held at court

POLICE detained 12 members of the Azanian Youth Organisation who took part in a picket against a political trial in Potgietersrus on Friday.

The protest followed a ruling by a magistrate in the trial of four alleged members of the Azanian National Liberation Army that a confession made by one of the accused, Mr Samuel Maluleke, was made freely and was admissible as evidence. The ruling was made by Mr AGH Boucher.

The demonstrators displayed placards decrying the testimony. Some of the placards read: "Down with Racists Courts", "Liberation Now", "War against Azanla is war against Azayo".

The 12 include Azayo's national secretary-treasurer, Mr Jeffrey Mogale, Miss Constance Monisi, Mr Kgadi Kekana, Mr Aubrey Maloma, Miss Naome Pole, Mr Stephen Sebelebele, Mr Mpho Mpande, Mr Collins Maluleke, Mr Mfana Kekana and Mr Ati Machochoane.

The group was rounded up by police and taken away in police vans, witnesses said. They were released on R100

By MATHATHA TSEDU

bail each on Saturday and would appear in court today.

Meanwhile the trial of four alleged Azanla members, Mr Alexandra Palagangwe, Mr Cornelius Kekana, Mr Phuti Mothoagae and Maluleke, has been postponed to July 20.

The postponement followed an application by defence lawyer Mr M Mavundla. The four have pleaded not guilty to four charges of sabotage and illegal possession of firearms and ammunition.

The State alleges that the four had, as part of the military activities of Azanla, attacked a provincial administration outpost near the town in February last year.

Maluleke's confession was the subject of a trial-within-a-trial in which he disputed its contents, alleging that he was tortured by police with electric shocks and his head dunked in water to force him to make the statement.

He faces a separate charge of murder for the killing of a policeman in shoot-out with another unit of Azanla.

ANC men held

Sowetan 28/4/92

POLICE have arrested two armed ANC members who were found posing as policemen in Sebokeng on Friday.

Another ANC member, Mr Moses Nhlapo, was killed on Sunday after he fired at the police with an AK-47 rifle, Witwatersrand police spokesman Colonel Frans Malherbe told a Press conference yesterday. (329) (248)

Malherbe said police recovered an AK-47 rifle and 10 rounds of ammunition after the shootout.

Mr Sithembiso Radebe, a regional organiser of Cast and member of the ANC, and Mr Mandla Petrus Mazibuko, vice-chairman of the ANC's Evaton branch, were arrested after being found wearing police uniform.

Both appeared in the Sebokeng Regional Court yesterday. They have been remanded in custody pending further investigations.- Sapa.

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Men 'in police jackets' arrested after attack

AN ANC official and a regional organiser for the ANC-aligned Civics Association of Southern Transvaal (Cast) — both armed and wearing police uniform — were arrested in Sebokeng after a man died and another was injured in what police described as a gun attack on a car.

Police said yesterday the car resembled an official SAP vehicle.

A third ANC member, Moses Nhlapo, was shot dead by police in the township on Sunday after police claimed he had opened fire on them with an AK-47 assault rifle and killed a four-year-old girl.

Mandla Mazobuko, vice-chairman of the

STEPHANE BOTHMA

ANC's Evaton branch, was in possession of a Russian-made handgrenade and regional Cast organiser and ANC member Sitembiso Radebe had a 9mm pistol when they were arrested on Friday, police said.

Both men appeared in the Sebokeng Regional Court yesterday and were remanded in custody. No charges were put.

Witwatersrand police spokesman Col Frans Malherbe said yesterday police had suspected for some time that people were posing as policemen and becoming involved in township violence. The arrest of

the two men dressed in police jackets could confirm these suspicions, he said.

Malherbe said police were called to the scene of the shooting on Friday night. Investigating the scene, police found Mazobuko, dressed in a green municipal police jacket, and Radebe, in a blue police jacket, hiding in a nearby house. A third man, carrying an AK-47, escaped.

Malherbe said: "The question to be asked is why two men, arrested at the scene of a shooting of civilians, were wearing police clothing?"

ANC spokesmen could not be reached for comment yesterday.

Sebokeng shooting:

ANC members held

Star 28/4/92

By Monica Oosterbroek
Crime Staff

Police have arrested two senior ANC members following a shooting incident and death in Sebokeng on the East Rand this weekend.

Another registered ANC member Moses Ndlapo, was fatally wounded in the township on Sunday after he opened fire on police with an AK-47 rifle.

At a Johannesburg press conference yesterday, Witwatersrand police spokesman Colonel Frans Malherbe, said two ANC members, Satebiso Radebe and Mandla Petrus Mazebutso, were arrested on Saturday after a shooting incident in Sebokeng on Friday night.

Three men allegedly fired on a yellow Mazda 323, killing passenger Zacharia Makhetana and wounding the driver.

Police later arrested Mr. Radebe, an ANC member and regional organiser of the Civic Association of the Southern Transvaal (Cast) and Mr. Mazebutso, vice-chairman of the ANC's Evaton Branch in connection with the murder. Both men were found hiding in a house near the scene of the shooting.

Mr. Radebe, wearing a blue police field jacket, was found in possession of a 9mm Stechkin pistol and 20 live rounds of ammunition. Mr. Mazebutso, wearing a green municipal police jacket, had an F1 hand-grenade of Russian origin.

"These jackets are of great concern to the SAP in the light of accusations that SAP members are involved in attacks on people," Colonel Malherbe said.

Colonel Malherbe said it proved that members of the public in possession of police equipment could abuse it in certain circles.

While in the act of arresting these two men police saw another man running down the road with an AK-47 rifle.

Identified

Two days later, police were called out to the same area after a report of a person shooting at bystanders. When police arrived on the scene, the man fired at police. When police took cover he ran into an alley and continued firing. Police returned fire, fatally wounding the man, later identified as Moses Mziwake Nhlapo. Mr. Nhlapo, who was found in pos-

session of an AK-47 rifle and 12 rounds of ammunition, was a registered ANC member who left the country in 1990 for military training. He returned in December last year.

During the shooting, it is believed that Mr. Nhlapo fatally wounded a four-year-old girl in a nearby house. Zeneng Mokohe was shot in the head with an AK-47 while standing in the bathroom. An AK-47 cartridge was found nearby.

Police are investigating the possibility that Mr. Nhlapo was the man seen running from the scene on Friday.

Mr. Radebe and Mr. Mazebutso appeared in the Sebokeng Regional Court yesterday and are being held in custody.

Colonel Malherbe issued a stern warning to any political groups targeting policemen and said all means would be used to counter attacks.

Sapa reports that rubber bullets were fired at a stone-throwing group and a bread delivery truck was hijacked and set alight by an estimated 200 people in separate incidents in Sebokeng yesterday afternoon, according to police.

Vaal triangle liaison officer Captain Piet van Deventer said bread and R1 500 cash were sto-



Weapons haul ... Warrant Officer Thys Nollie (left) and Sergeant Richard Styger show reporters an AK-47 allegedly seized from an ANC man.

No arrests were made because the group had dispersed when police arrived. Captain van Deventer also

said police had fired rubber bullets to disperse a crowd which had stoned policemen removing the wreckage of a bakkie allegedly used in a bank robbery.

The vehicle had crashed during a chase with police following a robbery at Sebokeng branch of United Bank yesterday.

One suspected robber was fatally shot in the chase, but three others escaped. Captain van Deventer said money had been found in the bakkie.

Picture: George Mashinin

Talks on ANC pair 'posing as police'

STAR 29/4/92

By Moken Govender

Civic Association of Southern Transvaal leaders will meet the Vaal Civic Association today to investigate the circumstances leading to the weekend arrest of a former CAST member — one of two senior ANC officials arrested in connection with a shooting in Sebokeng.

Police detained Satembiso Radebe, former CAST regional organiser, and Mandla Petrus Mazebuko, vice-chairman of the ANC's Evaton branch, on Saturday following a shooting on Friday in which one person died.

CAST publicity secretary Sandy Lebese said the organisation's executive committee would meet Sebokeng residents today to discuss

the shooting, before making a statement.

The National Party and the Inkatha Freedom Party yesterday questioned the ANC's role in township violence in view of the arrests.

NP secretary-general Dr Stoffel van der Merwe said the men had been caught "red-handed by the police while heavily armed and posing as policemen".

This cast doubts over the ANC accusations about the role of President de Klerk and the Government in township violence, he said.

"If their regional leaders are renegades, then it means that the ANC does not have control over its members and cannot be relied upon to fulfil its undertakings. The NP calls on the ANC to investigate the matter and to

tell South Africans why their operatives were impersonating police. The ANC owes the public an explanation," said Dr van der Merwe.

IFP Transvaal Youth Brigade leader Themba Khoza said the arrests made a mockery of the so-called "third force" theory.

"The arrests have 'exposed the myth' that the ANC had nothing to gain from perpetrating acts of violence.

"Certain reactionaries within the ANC had formulated the 'third force conspiracy theory' as a strategic response to growing public concern about the organisation's own role in the violence," Mr Khoza said.

ANC spokesmen could not be reached for comment.

NEWS

Crime Staff

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Explosives in car: man held

Police on Monday arrested a 23-year-old man in Pretoria who was dressed in AWB uniform and in possession of illegal explosives.

Northern Transvaal police spokesman Lieutenant-Colonel W J Vlotman said the man, believed to be from Brits, near

Pretoria, was stopped at 4.30 pm on the Van Der Hoff Road Extension, outside the industrial area of Hercules.

While searching the man's car, members of the Internal Stability Unit, led by Major

Andre Truter and Lieutenant Koos van Rhyn came across a variety of commercial explosives concealed in a white bag under a seat.

The man, who had insignia of rank on his uniform, was arrested

for illegal possession of explosives. Colonel Vlotman said the man was expected to appear in the Pretoria Magistrate's Court today.

AWB leader Eugene Terre-Blanche last night could not confirm whether the man was a member of his organisation. "I don't know anything about it," Mr Terre-Blanche said.

Flirt Currencies JSE Gold

Police hold 19 after finding arms cache

Blm ay 30/4/92 (329)

NINETEEN suspects had been arrested in connection with a large arms cache discovered on Tuesday by police in Orlando East, Soweto, police confirmed yesterday.

A Soweto police statement said the political affiliation, if any, of those arrested had not been established. Investigations were continuing and the suspects had not been charged yet.

At least five people died in other unrest-related incidents since Tuesday morning, including a woman who died when a Russian-made F1 handgrenade detonated after it was hurled into the bedroom of her Sebokeng home yesterday. Two others were wounded.

Violence against commuters on Tuesday claimed the lives of at least three men who were thrown from trains, police said.

Police said one man was found between the Crown Mines and New Canada stations, another between the Delmore and East Rand stations in Germiston, and a third body with stab wounds was found at Boksburg station.

A man was shot and burned to death at the Sotho hostel in Vosloorus.

In Phola Park squatter camp in Thokoza, a man was wounded and arrested after police acted to neutralise gunfire from unidentified gunmen.

Meanwhile, Transport Minister Piet Welgemoed told Parliament yesterday a R260m strategy to stop armed passengers boarding trains, which involved active police and military support, was being implemented.

The three-year project started in 1991 and about R25m had already been spent, with R40m budgeted for the 1992/3 financial year, he said during the Transport

Vote debate.

The strategy included security fencing at all stations, adequate lighting, access control and the active presence of police.

Communication between train drivers, the control room and the police had been improved to reduce the reaction time to dangerous situations.

The SADF had been deployed in greater numbers at Metro stations at the request of the Commuter Corporation. Police and SADF travelled on commuter trains.

All trains were regularly stopped and searched for dangerous weapons, toll-free telephone numbers had been instituted for criminal actions to be reported and rewards were offered for useful information.

Tests were being conducted on introducing video cameras to monitor commuter behaviour.

A Metro police force and co-operation with community groups were also being investigated.

Goldstone Commission chairman Judge R J Goldstone said yesterday inquiries into train violence and unrest in Alexandra, Greater Soweto and the Vaal Triangle would begin in Pretoria next week.

Meanwhile, the OAU said yesterday it would send a monitoring team to SA to assess the situation in African townships.

A communique issued at the end of a one-day summit meeting of the OAU ad hoc committee on southern Africa held in the northern Tanzania town of Arusha on Tuesday blamed the SA government for failing to stop the violence.

The committee also called for active involvement of the international community by bringing the violence issue before the UN Security Council for a possible solution. — Sapa-AFP.

Expelled CP MP held over bomb blasts

RECENTLY expelled CP MP for Wonderboom Koos Botha was arrested yesterday in connection with a series of bomb blasts at schools and post offices and the possession of explosives.

Botha, who told the media early yesterday of his impending arrest, appeared briefly in the Pretoria Magistrate's Court.

He told Business Day he would be arrested in connection with a bomb blast at the Hillview High School — which is in his constituency — in June last year. The school had been earmarked for the children of returning ANC exiles.

31 Day 30/4/92
STEPHANE BOTHMA

No charges were put to Botha yesterday and he was not asked to plead. He was released on bail of R1 500 and his trial was set for June 3.

The magistrate said Botha, who fell from grace with the CP because of his provokstaat statements, would be accused number five in a trial with four AWB members — Andries Stefanus Kriel, Andries Cornelius Odendaal, Dirk Jan Hattingh and Petrus Jacobus Judeel.

The four earlier appeared in court in

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connection with several charges relating to bomb blasts at schools and post offices in Transvaal. They were released on bail of R3 500 each. Kriel and Odendaal have since skipped bail.

Botha was arrested previously by the police in connection with the Hillview blast, but was released. According to Sapa, police confirmed Botha had assisted them with "an investigation".

Pretoria police said in a statement yesterday that Botha had been arrested in connection with possible charges of sabotage and the possession of explosives.

12 held as Alex raid nets huge arms cache

By Monica Oosterbroek (329)

Twelve hostel dwellers were arrested when a massive arms cache and small firearm factory were discovered during a raid on the Madala hostel in Alexandra near Sandton early yesterday.

At a press conference held in Johannesburg a few hours later, Witwatersrand police liaison officer Colonel Frans Malherbe

described the three-hour raid as the most successful operation the SAP had conducted at any hostel nationwide.

About 350 members of the Internal Stability Unit, with SADF members in support, swooped on the hostel at 5 am and confiscated two AK-47 rifles, six pistols, three revolvers, two rifles, a stolen handgun, five hand-made "zip" guns,

a telescope with rifle attachments and combat gear.

Police also confiscated 62 rounds of ammunition for AK-47 rifles, nearly 70 rounds of other live ammunition and a number of full cartridges.

A large quantity of dagga was found in a laundry bag.

Police arrested four men in connection with an arms-manufacturing factory.

Four arrested over attempted murder

By Anna Louw
East Rand Bureau

STAR 11/5/92

(329)

Police have arrested a total of four suspects and seized an AK-47 rifle, ammunition, a grenade and a toy pistol in investigations following the attempted murder of a KwaThema town councillor.

Two men were arrested on Wednesday after an attempt on

the life of Kenneth Mtembu.

Amon Dlamini (45) and Shadrak Ngcobo (35) are expected to appear in court soon.

In follow-up operations, police arrested two more suspects and seized a hand grenade and ammunition.

Siswe Sibisi (24) and Peter Nkosi (49) are expected to appear in court in Springs soon.

Investigations are continuing.

Yes to detention rule

By EDYTH BULBRING: Political Reporter

THE ANC has accepted Codesa's proposals that a state of emergency and detention without trial could become necessary under certain conditions.

In a document submitted to the Codesa working group dealing with the creation of a climate for free political activity, the ANC said a state of emergency should be declared only on the advice of a multi-party interim executive.

The ANC accepted that the law should contain provisions for a state of emergency, but opposed powers that would allow a state of emergency to be proclaimed retrospectively.

However, the ANC stipulated that under a state of emergency certain rights could not be impaired.

These included the right to life, legal remedy, freedom from discrimination on the grounds of race, colour, sex or creed and freedom from torture.

The ANC also said that security personnel or anyone acting outside the law should not be indemnified under a state of emergency.

Regarding detention without trial, the

ANC stated that detainees should be informed of the reason for their detention as soon as they were detained and a family member or friend notified as soon as possible.

The right to consult a lawyer of the detainee's choice should be guaranteed and detainees should be allowed regular visits by family members.

Detainees would have the right to have their detention reviewed within 30 days. They could only be detained for longer than 30 days if the reviewing authority reported there was sufficient cause.

A term longer than three months would be reviewed at regular intervals by a review board presided over by a Supreme Court judge and consisting of members appointed by the minister.

The review board would have the power to order the immediate release of a detainee if the detention was not necessary for the maintenance of law and order and the abatement of the state of emergency.

Detainees would be entitled to make representations and submissions to, and to be represented at the proceedings of, the review board.

Massive arms haul found in Soweto

^{31/5/92}
NINETEEN suspects have been arrested in connection with a large arms cache discovered this week in Orlando East, Soweto. (329)

Police said the cache included two AK-47 rifles with two magazines of 63 rounds; one .635 pistol with six rounds; one Makarov pistol with nine rounds; one 9 mm Luger pistol with 12 rounds; one 9 mm Smith and Wesson pistol with eight rounds; two 12 bore shotguns and 25 SSG rounds; one M75 hand grenade; one teargas grenade; one explosive device; 14 assegais; and four axes.

(c) R 23 236 959,
(d) R 61 118 328,
*(e) R 5 133 393,
(f) R147 702 437,
(g) R 16 604 843,
(h) R 1 786 424.

* A total amount of R4 915 455 is allocated by CED for (e) and (h) as well as for other equipment and is included in (e).

HOUSE OF DELEGATES

Hunger strikers

25. Mr M RAJAB asked the Minister of Law and Order:

QUESTIONS

+Indicates translated version.

For written reply:

General Affairs:

SAP: bursaries/applicable training

20. Mr M RAJAB asked the Minister of Law and Order:

(a) What amount was budgeted in the 1990-1991 financial year for bursaries and applicable training for members of the South African Police Force and (b) how much of this amount was utilized for these purposes in the said financial year?

B83E

The MINISTER OF LAW AND ORDER:

(a) R31 715 325,12
(b) R31 715 325,12.

SAP: members with applicable degrees

21. Mr M RAJAB asked the Minister of Law and Order:

How many (a) commissioned and (b) non-commissioned officers with applicable degrees were serving in the South African Police Force as at the latest specified date for which figures are available?

D84E

The MINISTER OF LAW AND ORDER:

(a) 561
(b) 154
1 April 1992.

(1) Whether any detainees went on hunger strikes in 1990; if so, (a) how many, (b) in what police station cells, (c) in terms of what statutory provisions were the hunger strikers being detained and (d) what action was taken as a result;

(2) whether any detainees had to be hospitalized or received medical treatment as a result of being on hunger strikes; if so, (a) how many and (b) what was the outcome of the treatment?

D110E

The MINISTER OF LAW AND ORDER:

(1) (a) Yes, 25 detainees.
(b) Louis le Grange (1);
Howick (2);
Richmond (Natal) (1);
Durban North (3);
John Vorster Square (13);
Gravelott (3);
Haenertsburg (1);
Tzaneen (1)

(c) 19 detainees in terms of section 29(1) of Act 74 of 1982—Internal Security Act and 6 in terms of the Security Emergency regulations of 1989.

(d) With the exception of the three detainees at Durban North who were transferred to the Grootvlei Prison and 3 persons who were hospitalized, all the other hunger-strikers started eating again after requests by senior police officers.

(2) (a) and (b)

Yes, the two (2) hunger-strikers at Howick and the one (1) at Richmond, received medical treatment for 5 days in a hospital. They recovered fully and returned back to the police cells.

Mandela is drawn into Sowetan 8/5/92 cop raid row

By JOE MDHLELA and Sapa

Malan.

"I went home after visiting my wife at the hospital, only to find the women waiting to brief me about the harassment they said they were subjected to by the police the previous night.

"They said police were responsible for assaulting them.

"The ANC views this attack on our people in a serious light and we will express our concern to the police authorities," Mandela said.

Lieutenant-Colonel Tienie Halgryn yesterday rejected charges by the ANC that the police had assaulted squatters and razed shacks during their 3½-hour raid.

Halgryn said the search was conducted after a man had pointed out a suspect who was eventually arrested.

He invited victims of the alleged assaults to lay charges at a police station so that investigations could be made.



Squatters of Ganda-Ganda camp in Klipspruit, Soweto, were relieved at the arrival of ANC president Mr Nelson Mandela at the settlement. The squatters claimed they had been harassed by police and needed protection from the ANC leader. Police said they entered the settlement in search of a man suspected of being an accomplice in the killing of a narcotics detective at the weekend. A man was arrested during the raid.

PIC: PAT SEBOKO

DEAD HAUNT



FW DE KLERK

DE KLERK



MATTHEW GONIWE

CP Reporter

STATE President FW de Klerk must have woken up with a headache on Friday – but if he didn't, he certainly would have had one after reading the newspapers.

De Klerk's government faces the worst crisis of its three-year rule following disclosures that prominent members of the security forces are implicated in the killings of four eastern Cape leaders and the disappearance of three others.

The State President moved swiftly on Friday to minimise damage as the controversy raged over the government's alleged links to the killings of Matthew Goniwe, Fort Calata, Sparrow Mkonto and Sicelo Mhlauli.

FW reels under barrage of claims

De Klerk, reeling under a barrage of murder and corruption allegations, named two judges to investigate charges

that the army and police carried out political killings.

Within hours of a report by the *New Nation* newspaper implicating the security forces, De Klerk ordered the reopening of the inquiry into the 1985 murders of Goniwe and his colleagues. However, De Klerk strongly denied the Cabinet or the State Security Council ordered the assassinations.

Reacting to the disclosures, the ANC said allegations that the State Security Council ordered the killings substantiated suspicions that the security forces played a role in orchestrating violence.

The SSC said "there is now a host of compelling evidence indicating high crimes, of extreme gravity, on the part of members of the SAP and other security forces".

"Apart from individual security force officers implicated in murder and violence, a large measure of responsibility also devolved on political leaders ..."

ANC leader Nelson Mandela said: "We have known the government has a double agenda – that of talking peace but conducting a war against us."

Mandela said a Gen van der Westhuizen, who reportedly signed the orders to kill the three men, should be immediately suspended.

According to a document published in the newspaper, the assassinations were ordered by Gen CP van der Westhuizen (then a Brigadier), current Military Intelligence's chief of staff. The document proposed that Goniwe, his cousin, Mbulelo Goniwe, and Fort Calata be "permanently removed from society as a matter of urgency".

The newspaper said the four were killed two weeks after the message was transmitted from the eastern Province Joint Management Centre to the Secretariat of the State Security Council.

The four disappeared on their way home from a meeting in Port Elizabeth. Their mutilated bodies were found four days later near Blue Water Bay in PE.

At the time the UDF offered R5 000 for information leading to the conviction of the killers. The police offered a reward of R1 000 and three Cape universities offered R35 000.

An inquest concluded that their deaths were brought about by "a person or a group of persons unknown".

See pages 2, 10.



LONELY WAIT ... This woman is all alone as she waits for a train at Merafe station, Soweto, during this week's rail boycott to protest against the train killings which the government seems powerless to stop. Photo: TLADI KHURLE

Shange release deal approved by ANC – Vlok

By DESMOND BLOW

THE ANC has accused the government of double dealing over their agreement to release political prisoners, saying they put murderers back on the street under the pretext that their crimes were politically motivated.

Killer policemen Khethani Shange and Thulani Choeni are two whom the government claims are politically impartial.

But on Friday night, Correctional Services Minister Adriaan Vlok claimed the ANC agreed to the procedure which led to Shange's release.

ANC spokeswoman Gill Marcus has accused Vlok of being less than frank in his statement,

saying only categories that did not fall into the government's interpretation of a political prisoner were discussed.

She said the two parties had not discussed who they wanted to release. *C/Press 10/5/92*

The government had decided unilaterally to release Shange and Choeni and had not discussed them with the ANC.

Many ANC supporters who were far more politically motivated were still in prison, Marcus said.

"In the eastern Cape alone there are about 40 or 50 prisoners who were sentenced for public violence who are still in prison," she said.

Vlok said on Friday that his department had approved the release of 66 prisoners – of which 41 were security force members, 13 were from the ANC, 10 from Inkatha Freedom Party, and two were older than 70.

A spokesman for Vlok, Lt AJ Slabbert, said yesterday that the ANC had pressed for the release of certain prisoners who did not fall under the original definition of a political prisoner and they were among those released.

Shange fell in this category.

Shange – who came "within a hair's breadth of the death sentence because of a callous murder" according to the judge who sentenced him to 27 years – was

released after only nine months.

Choeni – who was sentenced to 18 years for the murder of two people and the attempted murder of a third because they accidentally bumped his car – served only 17 months.

Earlier this week Lawyers for Human Rights criticised Shange's release.

LHR's Brian Currin expressed shock that a killer like Shange – whom Judge Gordon had said when sentencing him: "I personally believe there is little hope for your reformation" – had his parole approved by the then Justice and Correctional Services Minister Kobie Coetsee.

Soldier held for grenade blast

Sowetan 12/5/92

A MEMBER of the South African Defence Force has been arrested in connection with a handgrenade explosion inside a police Casspir at Umlazi, south of Durban, on Sunday.

Two policemen were injured by the grenade blast and police are investigating a case of attempted murder.

A KwaZulu police spokesman said the incident took place when members of the SADF and the KwaZulu police were manning a roadblock.

The grenade exploded inside the Casspir, seriously injuring a South African Police constable and a KwaZulu police special constable.

The injured men were taken to King Edward Hospital. - Sapa.

CIVIL RIGHTS

The lash goes on

Hurrah for revolution and more cannon-shot!

A beggar upon horseback lashes a beggar on foot.

Hurrah for revolution and cannon come again!

The beggars have changed places, but the lash goes on. (W B Yeats)

FM 15/5/92

The ANC has accepted the principle of detention without trial, at least for the period of an interim government. This can be seen in an April 27 submission to Codesa on emergency legislation, in response to Codesa working group proposals.

Brian Currin, executive director of Lawyers for Human Rights, reacted strongly when the FM drew his attention to the ANC document.

"It's a total disgrace. The ANC, whose leaders spent lengthy periods in prison without being tried, has now in principle agreed with government on this issue. To put it mildly, we are appalled. The ANC's attempt to humanise and justify detention without trial is pathetic and in fact smacks of complicity."

In the document, the ANC accepts that "provision should be made for the justiciability of the proclamation of a State of Emergency or unrest area..." It then sets out procedures to deal with "detention or any denial of the right to liberty..."

The ANC recommends that the maximum detention period should be 30 days, but then comes the catch: "30 days — unless the reviewing administrative authority has reported before the expiry of this period that, in its opinion, sufficient cause for such detention exists."

It should immediately be clear that this language is reminiscent of the 90-day and 180-day security legislation introduced when John Vorster was Minister of Justice in the Sixties.

In theory there was a maximum detention period; in practice the incarceration could be renewed again and again.

If a detainee is held for more than three months, says the ANC document, then the detention will be reviewed "regularly" by a review board "presided over by a judge of the Supreme Court and comprising members

CURRENT AFFAIRS

FM 15/5/92

appointed by the relevant Minister." Such a review board, says the ANC document, shall have the power to order the immediate release of a detainee — but only "if continued detention is not reasonably necessary for the maintenance of law and order."

Again, there are uncomfortable precedents. The National Party was adept at replacing judicial (and, therefore, independent) review with administrative (and therefore State) review.

Even if a judge is appointed to an administrative authority, the State can easily get its way simply by making sure that it appoints the right individual judge. As for the board members appointed "by the Minister," there would never be any doubt about their allegiance.

Currin's attack is direct: "We thought they (the ANC) were opposed to the principle of being a judge in your own case. Why dispense with the independent judiciary?..."

"Remarkably, there is no limit to the period of detention as long as government's review board is satisfied there is sufficient cause."

In the light of these startling recommendations, the ANC's attempt at reassurance rings hollow: "Detainees shall be entitled to make representations and submissions to, and to be represented at the proceedings of, the review board."

Equally meaningless are the clauses which provide that detainees should be informed of the reason for their detention; that a family member or friend should be notified; and that a lawyer of the detainee's choice may be consulted.

There appears to be a safeguard in the final clause of the document: "Notwithstanding the above procedures... the remedy of habeas corpus shall be available to detainees."

But this is silly. The ancient doctrine of habeas corpus, whether in common law or on the statutes, essentially provides that anyone arrested must be brought before a court of law within a reasonable time (such as 48 hours), and then charged or released.

This is in direct conflict with the concept of administrative detention and it is difficult to take the ANC seriously when it claims that the one can exist alongside the other.

The Nationalist delegates at Codesa must be presumed to be happy with the contents of this chilling and legally ignorant document, as they have raised no public objections to it. Perhaps we should not be surprised. ■

Murder suspects held after Phola Park raid

NINE people, including a man implicated in attacks on police and traffic officials in Phola Park, were arrested when police conducted searches in the squatter camp yesterday.

Police, who described the man as "one of the most wanted men on the Reef", said eight other people suspected of several Reef murders were also arrested after the SADF cordoned off the squatter camp.

Witwatersrand police spokesman Capt Eugene Opperman said in a statement the man would be held for questioning, but it could not be established yesterday when he would appear in court.

No weapons or explosives were seized. Opperman could not confirm an allegation that an explosion had been heard in the Phola Park area during the police operation, but confirmed that policemen and residents had heard shots.

Opperman said Phola Park was notorious for attacks on security forces.

Between February 11 and March 6 five policemen were murdered and three seriously injured in attacks there, while 325 unrest incidents had been reported in the camp since January last year.

Sapa reports from Durban that police yesterday seized a large arms cache and arrested a prominent KwaZulu policeman who is alleged to be a warlord. Ten others were also arrested at Umlazi on Wednesday night for allegedly operating a protection racket.

The arrests followed a report to the Montclair police station by a resident who claimed he was threatened by the gang who told him unless he paid up he could not operate a business at Umlazi.

Police spokesman Capt Bala Naidoo said "at this stage the accused are facing charges of extortion. However, we are considering handing over the case to the special investigation unit."

Police also seized a pistol and ammunition from the Durban ANC offices after obtaining a search warrant yesterday, our

810ay 15/5/92 (329)

WILSON ZWANE

Durban correspondent reports.

A police spokesman said three men were questioned but no one was arrested.

ANC spokesman Dumisani Makhaye said office guards were using the pistol which belonged to the ANC.

"We have been asking the SAP for a licence for a long time but it is our right to protect the regional office. The KwaZulu Police protect Inkatha so we must protect ourselves too," he said.

Meanwhile, an agreement to end violence on trains in the PWV region was signed in Johannesburg yesterday by Spoornet, the SA Railway Commuter Corporation, a representative of the Law and Order Minister, and a signatory representing the ANC, the SA Railways and Harbours Workers' Union, the SACP, Cosatu, the Civics Association of the Southern Transvaal and the Institute of Contextual Theology.

Regional police commissioner Gen Gerit Erasmus agreed to redeploy personnel as soon as possible.

Three working groups will be set up to investigate issues such as refusing entry to any armed person, implementing permanent screening systems at stations and installing television cameras in train coaches.

□ In another development Amnesty International charged yesterday government had not taken firm enough action to end the security force's involvement in killings, torture and other abuses.

The organisation expressed concern that the current climate of fear and high loss of life would continue until government took steps to demonstrate publicly that all members of the security forces involved in human rights violations were brought to justice.

The organisation said it would release a full report on SA next month.

● See Page 4

Ten held in Phola

raid

Sowetan 15/5/92
By MOKGADI PELA

POLICE and the army detained more than 10 people in a pre-dawn raid at Phola Park squatter camp yesterday.

Residents said a baby was injured during the raid. Witwatersrand police spokesman Captain Eugene Opperman said the squatter camp was targeted as it had been "the worst spot for attacks on innocent people and security forces".

He said a suspect had been detained in connection with previous crimes. Police were looking for weapons and explosives, he said.

ANC spokesman in the area, Miss Sally Petersen, complained of alleged police brutality, claiming that "even a month-old girl was left unconscious after a teargas canister was thrown at her mother".

A pregnant woman, Mrs Sophie Mgwebedu (38), said she was teargassed in her house during the raid.

Residents later broke down a wall where a hooded man had allegedly pin-pointed people who were later arrested.



RAIL ACCORD: Father S. Mkhatswa signs an accord to fight train violence as the Rail Commuter Corporation's Mr Sam Taute and Spoornet's Mr Gert Britz look on.

ANC, Spoornet sign historic pact

Sowetan 15/5/92
A DELEGATION of ANC-aligned organisations and Spoornet signed an agreement yesterday committing themselves to fighting against violence on trains.

The agreement, which was signed at Spoornet headquarters in Braamfontein, represents positive developments in negotiations between the parties.

A recent deadlock resulted in last week's boycott of trains by Reef commuters. The terms of the agreement include:

- Redeployment of security personnel as soon as possible to prevent possible violence before Codasa 2 convenes.
- Implementation of preventative measures including a prohibition on possession of dangerous weapons and

firearms.

- Employment of additional security guards.
- Requests for compensation for families of train violence victims were turned down by the SA Rail Commuter Corporation.

Members of the media were told the corporation would make an additional amount of R50 million available for the 1992/93 financial year to improve security measures on commuter facilities in the Wits and Soweto area.

The agreement was signed on behalf of the community leaders by Father Mangaliso Mkhatswa, Spoornet's group general manager, Mr Gert Britz, SARCC senior general manager Mr S Taute and Witwatersrand Commissioner of Police, General Gerrit Erasmus.

Mazwais say thanks

THE family of *Sowetan's* day editor, Mr Thami Mazwai, would like to thank all the people who stood by them during their bereavement since April 21 when Mazwai's wife Beledie died.

Mrs Mazwai is survived by her husband and four children.

"This was a traumatic period in our lives and continues to be. But the sympathy and support we get from friends, associates and just about everybody we come into contact with lightens the burden," Mazwai said on his return to work this week.

Molefe

MR Michael "Tata" Molefe (24) of 8839 Moekeisi Street, Kagiso 2, Krugersdorp, who died last weekend will be buried at the local cemetery at 1pm tomorrow. A service will be held at the Roman Catholic Church in Kagiso 1 from 10.30am.

Boycott

FIVE zones under the Soweto Civic Association will take part in a march tomorrow aimed at raising awareness about the boycott of service charges in Soweto. *Sowetan* 15/5/92

Marchers from Moroka, Molapo, Jabavu, Motolo and Dube will meet at Elkah Stadium in Rockville at 10am and proceed to the Soweto Council offices in Jabulani.

A spokesman for the SCA, Mr King Sibya, said the march would be to protest against the failure of the council to improve the quality of services in terms of the agreement between the SCA, TPA, the council and the Metropolitan Chamber.

The SCA would also demand the resignation of councillors with immediate effect and for the Johannesburg municipality to be fully involved in greater Soweto, Sibya said.

Policeman held for arms cache

POLICE yesterday seized a large arms cache and arrested a prominent KwaZulu policeman who is alleged to be a "warlord". *Sowetan 15/5/92*

Ten other people were arrested at Umlazi on Wednesday night for operating a protection racket.

The arrests, including three women, followed a report to the Montclair police station by a resident who claimed he was threatened by the gang. He was told he could not operate a business at Umlazi unless he paid.

Police spokesman Captain Bala Naidoo confirmed yesterday that members from the Montclair firearm unit and the reaction unit had made the arrests.

"At this stage the accused are facing charges of extortion. However, we are considering handing over the case to the special investigation unit for them to take over," said Naidoo.

He said among the weapons found were two G3 rifles - mainly used by the KwaZulu police - an R1 rifle, a Mossberg shotgun, an HMC sub-machinegun, four pistols, 211 rounds of ammunition, a teargas grenade, a "thousand foot" flare, five holsters, a car radio, a portable telephone and R1 100 in cash. - *Sapa*

Matter of fact

IN a report on page 1 in *Sowetan* yesterday a sub-headline read: "Face to face with killer".

This headline got on to this page erroneously and had no relevance to any of the stories or people on the page.

Court asked to decide on land dispute

THE Government has recommended to the Garankuwa Regional Court to do an on-site inspection to determine whether a disputed piece of land is on the South African or Bophuthatswana side of the border. *Sowetan 15/5/92*

Forty-seven people are facing charges of illegal squatting in the homeland after being arrested on a piece of land somewhere on the border between the two countries.

Prosecutor Ms IM Moisoane submitted to magistrate Ms ES Monyeki yesterday that the court should visit the location of the squatter camp.

The attorney for the squatters, Mr Jake Maseka, put it to the court that the accused were arrested by the Bophuthatswana police while occupying an informal settlement in Krustfontein, which borders the homeland's area of Kameelfontein.

Sowetan Correspondent

The complainant, Chief James Mamogale, leader of the Bakwena-ba-Mogopa tribe of Hebron, west of Pretoria, told the court the squatters were unlawfully and illegally occupying a part of Kameelfontein in Bophuthatswana.

He said the land was owned privately by a section of his tribe.

There was some drama in the packed courtroom when Maseka put it to Mamogale that he also sublet shacks in his own backyard, which by implication was tantamount to encouraging illegal squatting.

Mamogale replied that certain people had approached him looking for "a place to sleep" and that in return these people had thanked him with "something".

ANC move shock lawyers

Sowetan 15/5/92

329

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THE agreement by the African National Congress to detention without trial during the interim government phase has shocked Lawyers for Human Rights.

LHR executive director Mr Brian Currin said yesterday that they were shocked to read that the

Sapa

African National Congress, whose leaders spent lengthy periods in detention "at the whim of misguided politicians and policemen, has now in principle agreed with the Government on this issue".

"They very magnanimously propose the right of

detainees to have their detention reviewed administratively within a period of 30 days of detention.

"We thought they were opposed to the principle of being a judge in one's own case. Why dispense with the independent judiciary?

"The 30-days at a time to a maximum of 90 days as long as the administrative authority is of the opinion

that sufficient cause for detention exists. That could easily be John Vorster's wording," Currin said.

"Even after three months, the detainee has no access to the courts," he said.

"Again, the detaining government will choose its own administrative review board, presided over by a judge appointed by, guess

who, the Minister.

"Remarkably, there is no limit to the period of detention as long as the government's review board is satisfied that there is sufficient cause for detention."

"Maybe we should remind all participants that the international standard is 48 hours," Currin said.

SI Times 17/5/92 329

Thousands held in swoop

POLICE detained 5 000 suspects in a 48-hour, countrywide crime-prevention swoop dubbed "Operation Sentry".

They confiscated 52 guns, recovered 24 suspected stolen vehicles, and arrested 141 dagga dealers and more than 1 100 illegal immigrants.

'Many political still detained'

By Jo-Anne Collinge

The Human Rights Commission (HRC) asserts that the number of political prisoners still behind bars is "very substantial" and has offered to submit to the Department of Correctional Services a list of those it believes are still held.

The political prisoner debate was rekindled at Codesa 2 by representatives of ANC-aligned organisations who accused the Government of failing to implement agreements to release political prisoners.

The HRC said it had on record the names of 400 prisoners "judged to be political on the basis of trial reports and who, to our knowledge, are still being held". Of these, 169 had been designated as candidates for release in a joint audit exercise by the HRC and the Department of Correctional Services.

"Unfortunately the audit process was unilaterally and summarily suspended by the DCS last year when still incomplete, and efforts by us to resume the exercise have been rejected," the HRC stated.

The organisation again offered to resume the joint process, conceding that some of the 400 prisoners on its list had al-

most certainly been released without the HRC's knowledge.

"Nevertheless, the number remaining is very substantial and in stark contrast to the Government's outrageous claim that all political prisoners have long been released."

In response to the HRC tally, Lieutenant Bert Slabbert of the Ministry of Correctional Services reiterated: "All political prisoners who had committed political offences before October 8 1990 and who qualified for release in terms of the South African guidelines for defining political offences have been released."

The HRC stated that a comment made by Justice Minister Kobie Coetsee at the end of April "confirms our long-held view that the mass criminal prisoner releases (of mid-1991) were intended to blur the distinction between criminal and political prisoners and to sweep the political prisoner issue under the carpet".

Mr Coetsee stated that the mass amnesties had caused him "much pain" but that they had been carried out for the good of South Africa, being a necessary precondition for the lifting of the US Comprehensive Anti-Apartheid Act. The Act required specifically that all security prisoners should have been released before US punitive measures could be lifted.

New 'bomb' shock for Dr Treurnicht's party

Show blast: CP men held

By Esther Waugh
Monica Oosterbroek
and Anna Louw

Star 20/5/92.

The Conservative Party faces the grim prospect of another major "bomb" scandal following the arrest yesterday of 10 right-wingers — among them two Boksburg CP town councillors — in connection with a limpet mine explosion at the Rand Easter Show last month.

More than a dozen people were injured in the April 4 blast, for which the "Orde van die Wit Wolwe" claimed responsibility.

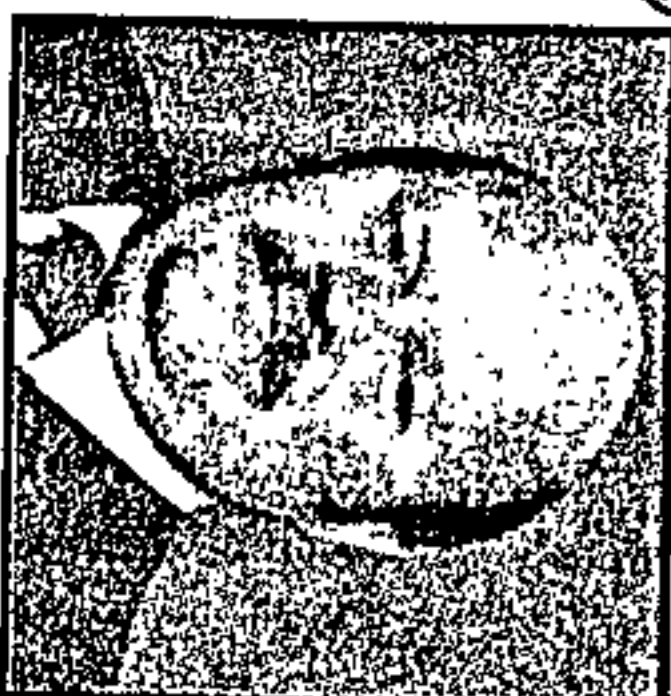
The suspects were picked up at their East Rand homes in a pre-dawn police operation. The two Boksburg town councillors being held for questioning are "Klein Koos" van der Merwe — a nephew of Overval MP Koos van der Merwe who was dismissed from the party recently — and Andries du Toit, CP chief whip in the Boksburg town council.

The former town councillor was named as Gideon Fourie, former management committee chairman of the Boksburg Town Council who was unseated after being convicted of electoral fraud in 1990.

Also held are "Klein Koos" van der Merwe's wife, Trudie, and two other women, identified only as Mrs J Visser and Mrs P P Engelbrecht.

The other people arrested have been named as JS Visser, Peet de Wet (a hairdresser in Boksburg North), P Pieterse and R du Toit.

While National Party and Democratic Party spokesmen immediately tore into the CP for "encouraging violence" among its members, the CP's chief justice spokesman, Chris de Jager, said the



Councillor ... "Klein Koos" van der Merwe.



Former councillor ... Gideon Fourie.



Chief whip ... Andries du Toit.

party had "taken note" of the arrests but insisted that the legal process be allowed to take its course.

"The CP will not participate in a trial by media," he said in a statement issued late yesterday. "The matter is now sub judice."

However, Mr de Jager also repeated CP leader Dr Andries Treurnicht's statement that the party was "opposed to the use of violence by persons in pursuit of their own political goals".

In recent weeks the CP

has been rocked by claims that its leadership knew in January of the activities of Koos Botha, the former CP MP who says he bombed the Hillview school in Pretoria.

Reacting to the latest developments, NP official Sheila Camerer told The Star: "They (bombers) are children spawned of the rhetoric of violence."

DP southern Transvaal leader Peter Soai said of the arrests: "It is a serious matter. The CP leadership is duty bound to reassure South Africa that within their ranks there are no further bombers lurking."

"Their policies of hatred and confrontation have led people not to understand what it is all about, and to engage in desperate acts."

Sakkie Blanche, NP MP for Boksburg, said: "Dr Treurnicht should relinquish his honorary citizenship of Boksburg. All his party has brought to the town is shame."

"He should call on the city council to resign and he should call for an investigation into the CP in Boksburg and pass all information to the SAP."

Mr Blanche added that Dr Treurnicht should also make available to the SAP any "valuable" information he might have resulting from a meeting with former CP members Beyers de Klerk and T J Ferreira on February 10.

In a separate statement issued before the news of the arrests emerged yesterday, Dr Treurnicht rejected claims published at the weekend that he had firsthand knowledge of irregularities in the Boksburg council.

He called on Mr Ferreira, Boksburg's mayor, to supply the police with any evidence that he might have of such conduct.

Announcing the arrests

● To Page 3

Rand Show blast: CP men held

Star 20/5/92

From Page 1

yesterday. Acting Police Commissioner General Hendrik de Villiers said the "Orde van die Wit Wolwe" had originally, in letters distributed to the media, claimed responsibility for the Rand Show explosion.

While searching the houses of those arrested yesterday, police found "Orde van die Wit Wolwe" letterheads. The wife of Mr Fourie,

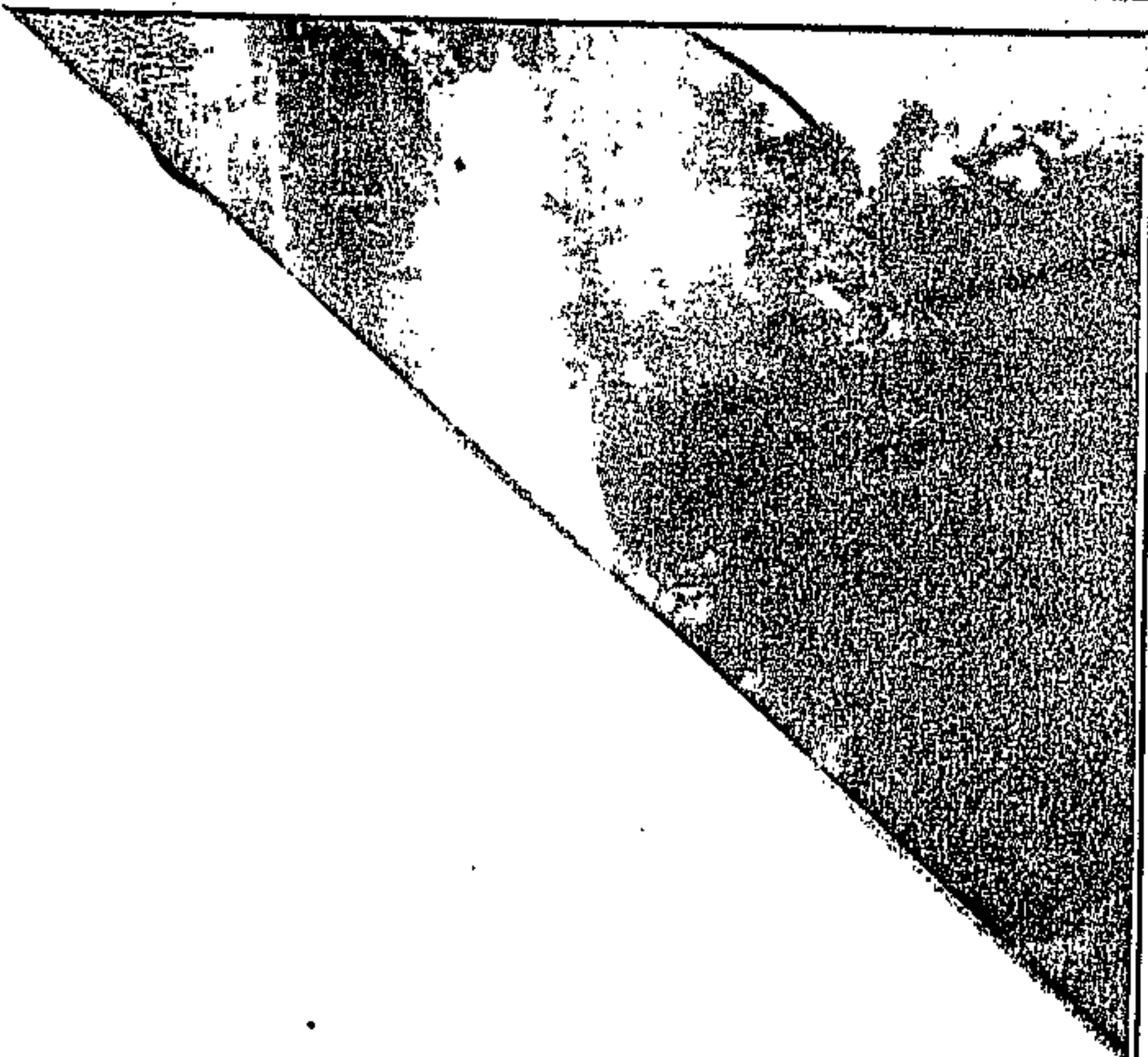
Isabel, said they were asleep when eight policemen arrived at their home at 5.30 am. She said her husband was told to get dressed and was taken to John Vorster Square.

Lia, Andries du Toit's wife, said her husband was arrested at 4.30 am.

The suspects are being held for questioning and will appear in the Johannesburg Magistrate's Court later this week.

General de Villiers said the SAP was "there to serve all communities, irrespective of race, colour or creed, and we will investigate all crimes to the best of our ability".

Mr Ferreira said the arrests of two councillors had been a shock. He said the councillors would not be suspended unless they were found guilty and received prison sentences.



Two suspects have been in news

By Shaun Johnson
Political Editor

329

"Klein Koos" van der Merwe and Gideon Fourie, now being questioned by police in connection with last month's Rand Show limpet mine blast, are no strangers to the limelight.

Along with incumbent CP chief whip on the Boksburg council, Andries du Toit — who was also taken in for questioning yesterday — the two have consistently made headlines.

As one political opponent remarked: "I don't know what else to say about them, but no one will argue about describing them as colourful."

In April 1990, Mr van der Merwe was quoted as saying that if you gave blacks a "klap" or two, they would not be likely to return to Boksburg Lake. This was when tension over segre-

gation at the lake was at its highest.

In the same month, Mr Fourie had charges of assault laid against him by an HNP supporter and member of the Boksburg management committee.

In June, Mr Fourie was escorted out of the Boksburg Town Hall by plainclothes policemen after apparently taking part in the disruption of a meeting of Dawn Park residents. They had been discussing the desegregation of their suburb.

In March 1991, after the "pig's head" incident in the Boksburg council chamber — NP councillor Issy Kramer found a severed pig's head wrapped in a Star of David flag on his council seat — then-DP MP Harry Schwarz accused Mr van der Merwe of distributing anti-Semitic literature.

Mr Schwarz claimed

that Mr van der Merwe had admitted this, and called on the CP to sack him.

In August of the same year, both Mr Fourie and Mr van der Merwe were accused of taking part in a demonstration which disrupted a Boksburg meeting addressed by Cabinet minister Barend du Plessis and Reiger Park MP Jac Rabie.

In January this year, when it emerged that South African Communist Party leader Chris Hani had bought a house in the formerly whites-only suburb of Dawn Park, Mr du Toit called on him to "get out".

Mr van der Merwe said at the time he could not comment because he was "too busy preparing for a revolution to take back everything, and we are only concerned about getting our own white homeland".

Easter blast: 9 held

Soweto 20/5/92

NINE people — two of them Boksburg town councillors — have been arrested in connection with the limpet mine explosion at the Rand Easter Show on April 4.

This was confirmed by the acting Police Commissioner, Lieutenant-General Hendrik de Villiers, yesterday.

He said in a statement the arrests were made on the East Rand on Tuesday morning.

The blast injured nine people.

The general added: "Soon after the explosion, letters were distributed to the media in which the 'Orde van die Wit Wolwe' admitted responsibility for the explosion.

"This aspect is also being investigated.

"Two of those arrested are Boksburg town councillors and one is a former member of the council. The suspects are being held for questioning."

De Villiers said the SAP "once again wishes to point out that we are there to serve all communities." - Sapa.



NOW T

From V

Highpoint
Hillbrow

**TASTIC
RICE**

1 kg

**BUFFAL
SUGAR
BEANS**

500 g

**PYOTT
ROMAN
CREAM**

200 g

SUPER

350 ml

S 6108

Union leader dies in police custody

Sowetan 21/5/92 (329) ~~21/5/92~~

THE president of the Motor Transport Workers Union of SA, Mr Samuel Seema, has died in police custody barely three hours after being locked up for questioning, *Sowetan* has learnt.

Seema (34) of Moletsane, Soweto, was employed as a driver by security firm Fidelity Guards.

He was last seen alive when two men allegedly dragged him out of his duty vehicle in Doornfontein last Friday.

Vaal Triangle police spokesman Captain Piet van Deventer said yesterday Seema was arrested for questioning in connection with armed robbery.

By ABBEY MAKOE

"During questioning in the charge office he fell on the floor, fainted and died. We called the paramedics to resuscitate him but they were not successful."

Asked whether Seema was being interrogated at the time of his death, Van Deventer said his explanation was sufficient. "That is all I can say at this stage."

● To page 2

Union leader dies

Sowetan 21/5/92 (329) ~~21/5/92~~

● From page 1

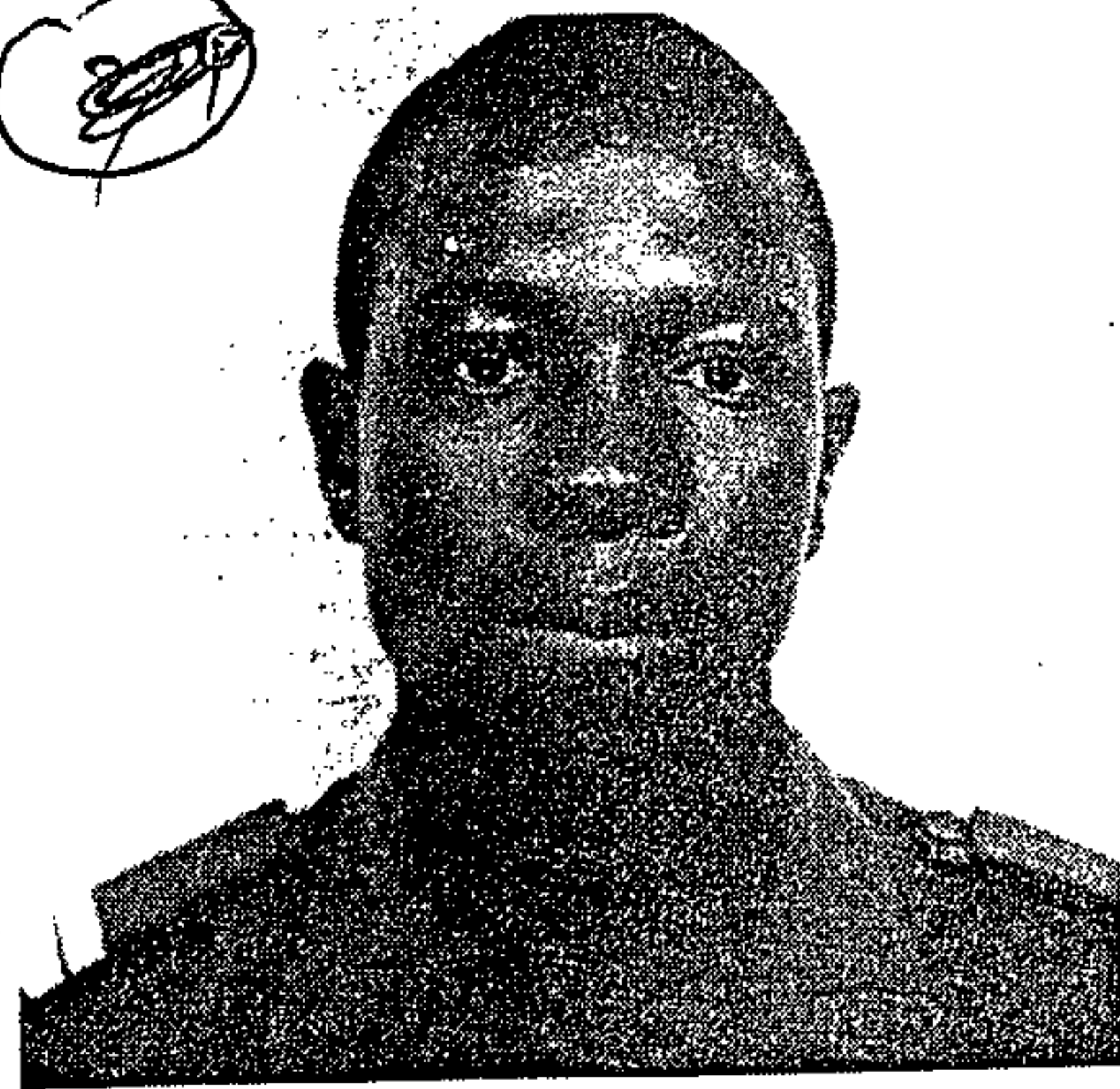
Union officials were furious yesterday that FG were connected to Seema's arrest.

Contacted for comment yesterday, FG's human resources manager, Mr Jimmy Nuns, said it was his company's normal practice to assist police in making arrests.

"We have a close association with the police, just like any other firm in the whole security industry," he said.

Nuns said the police officer in question had asked FG to help in locating Seema and "indicated that he had no transport. There is nothing wrong in helping the police".

Meanwhile, Mrs Maria Seema (69), Seema's mother, said yesterday that she went to look for her son at FG's offices on Saturday morning. A security officer had barred her and other members of her family from entering the premises but relented after appeals from a union official.



Union leader Sam Seema

Cosatu angry at Mayekiso arrest

Sowetan 22/5/92 329

THE Congress of South African Trade Unions on Wednesday warned that any action against Alexandra Civic Association chairman Mr Moses Mayekiso would provoke "major reaction" from its 1.5 million members.

Cosatu was reacting to the arrest and appearance in court of Mayekiso and three others on charges of illegal possession of firearms.

Mayekiso, who is also general secretary of the National Union of Metalworkers of South Africa, and three "bodyguards" were arrested in Alexandra township on Tuesday night. He was found in possession of two Makarov pistols.

The four men appeared in the Wynberg Magistrate's Court on Wednesday charged with the illegal possession of firearms.

Cosatu said it viewed the arrest of the four men as a "concerted campaign by the police and the Government to strip us of any measures we undertake in an effort to defend our lives".

It said that if Mayekiso had acquired or

possessed arms illegally for his defence, the Government should take the blame.

"After receiving death threats and being subjected to constant surveillance, Mayekiso applied for a legal firearm through the African National Congress and has since received no response from the police.

"The police have also failed to assure him of his safety despite being on a hit list of their hit squads, which convinces us that they have no interest in defending those who are opposed to the policies of the Government."

In a separate statement, Numsa said it was calling for all charges against its leader to be dropped as it had "convincing evidence" that Mayekiso's name appeared on several hit lists and he had been under surveillance by unknown people "for a long period".

"Numerous Numsa staffers and members have been murdered and their houses burnt, but no serious action has ever been taken by the SAP," the statement said.

By Anna Louw
East Rand Bureau

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7 right-wing bombing suspects freed

Star 22/5/72

Seven of the 10 East Rand rightwingers arrested on Tuesday in connection with the April 4 Rand Show limpet mine explosion were released on Wednesday night, police said yesterday.

And yesterday morning another East Rand man was arrested in connection with the blast for which the "Wit Wolwe" have claimed responsibility. A senior police spokesman in Pretoria said the man was being detained under section 29 of the Internal Security Act. The spokesman declined to reveal his name.

The release of the seven suspects was the result of an "unexpected turn" in the investigations, said Captain Nina Barkhuizen of the police directorate of public relations in Pretoria.

The men had not been charged. However, investigations against the seven were continuing. The three still in custody are Boksburg Conservative Party town councillor "Klein Koos" van der Merwe, Johannes Visser, said to be a member of the Afrikaner Weerstandsbeweging, and a Mr. R du Toit.

They were also being held under section 29, which meant they could be detained for up to seven days.

Unionist dies in custody

By LINDA RULASHE

ECHOES of the old South Africa surround the inquest today of the former Motor Transport Union of South Africa president who died mysteriously last week while in police custody.

Dr Jonathan Gluckman — the independent pathologist involved in the Steve Biko case — has been called in to re-examine the body of Simon Seema.

The 34-year-old union leader was employed as a driver by security firm Fidelity Guards when he was last seen alive.

He was dragged out of his duty vehicle in Doornfontein last Friday by a Mr Spies — an employee of Fidelity Guards' security investigation department — and a police officer, known as a Sergeant Van Deventer.

According to Vaal Triangle police spokesman Captain Piet van Deventer, Seema was arrested for questioning in connection with armed robbery. "During questioning in the charge office, he fell on the floor, fainted and died. We called the paramedics to resuscitate him but they were not successful." Captain Van Deventer declined to say whether Seema was being interrogated at the time of his death.

Union official Fourie said the union phoned several police stations before finding out at Kliprivier police station that he had died. The police initially denied that Seema was being held there.

Seema's relatives were only allowed to see his body through a window when they went

to identify it at the state mortuary in Vereeniging.

The incident does not seem to be isolated. Several Fidelity Guards employees have allegedly been wrongfully accused by the police for being involved in hold-ups on company vehicles.

Last Thursday, driver Stephen Modise was shot in an arm and the body during a hold up in which R500 000 was stolen.

At 5pm that day, while he was being operated on at the Garden City Clinic, police barged into the operating theatre and demanded to take him away for questioning.

The surgeon refused but Modise was later abducted at 2am and taken to Brixton Murder and Robbery Unit, where he was allegedly tortured for almost two hours by electrocution before being taken to Kliprivier police station for further questioning.

His wife, Juliet, was also allegedly tortured by police earlier that evening when they came to her house and demanded to know where her husband's brother, George, was.

"I told them I didn't know any George and they called me a bitch and said that I was lying," she said in a police statement.

She alleges that the men — whom she believed to be police — later took her to the veld, tortured her and threatened to throw her baby out of the moving car before they drove to Garden City Clinic and abducted her husband.

Police said they were unable to comment on the matter at such short notice.

Silence greets detention without trial

WVW 22/5-28/5/92

DETENTION without trial — opposed for so long by the African National Congress, its allies and human rights groups — slipped back into South African life last week with no more than a murmur of public discussion.

Hidden in a mass of working group documents at the Convention for a Democratic South Africa (Codesa) was a barely noticed agreement by all parties on new guidelines for security and State of Emergency legislation. The delegates considerably narrowed the government's power to declare an Emergency, but allowed for only "certain procedural controls over detention without trial".

Last month, the ANC made a submission to Codesa that surprised human rights groups because it accepted that during transition the state had to have the power to declare an Emergency, and asked for only limited measures to protect against the kinds of abuses that were common in previous Emergencies.

It suggested that an Emergency be declared only "on the advice of a multi-party interim executive authority" and that this decision should be testable in court. They also asked that certain rights — the right to a legal remedy, freedom from discrimination, freedom from torture and freedom of religion — should be made "non-derogable even during a properly proclaimed Emergency or unrest area".

It added that security personnel should not be entitled to indemnities — one of the most controversial aspects of

Delegates at Codesa II, many of them former detainees, agreed to detention without trial — and no one protested.

By ANTON HARBER

previous South African Emergencies. The ANC also requested certain rules to protect prisoners:

● Detainees and their families should be informed of reasons for their incarceration.

● Detainees should be entitled to consult with a lawyer of their choice.

● The names of those held and those released should be published.

● Detainees should be entitled to administrative review within 30 days of their detention and, if held for more than three months, to review by a board headed by a judge and chosen by the minister.

What surprised observers was how loose were these provisions. Many of the ANC negotiators had themselves experienced detention for long periods and received little relief from administrative reviews.

The final Codesa working group agreement did not even have these protections, saying only that there should be "provision for certain (unspecified) non-derogable rights ... and certain (unspecified) procedural controls over detention". They proposed no limitation at all on the length of detention.

Even more surprising was how muted was the protest from organisa-

tions, individuals and media which had always campaigned against detention without trial.

The exception was Lawyers for Human Rights (LHR), which issued a strongly worded call to the ANC to review its position, saying that the international standard for Emergency detention was 48 hours.

"The ANC's attempt to humanise and justify detention without trial is pathetic and in fact snacks of complicity ... The ANC should know by now that once administrative detention is provided for and regulated by law, access to the judiciary is a mere paper right," said LHR director Brian Curtin.

The Human Rights Commission issued a mildly worded appeal to Codesa not to allow any rights entrenched in a Bill of Rights to be suspended during an Emergency. "We are firm in our conviction that the only way to avoid sliding into the abuses of the past is to observe without reservation the individual's right to liberty ... Administrative detention must never again be substituted for conviction and imprisonment by a court of law."

The Black Sash has issued no statement, though it did make the issue the subject of a placard outside Codesa II last week and has raised the matter with the ANC.

The Bar Council and other lawyers' organisations have been silent.

ANC negotiators defend their position by saying that they have made it very difficult for the government to declare an Emergency.

They said Curtin's criticism showed ignorance of the "context" of the ANC's submissions to Codesa. "We are totally against detention without trial ... Our principles and those of LHR coincide exactly."

"What our document to Codesa referred to was States of Emergency. Our document made it clear that these only applied in periods of war or such grave Emergencies as to threaten the life of the nation."

"We imposed severe restrictions including parliamentary supervision and supervision by the courts for the declaration of such an Emergency. The onus is very heavily against the declaration of an Emergency. If there is one, the controls have to be extremely stringent."

"If there is to be a State of Emergency," they concluded, "it is far better that there be stringent controls than that the law remains completely silent."

It is understood, however, that the issue has caused considerable debate behind the scenes within the ANC and there are a number of senior members who are extremely upset by this aspect of the agreement. Even some of those publicly defending the move are saying privately that they, and other ANC members, are unhappy with it.

"There was a furious debate," one source said. "And the line-up would have surprised you. Some of those who had experienced detention without trial were not on the side you would expect them to be on."

Blast suspects in detention

Sowetan 22/5/92 (329)
A BOKSBURG town councillor and two men arrested in connection with the blast at the Rand Easter Show are being held under Section 29 of the Internal Security Act.

Another suspect has been arrested, bringing to 11 the number of people believed to have been involved in the April 4 blast, in which nine people were injured.

The suspect was not named.

Acting Police Commissioner Lieutenant-General Hendrik de Villiers said yesterday that three of the 10 suspects arrested on Tuesday were now being held under Section 29. He named them as councillor Mr JH van der

Merwe, Mr JS Visser and Mr R du Toit.

Mrs MG van der Merwe, Mrs GP Visser, Mrs PP Engelbrecht, Mr AS du Toit, Mr Piet de Wet, Mr PP Pieterse and Mr GF Fourie have been released pending further police investigations.

Du Toit is also a Boksburg town councillor.

General De Villiers said earlier that soon after the limpet mine explosion, letters had been distributed to the media in which the ultra-rightwing Orde van die Wit Wolwe had admitted responsibility for the explosion. - SA Press Association

Employer alleges savage police beating of worker

STAR 23/5792

329
CAROLINE HURRY

A JOHANNESBURG woman has been shocked by the police brutality she claims was inflicted on one of her employees.

According to Jacqui Perkes, Gladman Tiger (35) was taken for interrogation to the Cleveland police station, where he was beaten from 9 am to 1 pm. His hands were cuffed behind his back, she said, and the police trod on his hands and beat him with fists, gun butts and batons.

"They wanted him to confess to a crime, but he refused and was beaten repeatedly," said Perkes.

"When I heard Gladman had been arrested, I telephoned the police station. The policeman who answered said he was not in their cells and slammed down the phone."

Perkes then went down to the station, where she found Tiger's name in the register, but was told he had been to Jeppe Court and had gone home.

"Gladman's wife then telephoned me to say she had just returned from Cleveland police station where she had

seen her husband. She said the police had lied to me because Gladman had been beaten and was in a bad state."

Perkes again went to the Cleveland police station and demanded to visit Tiger.

"When I managed finally to talk to Gladman, I was shocked by his condition. His arm was swollen to at least three times its normal size and his torso and legs were covered in bruises."

At least 48 hours after the beatings, Tiger was sent to the Hillbrow Hospital, where Perkes managed to obtain a copy of the medical file.

"The information it contained corroborates the medical opinion that severe beatings took place. Gladman urinated blood for a week."

A police spokesman, Captain Eugene Opperman said they would obtain affidavits from Perkes and Tiger so that the case could be investigated.

Battle looms over death in custody

A LEGAL battle is in the offing between the SAP and lawyers representing trade unionist Simon "Nomi" Seema, president of the Motor Transport Workers Union of SA (MTWU) who died in police custody last week.

Seema (34), of Moletsane, Soweto, was certified dead at the Klipriver police station near Vereeniging barely three hours after being dragged out of his Fidelity Guards (FG) vehicle in Doornfontein last Friday. He worked for the FG as a driver.

Vaal Triangle police spokesman Captain Piet van Deventer said Seema died of natural causes. "During questioning in the charge office he (Seema) fell on the floor, fainted and died," said Van Deventer.

He said attempts by paramedics to resuscitate Seema failed. He refused to answer further questions and ended the inquiry with: "That's all I

STAR
23/5/92 ABBEY MAKOE (329)

can say at this stage."

The union retained pathologist Dr Jonathan Gluckman to examine Seema's body. "My report will only be ready next week," he said, "and will be handed to the union's lawyers."

Acting MTWU secretary Emily Fourie was yesterday furious that FG had taken part in the arrest of "their own employee" by providing transport to the SAP to arrest Seema.

Approached for comment yesterday, FG human resources manager Jimmy Nuns said there was nothing wrong in his company assisting police to make arrests, and if the union continued associating his company with Seema's death, he might have to consider taking legal action.

STAR
25/8/92

Fun day to honour activist

By McKeed Kotlolo
Pretoria Bureau

The Mamelodi Civic Association (MCA) is to hold a cultural day in commemoration of the disappearance of activist Stanza Bopape in police custody six years ago.

Mr Bopape was detained for his political activities in 1986 and soon afterwards police reported that he had disappeared during an investigation.

Music

MCA publicity secretary Pasty Malefo said the cultural day, on June 20, would take the form of a 10 km road race and a music festival for exiles.

Mr Malefo said jazz musicians Jonas Gwangwa and Julian Bahule were the first to accept the invitation to perform at the music festival at H M Pitje Stadium.

Admission fee is R5 for adults and R2 for scholars.

The road race, which starts at Stanza Bopape Squatter Camp at Mamelodi East, will have prizes of R900.

Registration fee is R3 for adults and R1,50 for scholars.

Soldiers detained over clashes in township

Several SA Defence Force soldiers have been arrested after fighting civilians in Wattville on the East Rand on Sunday, a spokesman for Witwatersrand Command confirmed yesterday.

Public relations officer Major Andreas Jordaan said in a statement that the members, from 21 Battalion, were arrested by SADF military police for absence without leave.

He said the SADF would not condone any misconduct or bad

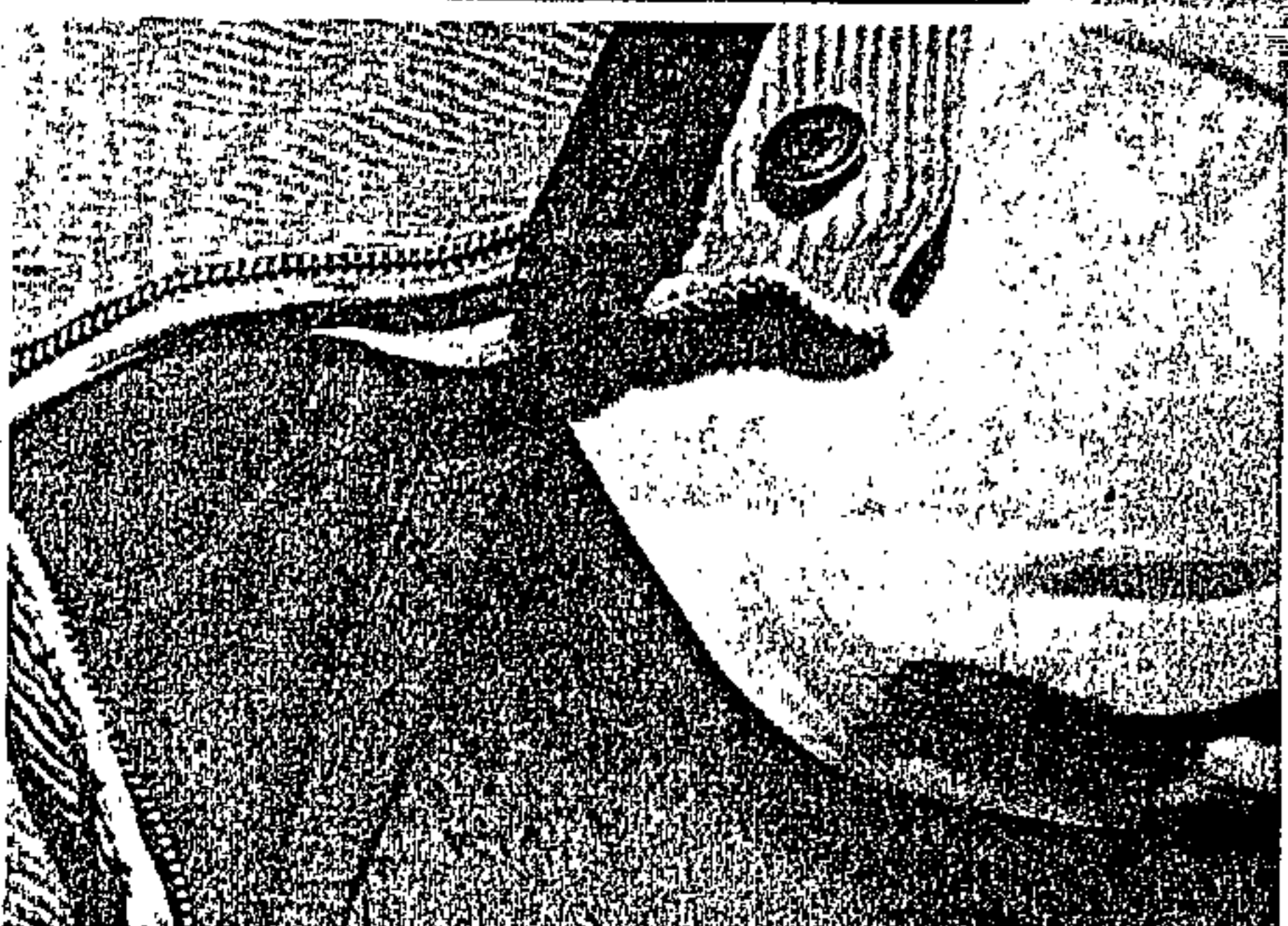
behaviour by its members, adding that Wits Command reiterated that the soldiers were not on duty or deployed under army command at the time of the incidents. 

"At this stage, without an investigation, it appears as if members of the community may have abused a group of individuals, or a group of off-duty soldiers may have abused their authority. (329)

STAN 2715/92
"The facts of the matter will only be established once it has been properly investigated," Major Jordaan said.

"Meanwhile, we appeal to the community involved to come forward with their testimony," he said.

"If they should choose not to use the military to do this, the defence force encourages them to make use of the SA Police," Major Jordaan said. — Sapa.



SIGNS OF SUFFERING
Former exile Thabang Thoba (left) alleges he was threatened with death and assaulted by policemen at the Flora Gardens station. He says in an affidavit that he was tortured when electrodes were attached to his torso (above), little toe (right), ankle and genitals
Photo: KEVIN CARTER



'Tortured' by police for info on exiles

HORRIFYING accounts by three southern Transvaal township residents suggest a pattern of torture by police to extract information about recently returned political exiles.

Affidavits in the possession of *The Weekly Mail* make detailed allegations of torture — including protracted electric shock treatment — by police at the Flora Gardens station in Vanderbijlpark and at the Protea station in Soweto. In two cases independent medical evidence corroborates allegations of electric shocks.

One of the activists concerned says he narrowly escaped death when he was taken by police to the Merafhe hotel — an Inkatha stronghold — with a piece of paper round his head stating "Inkatha sellout impiimpi, viva ANC".

Two of the victims are African National Congress activists who have recently returned from exile. The nature of their alleged interrogation suggests intense police interest in the exile community and the continuing

Affidavits by three Transvaal activists alleging torture suggest an intense police preoccupation with political returnees.

DREW FOREST and RAY NXUMALO report

After being moved between various police stations in the Vaal, Thoba says he was taken to the Flora Gardens station, where three policemen, two white and one black, interrogated him. He was slapped by the white officer and told "Now you are going to tell us the whole story".

"He took out a gun and asked me if I wished to run away. I told him 'no' and I came close to him," Thoba's affidavit states. Left alone with the black policemen, he says he was threatened with death if he failed to tell the truth.

ly" and assaulted in a car with his head covered — he believes to confuse him — Thoba was dragged up some stairs, where his shoes and socks were removed and electrodes allegedly attached to his little toe and ankle.

"The policeman sat on my back while I was lying on my face and he said to the other policeman: 'Druk hom!'. Thoba's affidavit reads. He says he was shocked violently for some minutes. "My body was in involuntary spasm. I could ... not speak properly."

Thoba says the policeman then pulled a rubber tube around his face, suffocating him. Wives were attached to his genitals and he was given further shocks. One said: "Be careful it looks as if he is dying." Thoba states. "They asked me if I was MK. I said I wasn't. One of the policemen said all those coming from exile are terrorists, they should be killed." He says he was specifically asked about a certain Oupa Modukone, and individuals named as Maphele, Tokozane, Mvise

and Bafana — three of whom are former exiles.

Thoba claims he was forced to sign a statement relating to the funeral vigil of Mzwake Nhlapo. He says addresses of others who attended the vigil were demanded of him, while he was assaulted, and that he was then driven through Sebokeng and told to point out the houses of these activists.

A substantially similar account is given by Phakathi, who was separated from Thoba after their arrest. Locked in the boot of a car, he says he was also driven to the Flora gardens station, where three white policemen assaulted him and told him he was going to "dance with the snakes".

We were tortured, claim former exiles

From PAGE 5 22/5-4/6/92

he was unable to move or speak and was again thrown into the boot of a car.

He was subjected to shock treatment on two further occasions, once through his silt overalls and once inside his mouth, he alleges.

Phakathi later saw Thoba at Flora Gardens, commenting that "he looked like a zombie", could not speak coherently and could not walk unassisted.

Phakathi also says he was taken to the office of a Vanderlippark doctor, who privately discussed his case with the policemen but did not examine him.

He heard the policemen tell the doctor: "Hy's gesond, moenie worry nie." (He's healthy, don't worry.)

Phakathi says he can provide the location of the doctor's offices.

After being held for four days, both men appeared before a Sebokeng magistrate. Seeing Phakathi's tongue, which was "swollen and bleeding", the magistrate refused to send them back to the police cells and urged them to see a lawyer and a private doctor, the activists say.

The doctor in question pronounced that the men's injuries were consistent with their

allegations, according to their lawyer.

A third affidavit — which has not been signed because the activist concerned has disappeared into hiding — suggests a similar police preoccupation with "freedom fighters" back from exile.

The statement relates how two armed white policemen in uniform entered an Enndeni, Soweto house at night and became enraged after seeing photographs of the activist — one taken in exile showing him with an AK-47 — and a tattoo on his back stating "freedom fighter".

Taken to the Protea police station, he was forced to do push-ups, kicked in the groin and throttled, he says. He was then forced to stand naked against a wall in the station parking lot, holding bricks in both outstretched hands.

There, he says, he was sprayed in the eye with a substance from a canister after refusing to open his mouth, causing "severe pain".

He was also ordered to say "Mandela se p...s" and given shock treatment inside the police station.

Later, the activist says, he was interrogated by four white policemen — one of whom was bearded and took part in his initial arrest — who pointed out pictures of SADF

soldiers killed in Angola and quizzed him about weapons and his friends.

With a piece of a paper pinned to his head, identifying him as an ANC man, he says he was then driven to the Merafe hostel. There the policemen spoke to hostel dwellers, he alleges, who then converged on the car shouting for him to get out.

The activist says after he pleaded with the leader of the hostel dwellers in Zulu, they dispersed. "I believe that had I not convinced the man in the blue overalls, I would have been killed," he states.

After further abuse — he says he was forced to eat salt when he asked for water, blindfolded and kicked — and an attempt to recruit him as an informer, he was released.

From his interrogation, the activist gleaned the names of a white and black policeman involved — a "Snyman" and a "Leboko".

Police were approached for comment yesterday — the affidavits were obtained by *The Weekly Mail* only late on Wednesday — but at the time of writing had not been able to respond.

2 METRO

Police accused of theft during raid

STAR 2/6/92

By Stan Hlophe
and Bronwyn Wilkinson

Police and SADF patrols combined in an anti-crime sweep through Alexandra township yesterday that yielded a sawn-off shotgun and a pistol.

Squatters in the township, near Sandton, said shacks were broken into and ransacked, and residents were harassed.

A spaza shop owner, John Kgomoewane, alleged that more than R1 000 was stolen from him by police. He report-

ed the theft to the local ANC branch and the matter was taken up with the Alexandra Interim Crisis Committee, which said last night it would help him lay a charge of theft with the Wynberg police today.

Some residents also claimed police prevented them from going to work, allowing no one to leave the cordoned-off area.

The blitz came after a week-end operation at Phola Park on the East Rand, where police launched a shack-to-shack search for weapons.

When The Star arrived in Alexandra yesterday, police manned roadblocks and

searched vehicles between Sixth and Eighth avenues — an area inhabited mostly by ANC sympathisers.

They later moved to an area between First and Fifth avenues known to be occupied by IFP sympathisers.

ANC branch general secretary Obed Bapela condemned the raid as a ploy to disarm the community. He said the raid should have been conducted in broad daylight when residents were at home.

"We know that police are also human beings, and are capable of damaging people's property and stealing their val-

uables. We have received several reports of misconduct and thefts by the police during the raid," Mr Bapela said.

The Alexandra ANC office was puzzled over the raid because the area had been relatively quiet for some time.

Witwatersrand police liaison officer Captain Eugene Opperman said claims of police misconduct were propaganda to discredit the police force.

But he conceded it was possible that police had had to force open doors "because some people refuse to open".

He said the operation would

continue for as long as necessary to stabilise the area.

Late last night, police headquarters spokesman Colonel Frank Alton said two firearms — a sawn-off shotgun and a pistol — and a quantity of ammunition had been seized during the day's raid.

● In Phola Park on the East Rand, where police were keeping a close watch, shots were fired in the direction of a police vehicle at about 7 pm last night, Lieutenant Wikus Weber said. Lieutenant Weber said the vehicle was not hit and the police did not retaliate.

Smokers on the job targeted

STAR 2/6/92

By Shirley Woodgate

Johannesburg businesses are to be subtly targeted by the city council to introduce anti-smoking moves in the workplace.

Speaking yesterday at the fifth World "No-Tobacco Day", the council's health chairman, Marietta Marx, warned that pressure, and not force, would be used to protect all employees in the city.

Urging business leaders to follow the example of her council, which had initiated by-laws to start wiping out smoking in public places, she said: "It's time for the silent majority to stand up and be counted."

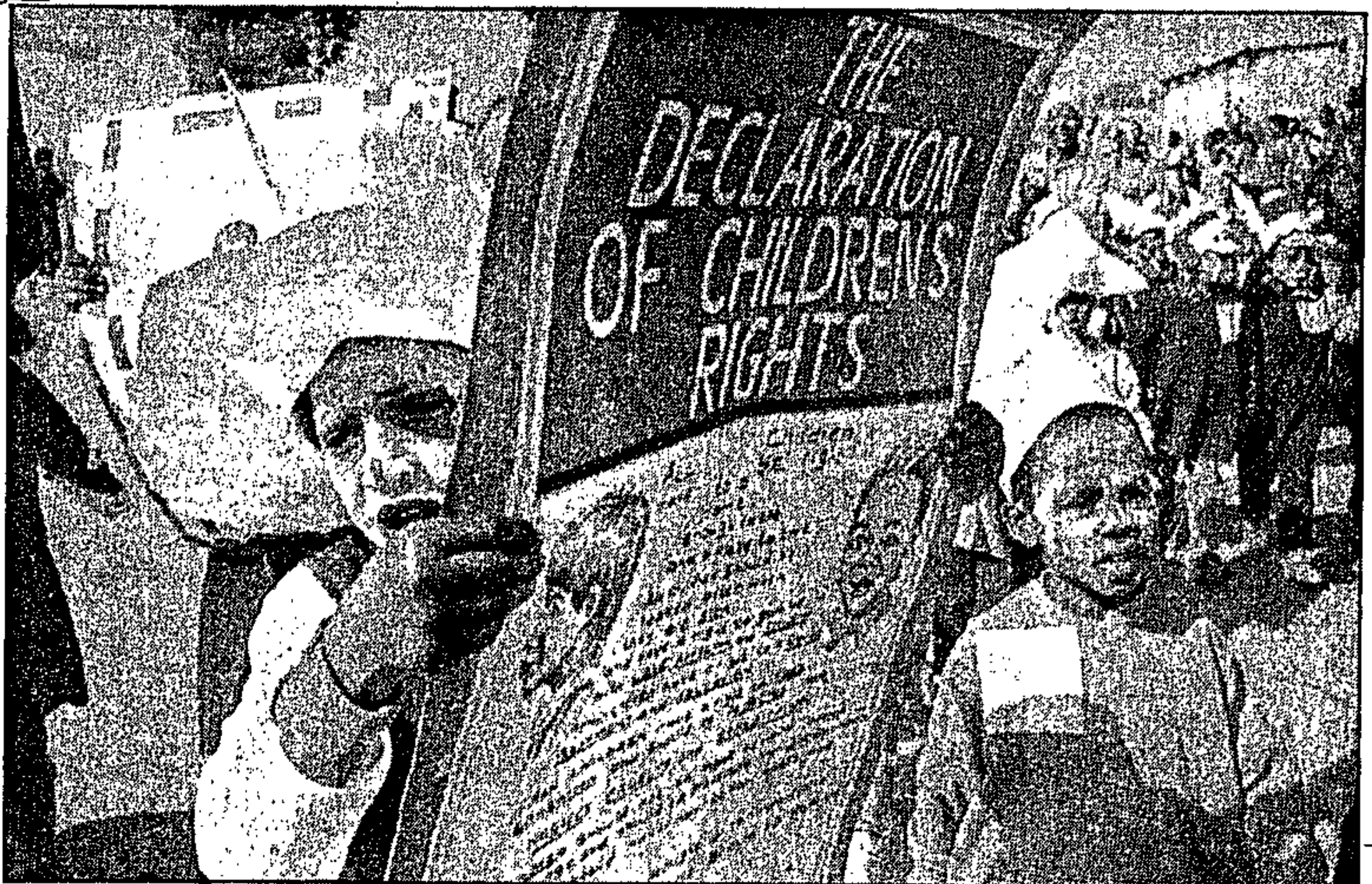
In a speech read last week for Nelson Mandela by National Council Against Smoking's Dr Yusuf Saloojee, the ANC president claimed that smoking now ranked alongside Aids, famine and pestilence as a threat to world health.

His claims were backed by Dr Saloojee, who said that in the light of recent findings, it made economic sense for employers to employ only non-smokers.

Johannesburg director of community health Dr Eric Buch challenged trade unions to back the anti-smoking lobby by placing the issue on the negotiating table.

Natalie Stockton stressed that while the Department of National Health and Population Development, which she represented, had ignored the problems of smoking and passive smoking for years, progress had been made.

"Even President FW de Klerk has not smoked for the past six weeks," she said.



Fancy-dress parade . . . pre-school children march through the streets of trouble-torn Alexandra yesterday to mark the start of International Children's Month.

Picture: AFP

Partnership for city's future

STAR 2/6/92

Staff Reporter

Johannesburg received a boost last night with the launch of the Central Johannesburg Partnership.

The company is the first of its kind to include the community in the traditional link between business and city government.

CJP chairman Cliff McMillan said at the launch that the company did not plan to repeat the work of the city council, but would be using partnership and consensus as its fundamental principles.

Cas Coovadia, general-sec-

retary of the Civic Association of Johannesburg, said the CJP was a prime indicator of the current socio-political climate in South Africa.

"The coming together in a development partnership of three stakeholders who have previously been either hostile to, or suspicious of, each other is a clear sign that we have moved into the development and reconstruction phase of the struggle for a democratic, nonracial South Africa," Mr Coovadia said.

Ian Davidson, representing the city council on the board, said the council realised the

city centre had a vital and necessary future.

"We are committed to making the city centre a safe, pleasant environment and the financial and commercial centre of Africa," he said.

Anglo American Property Services managing director and CJP executive committee chairman Gerald Leissner said that while business was looking for specific action in the short term regarding security, cleaning and maintenance, he believed business should become involved in the funding of longer-term projects for the city.

Detention of 'Klein Koos' extended

329

An application by the police in terms of section 29 of the Internal Security Act to extend Boksburg CP councillor "Klein Koos" van der Merwe's detention period by 14 days was granted yesterday.

Mr van der Merwe faces his third week of detention without trial. It is not known when he is due to appear in court.

He was arrested with 10 other rightwingers when police swooped on their homes a fortnight ago. They were held in connection with a limpet mine explosion at the Rand Easter Show and other allegations. — East Rand Bureau.

STAR 2/6/92

Ex-SADF man held after arms cache found in flat

By Anna Louw
East Rand Bureau

A former defence force employee has been arrested after members of the Johannesburg Robbery Reaction Unit raided a Kempton Park flat and found an arms cache on Monday night.

A police spokesman said Warrant Officer J Buys and Sergeant D Smith went to the flat after receiving information.

They found an ammunition trunk filled with seven live mortars; an R-1 rifle; an anti-personnel mine; and SADF tents and equipment, including secret armament books.

The policeman also found an AK-47 magazine and am-

STMP 3/6/92
munition, more than 700 rounds of R-4 and R-1 ammunition, .99 mm rounds as well as Yugoslav and Russian ammunition, 18 flares and other types of ammunition.

The police bomb disposal unit removed various explosive devices.

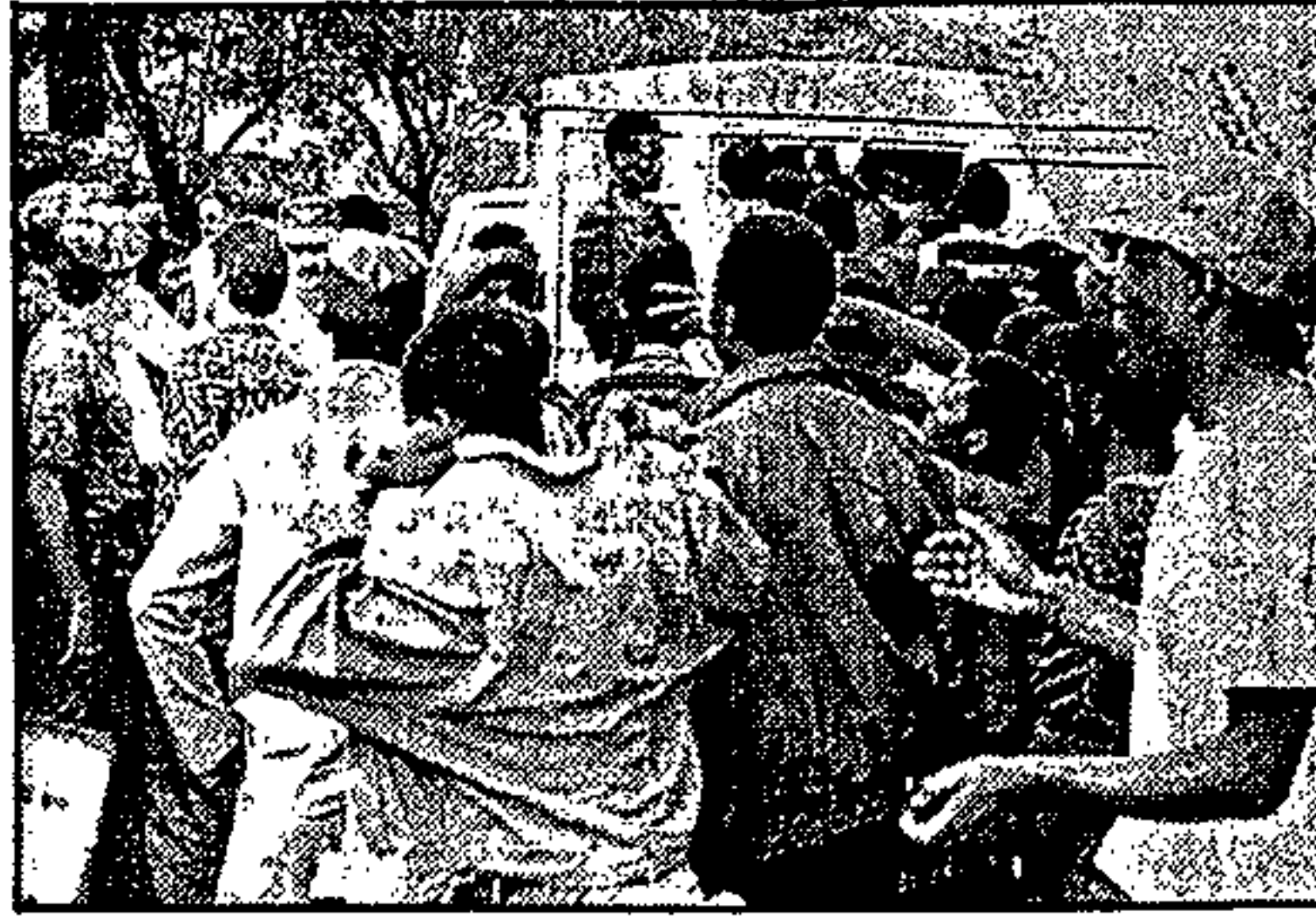
The mortars were detonated, a spokesman said.

The suspect was employed by the SADF for seven years and it is believed that the arms and ammunition were stolen from the stores where he worked.

The man is expected to appear in court tomorrow on charges of being in possession of illegal ammunition and firearms as well as offences under the Explosives Act.

Turfloop protesters detained

STAFF 3/6/92 (329)



Police briefly detained more than 200 demonstrating University of the North students outside the Department of Education and Training head office in Pretoria yesterday. A police spokesman said they were arrested for having illegally gathered less than 50 m from the Magistrate's Court building. The placard-wielding and chanting students demanded the resignation of Education Minister Sam de Beer and the replacement of the "undemocratically appointed university council" with a democratically elected body.

Hector's mother for PAC's service

Sowetan 15/6/92
Sowetan Reporter

THE mother of Hector Pietersen, the first victim of the June 76 uprisings, will speak at the Pan Africanist Congress' commemoration rally at the Jabulani Amphitheatre in Soweto tomorrow.

Mrs Dorothy Pietersen will share the platform with PAC president Mr Clarence Mlamli Makwetu. Hector's sister will also be at the rally.

African cultural groups Bayete and Sakhile will render cultural items during the service.

PAC West Rand spokesman Ntsundeni Madzunya said: "We are urging all the oppressed African masses of our stolen land to highlight the significance of June 16 in our struggling history by attending organised rallies throughout the country."

● June 16 relived - page 10

State declares war on violence

Sowetan 15/6/92 Political Staff

THE State is to give itself drastic new powers - including a toughening-up of detention without trial procedures - in an attempt to curb the continuing violence and intimidation.

New legislation to be tabled in Parliament today aims also to ban private armies, give attorneys-general the power to refuse bail and to drastically streamline court procedures for serious crimes of violence and intimidation.

The Criminal Law Second Amendment Bill, as it is called, was described by a Justice Ministry spokesman this week as a "declaration of war against violence" - although the Bill has raised concerns that the rule of law is again under threat.

New steps to combat violence

CAPE TOWN — Government has put forward drastic measures to combat violence and "intimidation" — with penalties for intimidation being increased to 25 years' imprisonment.

The Criminal Law Second Amendment Bill, tabled in Parliament yesterday, scraps certain sections of the Internal Security Act — but introduces detention without trial for interrogation periods administered by the courts rather than the police.

Under the Bill a magistrate could issue a warrant of arrest for any person he believed might know where weapons were hidden.

The suspect could be held for 48 hours before appearing before a magistrate. Thereafter the suspect would have to appear before a magistrate every 10 days, and could be held indefinitely in this way.

The legislation forms the basis of government's strategy against political intolerance, violence, intimidation and the formation of private armies.

Justice Minister Kobie Coetsee did not in any way refer to any organisation, including Umkhonto we Sizwe (MK), while discussing the section on private armies in a statement, but the terms of the new legislation made it clear

that MK and the AWB would fall into its ambit by virtue of applying to individuals and leaders of organisations.

Any person involved in the control, training or administration of private armies would be severely dealt with and brought to book, unless acting in the pursuit of support for the SA Police or SADF.

Where the organisers were politically motivated they exposed themselves automatically to prosecution.

Security firms and neighbourhood watches would have to apply for exemption from these control measures and this would, in the normal course of events, be granted by the Minister.

The main focus of the measures was to combat intimidation and even shifted the onus of proof to someone suspected of committing the offence.

Where previously the act of intimidation had to have been committed before security forces could act, the new legislation proposed "that a crime had already been committed once fear was inculcated".

Further, other acts which could reasonably be interpreted to instil fear would be considered to be a crime of intimidation.

Most of these harsh sections, including detention without trial in terms of this Bill, carried a sunset clause of one year. (329)

The aim is mainly to create conditions more attuned to conducting elections. (330)

The President can, with the concurrence of Parliament, extend these provisions for a year at a time.

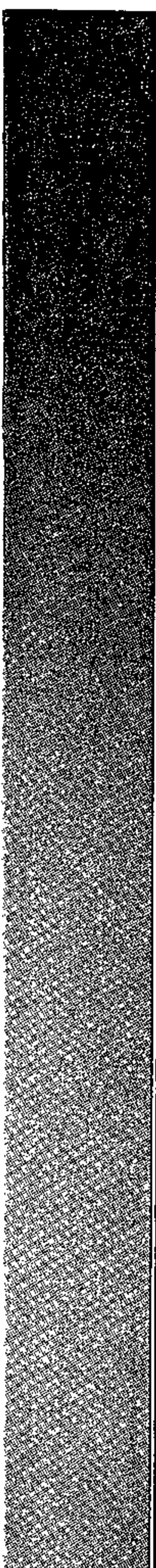
The legislation also specifically targets gun-running and aims to clamp down heavily on automatic weapons being brought into the country from neighbouring countries such as Mozambique and Zimbabwe.

It gives the security forces wide powers to arrest people suspected of knowing the whereabouts of arms caches or hidden weapons.

The Bill also proposes amendments to the Criminal Procedures Act whereby a certificate can be issued by the attorney-general declaring the crime a special crime in respect of crimes of violence and intimidation to speed up the process.

The prosecution and the defence have to have their case arguments ready for trial within 60 days or the court may rule insufficient evidence and set the accused free.

The suspect will not be allowed bail unless the attorney-general has issued written authorisation.



Snoop Bill softened, reprieve for casinos

By Peter Fabricius
Political Correspondent

CAPE TOWN — The Government has agreed to soften some of the harsher provisions of controversial new legislation dealing with telephone tapping, detention without trial and drug-related crime.

Several important changes to Justice Department legislation were agreed to by Parliament's Joint Standing Committee on Justice yesterday:

- All parties agreed that only a judge will be allowed to authorise telephone tapping and mail interception — and not an attorney-general as was originally proposed.

This change was suggested by Democratic Party justice spokesman Tony Leon and was accepted by Justice Minister Koble Coetsee.

The justice committee agreed that telephone tapping can continue for only three months, not

six months as originally proposed.

The crimes for which tapping can be carried out now exclude sodomy, bestiality and malicious damage to property. It will be used only for the most serious crimes.

- The controversial law allowing the Government to summarily cancel the registration of newspapers is to be repealed.

- It now seems that casinos in South Africa have been granted a reprieve because legislation to close loopholes in gambling laws will almost certainly not come before Parliament this session.

Several important changes to the Criminal Law Second Amendment Bill — mostly proposed by the DP — were accepted by the National Party:

- Authorities will be able to hold suspects detained for interrogation on weapons offences for only 30 days, not indefinitely as was originally proposed.

- Lawyers will be allowed access to detainees, and courts

will be able to order their release.

In the original draft of the Bill, suspects could be held indefinitely without trial and with no right to seek a court order for their release. Only officials could visit them.

The Bill, aimed at increasing the State's powers to fight violence and intimidation, sparked a public outcry with charges that the rule of law was being jeopardised.

The justice committee also agreed to several important changes to the Drugs and Drugs Trafficking Bill which gives the State drastic new powers to fight drug-related crimes.

Tough provisions for detaining drugs suspects for interrogation were softened. Suspects can now be visited by lawyers and they must be examined by a district surgeon every five days.

The onus on bank managers and stockbrokers to prove that they were unaware that deposited money came from drug deals has been removed.

STAT 17/6/92

329

Bara nursing students held ⁽³²⁹⁾

POLICE arrested 32 nursing students yesterday at Baragwanath Hospital when they allegedly prevented their colleagues from going to work.

A statement from the hospital public relations officer said the students had assaulted their colleagues at the taxi rank opposite the hospital and on the bridge adjoining Bara.

The move was part of the three-week-old strike by general assistants at more than 20 hospitals in the country. The strikers demand a 15 percent across the board increase and an end to temporary employment. Their union, Nehawu is deadlocked with the Transvaal Provincial Administration over the issue.

Solidarity

After the failure of yesterday's talks, the Government has warned that the strike may lead to patient deaths. *Sowetan*

As the hospital strike gained momentum several incidents were reported yesterday: *19/6/92*

● Nurses at the Tembisa Hospital downed tools in solidarity with the striking workers. They said the TPA brought in a busload of whites to help the patients. The nurses decried the TPA's attempt of portraying the strikers as irresponsible.

● A Nehawu shop steward Mr Lucas Maboja said the nurses at the South Rand Hospital in Rosettenville downed tools also in sympathy with their colleagues in other plants.

● The TPA has reiterated its call for volunteer workers to come forward.

● 1 Garankuwa Hospital chief medical superintendent Dr JJ Crouse said few of the striking workers had returned to work yesterday. "This decision was an indication that the strike was cracking," he said.

APARTHEID BAROMETER

REPRESSIVE LEGISLATION

TWELVE Transvaal townships remain unrest areas. They are: Soweto, Meadowlands, Diepkloof, Dobsonville, Thokoza, Katlehong, Vosloorus, Alexandra, Sharpeville, Evaton, Ennerdale and Sebokeng.

On June 12 the declaration of unrest areas in the magisterial districts of Vereeniging and Randburg was extended for a further three months, says the Human Rights Commission (HRC).

DETENTIONS (329)

THE HRC reports that 21 people are still being held in detention. According to the police one person is being held under section 29 of the Internal Security Act and 20 people have been detained under Section 3 of the Public Safety Act.

SECURITY FORCES

THREE people in the PWV and the Free State have been killed by police or army personnel between June 10 and June 16, according to the HRC. Ten people were injured and 290 were arrested in the PWV, western Transvaal, eastern and western Cape and the Free State. Most of those arrested were members of the National Education, Health and Allied Workers Union who are on strike at various Reef hospitals.

wt mail 19/6-25/6/92

wt mail 19/6-25/6/92

wt mail 19/6-25/6/92

Rush of Bills gives SAP wide powers

STimes 21/6/92

By MIKE ROBERTSON: Political Correspondent

THE government has ended the parliamentary session with a rush of Bills which give extraordinary powers to the police to detain people indefinitely.

The measures — the government insists they are necessary to combat gun and drug running — have been strongly opposed by the liberal opposition.

Democratic Party justice spokesman Tony Leon argues the government has fashioned a club which can be used by a future government to suppress political opponents in the same way that Stalin used insanity laws in the Soviet Union.

In particular, the opposition is angered by the way the Bills have been raced through Parliament — in one case a Bill was tabled on Monday this week and approved on Wednesday night.

The result: differing detention provisions in different pieces of proposed legislation.

Mr Leon said this week

there was no consistency in the sort of safeguards provided in the three pieces of legislation recently approved by Parliament. The legislation in question were amendments to the Internal Security Act, the Criminal Law Second Amendment Bill and the Drugs and Drug Trafficking Bill.

Mr Leon said the amended Internal Security Act made provision for indefinite detention.

But it contained a safeguard: the arresting officer would have to have "reason to believe" the person in question had broken the law.

In addition, after being held for 10 days the detainee would have to be brought before a Supreme Court judge who would then determine whether the detention should continue and whether the reason for the arrest of the detainee was justifiable.

Finally the detainee would be examined, in pri-

vate, by a district surgeon every five days and visited, in private, by a magistrate every five days.

The Criminal Law Second Amendment Bill makes provision for the detention of a person withholding information relating to the possession of specific firearms.

In this case a person can be arrested on the authority of a magistrate whenever it appears to him that reasonable grounds exist for such an arrest.

Mr Leon said the wording "whenever it appears" would be much more difficult for the detainee to set aside than the "reasonable grounds" provision contained in the Internal Security Act.

Doctor

In another variation, this piece of legislation makes provision for the detained person to be brought before a magistrate and not a judge every 10 days.

Finally, it provides that a person may only be held for a maximum of 30 days.

No provision is made for visits in private by either a district surgeon or magistrate.

The drug trafficking legislation, too, contains the wording that a person may be arrested "whenever it appears" to a magistrate that he is withholding information in a drug-related offence.

The detained person may be held indefinitely, must also be brought before a magistrate every 10 days, and will be visited by a district surgeon every five days, although not in private.

No provision is made for

a visit by a magistrate.

During the debate on the "Drugs Bill" Justice Minister Kobie Coetsee argued that it was necessary that the Bill be approved speedily in order to bring SA's drug trafficking legislation in line with the United Nations Vienna Convention.

This would allow SA to become a member of the convention.

However, Mr Leon said that there was no provision in the Vienna Convention for detention without trial.

UN slates SA on exiles

STimes 21/6/92

By EDYTH BULBRING
Political Reporter

THE United Nations this week presented a demarche — one of the most serious forms of diplomatic protest — to the South African government over security force treatment of returned exiles.

The UN High Commissioner for Refugees said it was gravely concerned about clear breaches of the agreement between the government and the ANC on the return of exiles.

The demarche says the breaches posed a serious threat to the future of the repatriation operation.

Talks between the UNHCR and representa-

tives of the departments of Law and Order, Justice and Foreign Affairs were held in Cape Town this week to try to resolve the differences sparked by recent security force action against returned exiles.

On June 8, more than 100 policemen surrounded the Sebokeng Reception Centre around midnight and searched the premises and more than 200 residents.

Concerned

The Vaal Triangle centre is one of several established to accommodate returning exiles in transit to their homes.

The UNHCR said while no one was hurt and there was no damage to property, the incident was frightening for those who had recently returned to the country.

The demarche says the incident occurred at a time when the organisation was already concerned about a pattern of other actions and omissions regarding exiles, primarily by SA security personnel.

These incidents included the arrest and detention of exiles despite their being cleared of all offences before their return.

The UNHCR said it was concerned that during these arrests, and in other incidents against returned exiles, excessive force was used by police not only against exiles, but also against their relatives.

"According to several sources, such activities and the failure to provide security for the returnees have led or contributed to the reported loss of lives of 15 returnees," it said.

Foreign Affairs director-general Neil van Heerden said yesterday the repatriation programme had been a good joint exercise with the UNHCR and that the organisation should not allow incidents like these to spoil it.

"It is inevitable that there will be certain problems but there is no evil intent on the part of the government to circumvent the programme," he added.

He said the matter was being attended to and attempts would be made to prevent further incidents.

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WEATHER AND TIDES

TRANSVAAL: Fine and mild but warm in the north and Lowveld.

FREE STATE: Fine and mild but cold overnight.

NATAL: Fine and warm but cold over the interior overnight.

CAPE: It will be fine and warm but becoming cooler in the Eastern Cape with partly

cloudy conditions along the coast overnight. The Western Cape will be fine and mild but partly cloudy and cold over the south-west and west coast where it will become cloudy with rain. The Cape north of the Orange River will be fine and warm becoming cooler in the west.

	High/Low	High/Low
Cape Town	0045/0843	1245/1817
Mossel Bay	0053/0853	1254/1830
Knysna	0104/0708	1305/1844
Port Elizabeth	0058/0854	1258/1830
East London	0057/0858	1302/1830
Durban	0053/0853	1302/1823
Walvis Bay	0053/0715	1258/1831

BANGKOK

Massacre: Hostel men held

Sowetan 23/6/92

By KENOSI MODISANE

FIVE KwaMadala Hostel inmates have been arrested in connection with last week's Boipatong massacre. (329)

Police spokesman Colonel Dave Bruce yesterday said the men were being detained under emergency regulations.

"Police had initially arrested seven men, but two have since been released," he said.

He said the men were arrested following

a police raid on the hostel yesterday.

Police could last night not say when the five suspects would appear in court.

Meanwhile, the Vaal Council of Churches yesterday announced that local undertakers would be given first preference in the burying of the victims.

Five hostel inmates arrested over massacre

Crime Staff

329

Detectives yesterday arrested five inmates of the KwaMadala hostel in connection with last week's massacre of at least 39 people in Boipatong.

The arrests — made during continuing investigations at the hostel by scores of detectives — were carried out under unrest regulations, ac-

cording to Law and Order Ministry spokesman Captain Craig Kotze.

Police spokesman Lieutenant-Colonel Dave Bruce said the detained men had not been formally charged.

He said police had not established their political affiliations and could not say whether the arrests were a result of tests on

Star 23/6/92
weapons confiscated on Thursday.

Two other men were taken into custody for questioning yesterday but had been freed, he said.

Captain Kotze said the police were determined to get to the bottom of the massacre.

Yesterday the hostel dwellers were still being confined to the premises

as police continued their investigations.

Sapa reports that Iscor, which employs many of the hostel residents, had pledged its co-operation in the investigation.

In a statement, the company said no evidence had been found to support allegations that the attackers were residents of the hostel.

Police detain KwaMadala hostel dwellers

DIRK HARTFORD
and PATRICK BULGER

329

POLICE yesterday detained five people at Vanderbijlpark's KwaMadala Hostel, from which the killers of 39 Boipatong residents allegedly launched their attack last week.

Police spokesman Maj Ray Harrald said last night the men were being held in terms of security regulations and had not yet been charged. *Day 23/6/92*

A force of about 200 detectives yesterday questioned hostel residents in connection with the massacre.

Meanwhile, Iscor spokesman Neels Howatt said the company would consider closing the hostel only if it was found that residents were guilty of the killings, and if alternative accommodation was found for those not implicated.

The company would not accept responsibility for damage to Boipatong homes or for funerals of those killed.

Howatt was responding to demands by more than striking 4 000 Vanderbijlpark workers and Boipatong residents, who have vowed to stay on strike until the hostel is closed. They are canvassing wider support in the Vaal area.

The National Union of Metalworkers of SA (Numsa), which represents many workers in the area, says it has been asking Iscor for more than a year to close the hostel.

Numsa says it has presented Iscor with information to show that KwaMadala is the epicentre of violent attacks in the area.

But Iscor told the union only 300-400 of its employees were housed there, and access was well controlled.

But when Iscor was given information of various non-Iscor employees charged with murder having given their address as KwaMadala, Iscor said its "hostel policy" made provision for wives and children and friends to stay there provided they were properly signed in.

Iscor closed the KwaMadala hostel in 1977, said Howatt. In 1990, after "ethnic conflict" at Iscor's KwaMasiza hostel, about 400 Zulu-speaking migrant Iscor workers illegally occupied KwaMadala.

The company then laid on electricity, lights and water at KwaMadala.

Messina residents to march

THE Messina Civic Association (Meca) and the ANC and PAC in Nancefield township will march to Messina police station on Friday. Meca chairman Abraam Leruli said the march would back demands for the release of teachers arrested in another march. *clp res 28/6/92*

Other demands included the recognition of Meca by the TPA, the closure of a dumping ground in the township and an end to a "unilateral" decision by the "white" municipality to increase tariffs in Nancefield. Leruli said though permission for the march has been sought, the local magistrate had not replied.

(329)

Boipatong: 75 hostel ⁽³²⁹⁾ people held

SEVENTY-FIVE more inmates of KwaMadala Hostel have been arrested in connection with the Boipatong massacre. *Sowetan 1/7/92*

South African Police commissioner General Johan van der Merwe yesterday said the breakthrough came after many hours of intensive investigation into the massacre on June 17.

The investigation had been greatly assisted by the "whole-hearted co-operation of the KwaMadala hostel leadership," Van der Merwe said.

Van der Merwe said "no evidence can be found to substantiate the allegations" that police were involved, which were viewed in a "very serious light".

He once again made an "urgent appeal" to anyone with information to make it available to the police. - *Sapa*.

STEPHANE BOTHMA

POLICE have detained 75 more KwaMadala hostel residents in connection with the Boipatong massacre, bringing the total number of suspects in detention to 81.

Police Commissioner Gen Johan van der Merwe said yesterday the 75 men were being held for questioning after a breakthrough in the investigation into the massacre, which left 42 people dead.

Police would not say whether the suspects were affiliated to any particular political group.

Van der Merwe said police investigations had found no evidence to substantiate allegations that SAP members had been involved in the killings.

He said the investigation had been assisted

Boipatong: 75 more (329) suspects detained

greatly by the co-operation of KwaMadala hostel's leaders.

Soon after the June 17 killings, six hostel residents were detained.

Meanwhile, British academic Peter Waddington, who will evaluate the SAP investigation, arrives tomorrow.

The Goldstone commission's preliminary hearing into the massacre also starts tomorrow.

And Indian former chief justice Judge Bhagwati will join the hearing as an assessor on Thursday.

● See Page 2

Another 75 hostel men detained

STAR 11/7/92

329

Staff Reporters

Police have detained another 75 KwaMadala hostel residents for questioning in connection with the Boipatong massacre of June 17, SAP Commissioner, General Jbhan van der Merwe, announced yesterday.

And the ANC confirmed it had advised township residents not to co-operate with police in their probe into the massacre "because of their alleged complicity in the attack".

Altogether 81 KwaMadala residents are now being held in connection with the massacre, in which at least 45 people were killed. The first six people were taken into custody

- More reports
— Pages 7 and 17.
- Opinion — Page 16.

during police investigations at KwaMadala in which hundreds of hostel inmates were questioned on the days following June 17.

The 81 residents are all being detained under the unrest regulations and have not been arrested or charged.

Last week General van der Merwe announced that investigations had established that between 200 and 300 hostel residents had been involved in the attack.

Police investigations into the massacre were being hampered by a call from local ANC leaders that residents should not make statements to detectives, police spokesman Lieutenant-Colonel Dave Bruce said yesterday.

Colonel Bruce charged that the ANC had "flagrantly disregarded the National Peace Accord" when, in front of police, ANC officials had exhorted residents to refuse to make any statements to detectives.

As a result, not one resident's statement had been received, although detectives had tried to interview the people of the township.

"The SAP finds it extremely disconcerting that an organ-

● To Page 3

Another 75 hostel men held for questioning by police

STAR 11/7/92

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● From Page 1

isation which has squarely accused the police of dragging their heels is deliberately hampering that investigation," Colonel Bruce said.

ANC PWV spokesman Wally Mbele confirmed that residents, on the advice of the ANC, had not given statements to the police.

"The residents went to the ANC and asked whether they should give statements and the ANC told them the police should not be given anything because of their alleged complicity in the attack and because they had taken evidence after previous attacks but had failed to make any arrests," Mr Mbele said.

Colonel Bruce said police were investigating the possibility that the massacre may have been a revenge attack.

He said three people with ties to Inkatha were murdered in the area in the week before June 17.

General van der Merwe said no evidence had been found to link members of the security forces with the massacre, although allegations of police complicity were being viewed in a "very serious light".

Meanwhile, anti-apartheid organisations met in Boipatong yesterday to discuss an indefinite stayaway and consumer boycott in the Vaal Triangle until KwaMadala was demolished.

The meeting was attended by representatives of the ANC-SACP-Cosatu alliance, the Azanian People's Organisation, the Pan Africanist Congress and the Vaal Civic Association.

The chairman of the Vereeniging branch of the Afrikaanse Sakekamer, Hennie Alberts, yesterday said those who were willing to be intimidated into observing calls for stayaways and boycotts had to face the consequences.

He called on businessmen and industries to adopt a "no work, no pay" position and to replace, with jobless whites, any employees who stayed away from work indefinitely.

The cruel kiss of KWAMADALA!

By MOSES MAMAILA

FOUR Vaal residents this week told how they were detained by security forces and driven to the notorious Kwa-Madala hostel where they would be left to the mercy of the hostel-dwellers.

The four, who were in a group of eight, alleged that they were saved from certain death by the presence among them of Siphso Dhlomo (a white young man who renamed himself after disowning his white family).

The men said the captors felt Dhlomo could possibly not be attacked by the inmates, and would live to spill the beans.

Police have confirmed the incident has been reported.

ANC member Oupa Tladi, 32, who was among the group, said: "It was on Sunday evening, at about 10 pm, when we met a roadblock manned by the SADF. They stopped our minibus and ordered the eight of us to leave the vehicle with our hands on our heads. All of us, except Siphso, complied.

"After searching us they recovered a pistol from one of us, who is a policeman. We were then told to board a Casspir."

Tladi accused the soldiers of robbing him of his R100 during the search which was dominated by racist insults.

The Casspir, with registration BDY 396 B, then drove to KwaMadala Hostel, but just before entering the soldiers de-



LUCKY ESCAPE ... Paul Mahlatsi, Oupa Tladi, Siphso Dhlomo and Matthew Mashigo claim Dhlomo's white skin saved them from a gruesome SADF plot. ■ PICS: TLADI KHUELE



ACTION REPLAY ... They held a gun to my head, says Mahlatsi.

'Soldiers wanted hostel inmates to finish us off'

bated among themselves about their plan, the four said.

"Some of them said it would be unwise to kidnap us to the hostel because Dhlomo, who was not a good target, would spill the beans," added Tladi.

The four activists said they could easily identify some of the soldiers involved.

After a lengthy discussion the soldiers drove the

"captives" to the police station in Sebokeng.

Dhlomo said he had laid charges of illegal arrest and intimidation against the soldiers.

"This is a clear indication that the security forces have a killing front with the hostel inmates. If they do not want to commit the murder themselves, they take you to the killing fields at the hostels.

"I will also detail this

information before the Goldstone Commission," he said.

The matter has also been reported to the ANC's legal department.

Paul Mahlatsi, 19, also believes that Dhlomo saved their lives because the soldiers did not want a white man to be killed at KwaMadala.

The eight detained ANC members were reminded that the old SA was still in place when

they were told that Dhlomo could not share a cell with blacks. Dhlomo was taken to Vanderbijlpark police station.

"Ironically," said Dhlomo, "the cell in which I spent the night had a 'blacks only' sign at the door, but all the occupants were white."

Mahlatsi, the youngest of the group, alleged that he was taken to a toilet where he was tortured in a bid to force him to reveal information about the guns being circulated in the townships.

"One of them put a gun on my neck and threatened to shoot me if I did

not give names of people arming the residents," said Mahlatsi.

Mahlatsi and his friends were released the following day without being charged.

Approached for comment, Vaal police spokesman Captain Piet van Deventer confirmed that the eight were arrested under the unrest regulations.

The prosecutor withdrew charges against them, he added.

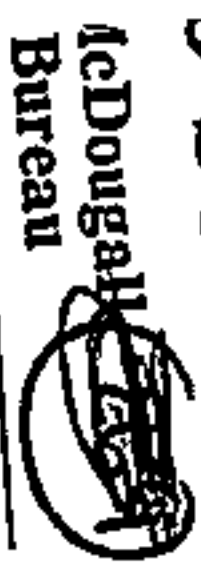
About the allegations of assault and the soldiers' plan to take the eight to KwaMadala Hostel, Van Deventer said police were investigating.

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NOTE
210617

STAR 1017192
Two ANC men arrested

Police on Wednesday arrested two prominent members of the ANC, who they allege were found in possession of a gun, two sets of army uniforms and three balaclavas. (329)

Russian cargo planes and S set to do business



McDougal Bureau
According to Peter Henderson, sales manager of Aviation Sales company and the Russian Aeroplus company. According to Peter Henderson, the aircraft can fly at a speed of 500 km/h and carry a load of up to 7 tons. The Antonov 32, which comes equipped with a full Russian crew, is also designed to carry out short-field landings and take-offs. Mr Henderson said the cost of one plane was about \$6 million (some R16 million) — about one-third less than an equivalent Western aeroplane. The Antonov 32 will be available for demonstration while on display.

Free avos fed many

More than 50 charitable organisations benefited from The Star's free distribution of avocados and tomatoes — which is now over. The 31 tons of avos — too small for export — were given by Paradise Fruits of Tzaneen, and 9 tons of tomatoes by farmer Hans Scheepers of Pietersburg. The Star is indebted to Nissan Truck Hire and Elite Truck Hire, who loaned transport for delivery; Danie Lewis of Contract Staff for manpower; and Record Storage and Management managing director Sidney Hart for R200 for boxes.

AWB man re-arrested

A member of the Afrikaner Weerstandsbeweging, charged with possession of explosives, was rearrested yesterday after successfully applying for a passport. Jeremia Jesaja Bezuidenhout (22), of Pretoria West, was rearrested after he applied for a passport from the Department of Home Affairs. Magistrate Mr J H Bekker extended his R600 bail on condition that he surrender the passport, not apply for another passport and that he report daily to the Pretoria West police station. The case was postponed to August 6. — Court Reporter.

City of London Anti-Apartheid movement, which claims PAC and Azapo support, wants all sporting ties cut until "irreversible change is manifested in a

of planning of violence by the state president or any member of his cabinet. The NP had less to say about some other Goldstone remarks that his rec-

APARTHEID BAROMETTER

DEATHS AND INJURIES

SEVENTY-SIX people were killed and 82 were injured in the PWV, Natal and Free State during the first week of July, says the Human Rights Commission (HRC). The largest number of deaths, 39,

DETENTIONS

THREE are currently 83 people in detention under the Public Safety Act, according to the HRC. The majority are kwaMadala hostel residents who have been detained in connection with the Boipatong massacre. WMA 1017-1617192

African National Congress

member Japie Maphalala, who has been in detention since June 23, has reportedly been on a hunger strike for two weeks.

SECURITY FORCE ACTIONS

THREE people were killed in the PWV and six were injured in the western Cape and PWV area, reports the HRC. In Sebokeng on July 3, three people, including a child, were killed and at least three injured. Residents alleged that police were seen firing indiscriminately at houses. Later that day, when residents attacked police homes, police retaliated.

A total number of 24 people were arrested between July 1 and

WMA 1017-1617192

WMA 1017-1617192

7. On July 3, four men were arrested in Sharpeville for allegedly intimidating people into staying away from work.

On July 6, four senior members of the National Education, Health and Allied Workers Union (Nehawu) were arrested on charges of trespassing.

On July 7 the general secretary of the ANC's Vosloorus branch, Vuyani Mpofo, was arrested at his home.

VIGILANTE RELATED ACTIONS

FIFTY-EIGHT people were killed and 52 injured in the PWV and Natal during the past week, reports the HRC.

Two people died and five were injured in four train attacks in the Johannesburg area. On July 5 in the West Rand, four men were killed when their car was shot at as they drove out of Kagiso hostel.

In Durban on July 1, five people were killed and five injured in a train attack at the Effingham station. On July 3 in Pietermaritzburg, three men and a woman were shot dead and several people injured by an unknown man. The Inkatha Institute reported that the victims were IFP members and supporters.

WMA 1017-1617192

Grave problem

There was chaos at most Soweto graveyards yesterday as a wage strike by Soweto grave diggers entered its fourth week at the weekend. Mourners were forced to delay funeral proceedings after they discovered they had to do the digging themselves. Members of a Dobsonville family spent more than five hours digging this grave. Most Soweto cemeteries are affected.

PIC: MBUZENI ZULU



BOIPATONG WATCH

Today is the 26th day since the Boipatong Massacre. Police have so far made 83 arrests. All are detained under Section 3 of the Unrest Regulations Act. Joe Molefe 13/7/92



60 held after arms found

Sowetan 14/7/92
■ **Section of Vosloorus was
cordoned off and searched:**

POLICE arrested 60 African National Congress members and found grenades, AK-47 rifles and ammunition at two houses in Vosloorus on the East Rand in the early hours of yesterday morning.

ANC regional spokesman Mr Ronnie Mamoepe had earlier claimed that police swooped on a night vigil at the house of George Mashele, a member of the ANC's military wing, Umkhonto we Sizwe, who was killed last week.

Witwatersrand police spokesman Colonel Frans Malherbe said a combined police and army patrol cordoned off a section of the township and searched it.

Their suspicions aroused, the police called for reinforcements, Colonel Malherbe said. - *Sapa*.

60 Vosloorus ANC members arrested

BLOAY

14/7/92

329

STEPHANE BOTHMA

POLICE arrested 60 ANC members in Vosloorus early yesterday and seized two handgrenades, an AK-47 rifle and several rounds of ammunition.

And in two other actions in Natal at the weekend, police said they discovered SADF uniforms allegedly in the possession of ANC members.

The Vosloorus Civic Association claimed the 60 arrests followed a swoop by security forces on a night vigil at the Vosloorus home of Umkhonto we Sizwe member George Mashele, who died last week in a handgrenade explosion at his home.

Six of those arrested had been assaulted by the police, the ANC claimed.

Witwatersrand police liaison officer Col Frans Malherbe yesterday rejected the claims of a "swoop" and assaults by the police as "typical smear tactics" designed to cast suspicion on police activities.

He said a routine SADF-SAP patrol spotted a large group of men gathered around a fire in the East Rand township.

When the group was approached, it very suddenly broke up and people ran in different directions, Malherbe said.

The reaction of the group caused the security force members to believe that "something suspicious had been transpiring" and they decided to cordon off and search the area, he said.

Police found two handgrenades behind a fridge and 15 rounds of AK-47 ammunition hidden in a hole in a garden. At another house they found an AK-47 assault rifle, 9mm ammunition and 12-bore shotgun ammunition. The search party found 60 men hiding in the vicinity. They denied knowledge of the arms and explosives, he said.

They were taken to the Vosloorus police station where six men claimed they had

been assaulted by police, but refused to make statements.

"At no stage during the operations did the search party have any reason to believe they were interrupting a night vigil. Had these men not reacted ... by running away and hiding, the security forces would not have done anything."

Meanwhile, Sapa reports that police in Durban arrested an ANC member who was allegedly in possession of an SADF uniform.

The man was arrested at an ANC meeting at Glebelands Hostel south of Durban on Sunday.

The arrest followed the discovery of an assortment of SADF uniforms at Umlazi on Friday, also allegedly in the possession of prominent ANC members.

WILSON ZWANE reports Transkei leader Maj-Gen Bantu Holomisa said yesterday his government had no intention of ever arresting MK and Apla members for carrying weapons because it had "unconditionally" unbanned these organisations.

Holomisa said there were "informal" communication lines between his government, the ANC and the PAC which had been established to exchange intelligence and to ensure that members of the two liberation movements were not harassed.

ANC spokesman Saki Macozoma said the arrangement — made in 1990 — between his organisation and the Transkei government minimised conflict.

In terms of the arrangement, MK and Apla members arrested by the Transkei police for carrying weapons are freed after their identities have been confirmed by their leaders.

(329)

Arms: MK member held

The actions of former exile and Umkhonto we-Sizwe member Mabandla Alfred Wulana, arrested for possession of arms last week, were a purely criminal matter, the ANC said yesterday. Wulana and two other people were arrested in Port Elizabeth last week after allegedly being found in possession of an AK47 rifle, two other firearms and ammunition. The arrests followed what police say was a "foiled robbery attempt". The men will appear in court on August 10.

STAR 16/7/92.

BAROMETER

weSizwe member George Mashele, who was killed on July 7.

On July 13 in Botshabelo, Free State, police arrested 146 members of the National Education, Health and Allied Workers Union (Nehawu) who were staging a "sleep-in" at Pelonomi Hospital. All of them appeared in court on July 14 on charges of trespassing and were released on R30 bail.

DETENTIONS

THERE are 83 people detained under the Public Safety Act. Eighty-one are kwaMadala hostel residents arrested in connection with the Boipatong massacre. Another detainee African National Congress member Japie Maphalala is still on hunger strike, says the HRC.

SECURITY FORCE ACTIONS

A TOTAL of 217 people were arrested between July 8 and July 14. On Sunday in Vosloorus police arrested at least 60 people. They were taken into custody after police found a cache of AK47, shotgun and 9mm ammunition, an AK47 rifle, an RGD 42 hand grenade and a F1 hand grenade at houses in the township.

According to the HRC, the residents claim that police also assaulted several people who were attending a night vigil for Umkhonto

18 ANC members held 329

East London police arrested 18 ANC members on Thursday after they occupied the city council's mayoral offices and refused to leave when requested to do so. ANC's regional chairman Andrew Hendricks was among those arrested and later released. STAR 17/7/92

Hostel men charged

BOIPATONG SEQUEL After the

deaths of about 40 people Madala

Hostel residents are to appear in

court today.

Sowetan 20/7/92.

By Abbey Makoe

SEVENTY-eight Kwa-Madala Hostel dwellers are set to appear in the Vanderbijlpark Magistrate's Court today in connection with the massacre of more than 40 Boipatong residents on June 17.

Five other inmates were freed last Friday. Police media liaison officer, Captain Nina Barkhuizen, said there was insufficient evidence implicating the released five, who were detained under unrest regulations.

The 78 suspects were also released with the other five on Friday but police immediately threw them back in jail.

They cleared the 78 under unrest regulations, which stipulate a maximum detention period of 30 days, but their freedom abruptly ended when police hastily re-detained them under Section 50 of the Criminal Procedures Act.

Fourteen of the men had brought an urgent application for their release against the Minister of Law and Order.

The suspects, including a 15-year-old youth were on their 17th day in detention when they filed their applications. They are being held at John Vorster Square under Section 23 of the Unrest Regulations Act which allows for 30 days' detention without trial.

Their application for release was postponed and was to have been heard in the Rand Supreme Court at a future date but this is now doubtful as they are to be charged.

The applicants have been identified as: Bhekisiza Mkhata, William Ganzu, Tebogo Magubane, Thomas Songweni, Mghobodo Mongele, Elpheus Nkomo, Mazibutse Sodas Nywezi, Madonseta Sibusiso, Hunter Ndlovu, Maghuzumana Ndwandwe, Philemon Motsei, Johannes Ndwandwe, Phillip Mgcina and the 15-year-old youth.

Barkhuizen could not give the names of the freed five. She said police investigations were continuing and that more arrests were possible.

Meanwhile Iscor, the owners of the controversial KwaMadala Hostel, has set September 21 as a deadline for the full integration of the inmates into another hostel, Kwamasiza.

At the moment, KwaMadala Hostel would be divided by a steel wall, which was already under construction, Iscor said.

The iron and steel giant added that a section of the hostel adjacent to the road would be closed.

In a statement issued to the media, Iscor accused the National Union of Metalworkers of South Africa (Numsa) of a "breach of good faith" for going public about the plans.

4 Ancyl men held after ³²⁹

Soweto sit-in

STAR 2017192

Police arrested four ANC Youth League (Ancyl) leaders on Saturday, hours after the activists staged a sit-in at the Diepkloof police station in Soweto.

The sit-in formed part of the ANC-led mass action campaign to "occupy" State buildings until demands, such as an end to violence and the installation of an interim government, were met by President de Klerk.

A march and rally scheduled to take place in Mamelodi and Atteridgeville at the weekend as part of the ANC, SACP and Cosatu campaign for mass action failed to materialise.

ANC PWV region spokesman Ronnie Mamoepa blamed late arrangements.

In Cape Town yesterday, 31 people were arrested after they occupied Ravensmead Police Station.

The arrests followed a march staged earlier yesterday in Ravensmead under the auspices of the local ANC branch to highlight the high crime rate, especially in the Uitsig area. — Staff Reporter and Sapa.

Ruling on held hostel 78 awaited

STAR 20/7/92

Crime Staff

(329)

(207)

Police have said that 78 detained inmates of KwaMadala hostel will appear in court in Vanderbijlpark today in connection with the Boipatong massacre on June 17.

Captain Nina Barkhuizen yesterday said Transvaal Attorney-General Dr Jan D'Oliveira would decide before the court appearance whether to prosecute the 78 for public violence, murder or both. This follows a police statement on Friday that cases of murder and public violence against the 78 had been handed to the A-G's office.

Captain Barkhuizen said charges against the 78 under the unrest regulations were dropped on Friday and that they were being held in terms of section 50 of the Criminal Procedure Act, which provides for detention for up to 48 hours.

● In a statement on Friday, Iscor accused the National Union of Metalworkers of SA of a "breach of faith" for making public details of sensitive negotiations being conducted around the closure of KwaMadala hostel and the relocation of its residents. Iscor expressed concern that "incorrect assumptions" could be drawn from the premature release of details before consensus had been reached on all points.

Iscor stressed, however, that it would not allow the "lack of good faith" to jeopardise the process of finding a solution to all aspects of the problem.

"For the record", it had been agreed that the hostel would be divided by a steel wall, that a section of the hostel closest to the road would be closed, and that residents from this section would be moved to the western side of the hostel.

Eskom to electrify schools

ESKOM will spend nearly R2-million on the electrification of 84 schools countrywide this year, and has plans for more than 100 others to be linked to its grid before the year-end, a spokesman said yesterday. *Sowetan 21/7/92*

He said the utility, which last year introduced electricity to 10 schools, had firm plans for 84 schools and was identifying 116 others for electrification before the end of the year. - Sapa.

25 arrested after sit-in

TWENTY-FIVE youths were arrested yesterday after they occupied the town council's offices in Mohlakeng, near Randfontein. *(329)*

West Rand police spokesman Major Henriette Bester said about 30 people had gone to the offices to demand the Government's resignation.

A charge of trespassing was laid and 25 of the protesters were arrested. *Sowetan 21/7/92*

They were expected to appear in the Randfontein Magistrate's Court late yesterday. - Sapa.

Giwu funeral plans

MR MICHAEL Malizo Giwu (68) of 7124 Malie Street, Orlando West, Soweto will be buried on Thursday at Avalon cemetery.

The service will be at his home at 9am and the cortege leaves at 10am.

25 arrested after sit-in ⁽³²⁹⁾

TWENTY-FIVE youths were arrested yesterday after they occupied the town council's offices in Mohlakeng, near Randfontein.

West Rand police spokesman Major Henriette Bester said about 30 people had gone to the offices to demand the Government's resignation.

A charge of trespassing was laid and 25 of the protesters were arrested. *Sowetan 21/7/72*

They were expected to appear in the Randfontein Magistrate's Court late yesterday. - Sapa.

219 held in alliance campaign

Staff Reporters

329

STAR

21/7/92

At least 219 people were arrested in the Transvaal yesterday as the ANC alliance's regional mass action campaign rolled into action with a spate of predominantly peaceful sit-ins across the Reef.

An ANC spokesman said last night that Pretoria civic leader Titus Mafolo and four other ANC demonstrators were arrested at 8.30 pm during a sit-in at the SABC's Pretoria offices.

The ANC's media department regional head Aubrey Mokoena and Civic Associations of Southern Transvaal member Mohammed Dangor staged a sit-in at the SABC's Auckland Park offices, leaving only at 9.30 pm when the Media Workers' Associa-

tion of SA reached a wage settlement with the SABC.

ANC national executive member Rockey Malebana-Metsing and three other activists conducted a sit-in at the offices of the Bophuthatswana National Development Corporation (BNDC) in Rivonia, Sandton.

They left after handing over a memorandum protesting against alleged repression in Bophuthatswana and urging the release of political prisoners and the homeland's reincorporation into South Africa.

Earlier, Mr Malebana-Metsing and nine others were locked out of the Bophuthatswana Consulate in Johannesburg, where they staged a brief sit-in protest.

Another five protesters were shut out of the

BNDC offices in Pretoria.

ANC spokesman Ronnie Mamoepa said the ANC was "fairly optimistic" that the campaign had started with a "great measure of success — save for the arrests which we think were unnecessary". He said the protests were non-violent.

However, a police spokesman said some protesters "were not only part of illegal gatherings but in some instances serious crimes were committed".

The SAP warned that "uncontrolled and illegal gatherings" could heighten the potential for violence.

A total of 109 demonstrators, including the president of the Central Transvaal Civic Associations, Father Smangaliso

Mkhatshwa, were arrested outside the Transvaal Provincial Administration building in Pretoria.

And in Diepkloof, Soweto, police said 80 protesters were arrested at the local police station for trespassing and were in custody last night.

Twenty-five youths were arrested after they occupied the town council's offices in Molekeng, near Randfontein.

Five National Education, Health and Allied Workers' Union (Nehawu) members were arrested after staging a sit-in protest at the Hillbrow Hospital, the TPA said.

The protest followed a meeting between Hillbrow Hospital's senior superintendent Dr Trevor Frankish and Nehawu, at the union's request, to discuss the violence related to the strike.

Mass action: 345 arrested

ILLEGAL DEMOS

Sowetan 22/7/92
Hundreds arrested in (329)

countrywide protest actions:

Sowetan Reporters and Sapa

A TOTAL of 345 people have been arrested countrywide during the ANC's mass protest action since Monday.

In a total of 27 protest actions countrywide on Monday alone, 273 people were arrested for trespassing and participating in illegal demonstrations, police said in their unrest report yesterday.

An estimated 16 000 people took part in isolated mass actions.

At Worcester in the Western Cape four people were arrested for participating in an illegal placard demonstration at the court buildings.

At Bohlokong, Bethlehem, in the Free State, extensive damage was caused to a private vehi-

cle when it was set alight.

Damage was also caused to a construction vehicle and a delivery vehicle when they were set alight at Motherwell in the Eastern Cape.

In another incident in the area a private vehicle was damaged in a stone-throwing incident.

At Uitenhage in the Eastern Cape 19 people were arrested for participating in an illegal demonstration at the court buildings and at Bruntville in Mooi River, Natal, a section of a hostel was damaged when it was set alight.

At Murchison in Port Shepstone, Natal, three men armed with AK-47 rifles fired at three men at a bus stop, wounding them. They also fired at security force members who arrived at the scene.

Police returned fire, killing one of the attackers.

In Pretoria, 103 people were arrested for participating in an illegal placard demonstration at the TPA building and at Silverton, also in Pretoria, five people were arrested for trespassing on SABC premises.

At Kagiso in Krugersdorp, a lorry was damaged and a policeman injured in a stone-throwing incident.

At Evaton, near Vereeniging, a man was killed when gunmen fired at him with an AK-47 rifle and at Tokoza, near Alberton, police found the body of a man with hack wounds.

A man was killed and three people injured in Alexandra when a gunman fired at them with a pistol.

Four men and a woman were arrested for trespassing at Hillbrow Hospital in Johannesburg.

At Mohlakeng in Randfontein, 25 people were arrested for trespassing at the council offices.

Hundreds held over protests

By Thabo Leshilo
and McKeed Kotlolo

329

Hundreds of people were arrested on the Reef yesterday for illegal sit-ins and demonstrations on the second day of the ANC alliance's Transvaal mass action campaign.

This follows the arrest of over 200 people on Monday, when several Government-owned buildings were occupied.

Yesterday, about 400 demonstrators were arrested at the Hillbrow Hospital, police said. More than 50 people were arrested for trespassing after occupying the Carletonville Magistrate's Court and police station.

Eight members of the Mamelodi branches of the ANC, ANC Youth League and SACP occupied the Mamelodi police station, demanding an independent inquiry into the death of activist Stanza Bopape, who died in police custody in 1986.

A delegation of ANC, SACP and Cosatu activists, led by SACP regional executive member Dr George Mukhari, was refused entry to the Bophuthatswana embassy in Pretoria.

Five people were allegedly arrested for staging a sit-in at the Orlando Magistrate's Court, but a Soweto police spokesman could not confirm this.

About 2 400 Post and Telecommunication Workers' Association members joined the

mass action campaign by starting a strike yesterday at North Rand branches of Telkom, Potwa general-secretary Mlungisi Hlongwane said. Workers were also demanding that township hostels be demolished after buses taking Potwa members to work were attacked near Meadowlands hostel.

The ANC yesterday denied that its "peace and democracy" campaign was a failure because few people had turned up to occupy Government buildings.

ANC PWV spokesman Ronnie Mamoepa said the campaign had been planned to involve small numbers of people, so that access to targeted buildings would be easier.

He said the ANC was planning a series of activities for this week, culminating in major marches in Pretoria and Johannesburg on Saturday.

● Eleven people arrested at the SABC and TPA offices in Pretoria on Monday are expected to appear in the Pretoria Magistrate's Court on Friday on charges of trespassing.

A northern Transvaal police spokesman said 114 people, including 103 arrested during an illegal demonstration outside the TPA building, were charged and released on warning.

The 103 are due to appear in court on August 11 on charges of taking part in an illegal gathering or demonstration.

Hundreds held in police crackdown on protesters

Staff Reporters and Sapa

Police continued their crackdown on protesters yesterday as the ANC-led alliance intensified its mass action campaign, targeting Reef chain stores, the Rand Supreme Court, the Pretoria Central Prison and Government buildings.

Arrests ran into hundreds countrywide. In the Port Elizabeth area 243 demonstrators were apprehended, nine people were allegedly injured by the police and several vehicles were burnt.

At least 146 people were arrested in the Pretoria area. The ANC has alleged that two people were shot dead and two injured by police in Heilbron in the Free State when demonstrators attempted to march on the local court.

The Government yesterday lashed out at the countrywide campaign. Deputy Foreign Af-

fairs Minister Renier Schoeman said in Durban that the campaign had created an explosive situation and could lead to a serious escalation of violence.

The Star was unable to reach the ANC's directorate of information and publicity for comment last night, but PWV region spokesman Ronnie Mamoepa said mass action on the Witwatersrand had so far been overwhelmingly peaceful.

Scuffles broke out yesterday outside the Rand Supreme Court between demonstrators and policemen. Mr Mamoepa said 39 people had been held but police put the figure at 21.

Mr Mamoepa said 40 people were arrested in Sebokeng and 14 at the Katlehong Magistrate's Court.

At Pretoria Central Prison former political prisoners Carl Niehaus and Derek Hanekom staged a sit-in to demand the release of political prisoners.

At the Rand Supreme Court, ANC Women's League activists handed a memorandum to the

Attorney-General's office.

Scores of demonstrators in central Johannesburg and Pretoria occupied chain stores, causing congestion, said Mr Mamoepa.

Pretoria police said 41 people were arrested at Rosslyn police station, another 41 at the Rosslyn offices of the Department of Internal Affairs and 64 at the Pretoria Supreme Court.

The ANC said nine of its members occupied TPA offices in Pretoria for the second time. Earlier, five people were detained.

Eastern Cape News agencies reported that in a move related to the mass action campaign, a planned visit to Port Elizabeth by the State President's wife, Marike de Klerk, was cancelled after ANC threats to disrupt the visit.

In Korsten, police fired stun grenades into a crowd of toy-toting ANC supporters as they prepared to march to the municipal housing offices to hand over a set of demands.

STAR 23/7/92

Sowetan 23/7/92
Protests: 700 held

PROMINENT African National Congress figures, including veteran leader Mrs Albertinah Sisulu, were among people engaged in mass protest action yesterday.

Meanwhile, the number of those arrested in protest action has risen with more arrests reported countrywide. Since Monday about 700 people had been put in custody. (329)

The police confirmed that 452 people were arrested for participating in an illegal sit-in at Hillbrow Hospital and 51 were arrested in the Potchefstroom area for "several sit-ins".

The sit-ins are part of the ANC PWV region's Peace and Democracy Campaign.

Mass action campaign jams retail outlets

ANC, Cosatu and SACP members jammed checkout points and inconvenienced hundreds of customers at retail outlets in Johannesburg and Pretoria yesterday.

As the mass action campaign continued police arrested 240 people in Port Elizabeth after an illegal demonstration at Livingstone Hospital. And in Pretoria 146 people were arrested after various protests.

These arrests, together with others on the Reef, bring the number arrested to 1 000 since the start of the mass action campaign this week, Reuter reports.

In Pretoria senior ANC officials Carl Niehaus and Derek Hanekom occupied a Pretoria Central Prison office for more

WILSON ZWANE

than two hours to highlight the ANC's demand for the release of political prisoners.

ANC PWV spokesman Ronnie Mamoepa said ANC Women's League regional secretary-general Lindiwe Maseko led the action at Clicks, OK Bazaars and Pick 'n Pay in protest at food prices.

A Pick 'n Pay spokesman said people entered the store, filled up baskets and trollies with goods and came to the tills where their purchases were rung up.

"They then refused to pay, saying they did not have money," the spokesman said. Goods were then abandoned at the tills.

A Clicks spokesman confirmed that a similar incident occurred at the chain-store's outlet in central Johannesburg.

No arrests were made in connection with protests at the chain stores.

A Correctional Services spokesman said Niehaus and Hanekom did not stage a sit-in at Pretoria Central. He said the ANC officials were on a visit to the prison when they asked the prison's commander to forward their memorandum of demands to the commissioner of prisons.

Niehaus said they had refused to leave the prison after visiting a prisoner until

□ To Page 2

Retail outlets

their petition had been faxed to the Commissioner of Prisons.

Meanwhile, people continued to be arrested on the Reef yesterday as they participated in sit-ins and other demonstrations at government buildings.

Mamoepa said 39 people were arrested for demonstrating outside the Rand Supreme Court building. ANC deputy president Walter Sisulu's wife Albertina and 12 other ANC/SACP/Cosatu alliance members who had occupied the court building were not arrested.

He said the 13 left the court after they

had secured an appointment to see Witwatersrand Attorney-General Klaus von Lieres today to discuss the violence.

However, police said only 21 people were arrested for demonstrating outside the court.

The ANC PWV region yesterday said it had not planned to march on the Johannesburg's John Vorster Square yesterday to demand the release of political prisoners. A march on the police station and another on the Union Buildings would be held on Saturday, the organisation said.

● Picture: Page 3

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Intimidation is still rampant **SAP**

THE arrest of more than 400 people during the past six months on charges of intimidation contradicted various organisations' claims that intimidation was not their policy, SAP Internal Stability Unit chief Lt-Gen Johan Swart said yesterday.

He also said 5 143 people were arrested by the unit for various crimes ranging from murder to public violence during the six-month period.

STEPHANE BOTHMA

The unit confiscated more than 1 000 shotguns, pistols, homemade weapons and hunting rifles plus almost 6 000 rounds of ammunition.

It manned 15 1564 roadblocks, in which almost 112 000 vehicles and more than 335 000 people were searched. Rape-related arrests saw 266 apprehended.

5 143 arrested (329)

A TOTAL of 5 143 people have been arrested by the South African Police's Internal Stability Units on crimes ranging from murder and public violence to intimidation over the past six months, police said yesterday. (22)

Over this period the ISUs took possession of more than 1 000 shotguns, pistols, homemade weapons and hunting rifles and almost 6 000 rounds of ammunition. More than 400 people had been arrested for intimidation and 609kg of dagga with a street value of R609 000 and about 4 000 Mandrax tablets with a street value of more than R57 000 confiscated.

Sowetan 24/7/92

In just three days ... ²⁴¹⁷⁻³⁰¹⁷¹⁹² (329) one thousand arrests

THE "march to democracy", initiated by the tripartite alliance of Cosatu, the South African Communist Party and the African National Congress, resulted in the arrest of about 1 000 people around the country.

MONDAY:

●More than 200 people were arrested in the PWV area.

●One hundred and eight protesters were arrested for demonstrating inside and outside the Transvaal Provincial Administration offices in Pretoria and five people, including Father Smangalis Mkhatswba, were arrested for occupying the building.

●Five members of the Central Transvaal Civic Association were arrested after staging a sit-in at the Siliverton offices of the SABC in Pretoria in support of the media workers' strike.

●At Hillbrow Hospital, five National Education, Health and Allied Workers' Union members were arrested after staging a sit-in, and at Diepkloof police station in Soweto 80 people were arrested after occupation.

●Twenty-five youths were arrested on trespassing charges after they occupied the town council's office in Mohlakeng, near Randfontein on the west Rand, demanding the government's resignation.

●Also on the west Rand, a clash between thousands of Kagiso residents

and the security forces was prevented by community leaders after angry youths had thrown stones at police, slightly injuring one in the face. Protesters had marched to the local police station to deliver petitions demanding an improvement in living conditions in Kagiso and backing calls for an interim government.

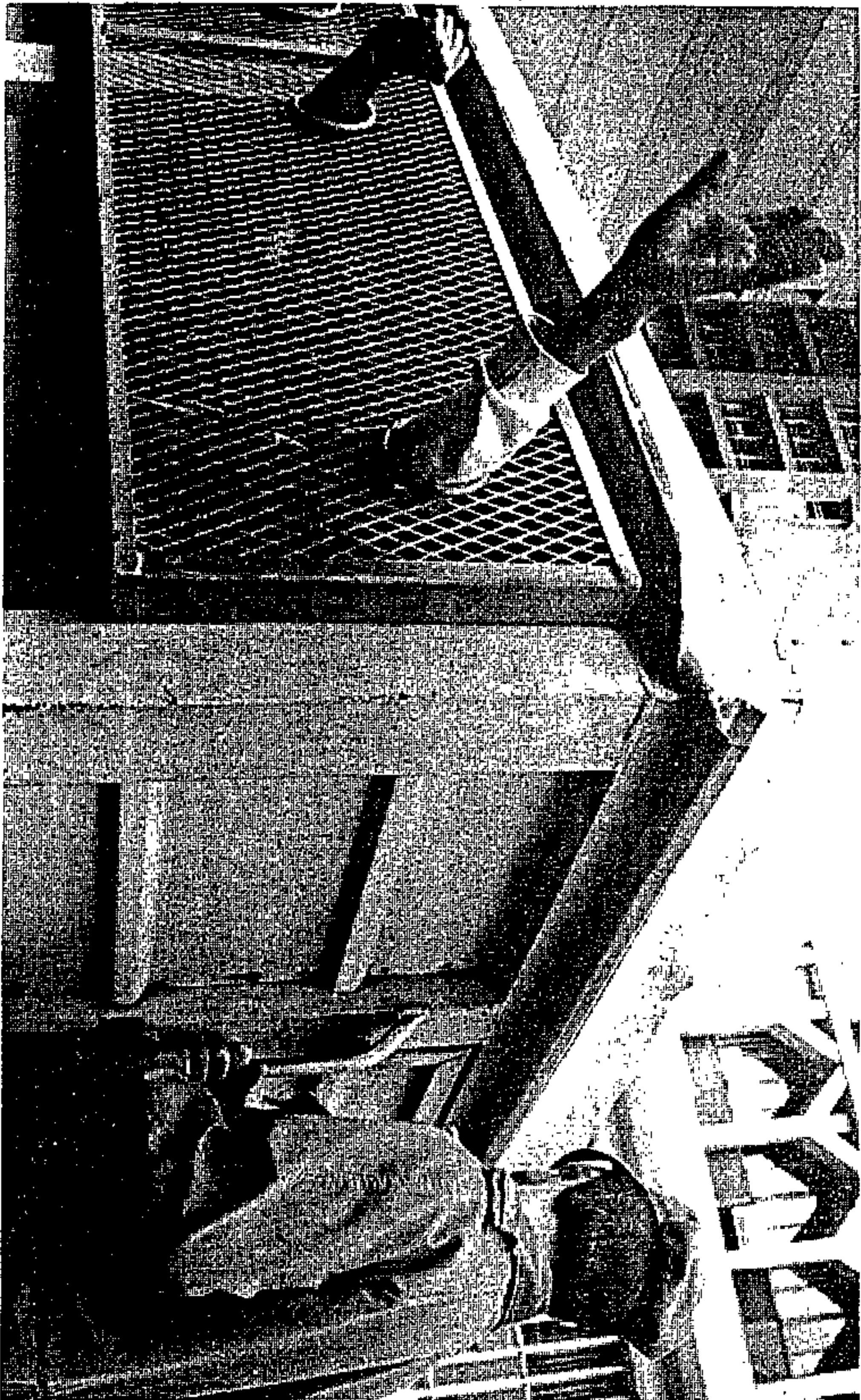
●Ten people, led by Bophuthatswana dissident and African National Congress national executive member Rocky Malebane-Metsing attempted to occupy the Bophutha-tswana consulate. After being locked out, they headed for Sandton where they occupied the Bophuthatswana National Development Corporation premises.

●Nineteen people arrested in Uitenhage for holding a placard demonstration outside the magistrate's court were arrested late in the day.

TUESDAY:

●Police arrested more than 50 people in Carletonville on the west Rand after they allegedly occupied the magistrates court and police station

●About 1 000 ANC supporters gathered at Port Elizabeth's Market Square as senior regional officials staged a brief sit-in at the city hall, delivering a memorandum to the National Party MP for Algoa Park, Frans Smith. Thereafter the crowd moved to the offices of the Department of Home Affairs where



Still defiant ... Protesters are driven to John Voster Square to be charged

seven ANC executive members were staging a sit-in at the offices of the director-general, Willem Espag.

●At Adelaide in the eastern Cape about 4 000 people picketed shops and government buildings.

●More than 40 people who occupied the magistrates' court in Zwelitsha, Ciskei, were arrested. Residents of Zwelitsha, Keiskammahock and Mzimshane claim to have been teargassed and assaulted by Ciskei security forces.

WEDNESDAY:

●Ex-political prisoners and ANC members Carl Niehaus and Derek Hanekom occupied the Central Prison offices in Pretoria to protest against the detention of political prisoners

●About 40 ANC supporters were arrested outside the Rand Supreme Court in Johannesburg when they tried to occupy the building. While the arrests were taking place, Albertina Sisulu and other senior members of the ANC Women's League presented a memorandum to court officials.

●The Transkeian town of Butterworth was brought to a standstill after crowds had barricaded roads. In Qumbu, demonstrators burnt the homeland flag and replaced it with an ANC flag.

●The situation was tense but quiet in Dimbaza, Ciskei — the scene of violent clashes between residents and security forces during the week.

●More than 50 people were arrested in Kuruman in the northern Cape after occupying the regional services council and court buildings.

Clampdown on Vaal defence units

Clippings 26/7/92
POLICE have arrested 16 people in Sebokeng in an apparent crackdown on defence units. (329)

Police spokesman Col Dave Bruce disclosed that 13 people were arrested at one house and the police found a 1,3 mm gun, two shotguns and various items of police uniform.

At another house, police found an SAP radio battery, 9 mm and AK-47 rifle cartridges. Four men were arrested but one was shot dead by the police when he tried to escape after robbing a policeman of his gun.

Bruce said the police believed the houses quartered defence unit members who were aligned to political organisations responsible for chaos and mayhem in the Vaal.

"At present we do not want to point fingers but in the past ANC members had been found in possession of police uniforms. But what are these people doing with the SAP uniforms?" he asked.

16 arrested in OFS march 329

POLICE arrested 16 ANC supporters who marched on the Villiers, Free State, police station on Saturday demanding the release of fellow activists charged with malicious damage to property. *Sowetan*

Major Chris Bothma said they were in a group of 50 protesters. Earlier ANC official Mr Sam Mokoena alleged that police had opened fire on demonstrators.

Sapa. 27/7/72

Unit arrests 400 for intimidation

Crime Staff

(329) (84)

More than 400 people have been arrested for intimidation by the Internal Stability Unit (ISU) alone in the first six months this year, according to ISU chief Lieutenant-General Johan Swart.

This was despite claims by political organisations that intimidation was contrary to their policy, General Swart said in a statement released last week.

He warned that the police would take stern action against those guilty of intimidation, which was a despicable offence as it involved the violation of the rights of individuals.

Between January 1 and June 30, the ISU had arrested 711 people for assault, 298 for attempted murder, 370 for murder, 186 for rape, 80 for attempted rape, 482 for robbery, 156 for attempted robbery, 776 for theft and 377 for housebreaking.

STAL
Assaults

Twenty-four people had been arrested for assaults on police officers, 136 for arson and 19 for malicious damage to property.

The unit had also arrested dozens of people for miscellaneous offences, such as drunk or negligent driving, using dirty language in public and dealing in li-

quor over the same period.

Members of the unit had seized more than R609 000 worth of dagga and Mandrax tablets with a street value of more than R57 000.

They arrested 246 people for dealing in dagga and 221 for possessing the drug.

The ISU had also confiscated 188 shotguns, 485 pistols, 343 home-made firearms, 44 hunting rifles and nearly 6 000 rounds of ammunition and arrested 213 people for possessing unlicensed firearms.

More than 15 000 roadblocks had been manned and more than 5 000 cordon and search operations carried out by the unit.

Govt probes custody deaths

LAW and Order Minister Hernus Kriel has ordered a report on every death in police custody in the past two years, a government spokesman confirmed yesterday.

The move followed allegations at the weekend by Johannesburg pathologist Dr Jonathan Gluckman that deaths in police detention occurred almost on a weekly basis. He told the Sunday Times he had "opened his files" in an attempt to stop the continuing killings of prisoners in police custody. **B10A4 27/7/92**

Killings in police custody had continued unabated and he had been called on to perform post mortems at a rate of about one per week, Gluckman said.

The reports ordered by Kriel would be

STEPHANE BOTHMA (329)

compiled internally by the police, Law and Order spokesman Craig Kotze said.

"We are now trying to establish a factual base for Gluckman's allegations before the Minister will comment," Kotze said.

Gluckman said he had decided to go public after direct appeals to President F W de Klerk to investigate the matter proved fruitless.

He had performed post mortems on about 200 people who had died while in detention, of which he believed 90% "were killed by the police".

Gluckman called for a commission of

To Page 2

Deaths **B10A4 27/7/92**

inquiry into deaths in detention and urged government to ensure that all such deaths were investigated at an open inquest and not departmentally.

The deaths did not constitute manslaughter or culpable homicide, but straightforward murder by the police, Gluckman told the Sunday Times.

In reaction, DP Law and Order spokes-

(329) man Peter Gastrow said Gluckman's allegations — if substantiated — would amount to serious criminal conduct and a gross violation of human rights.

"Once again, an internal police investigation will not clear up suspicions. Credible outsiders need to be part of an open investigation which would result in firm action against those found guilty."

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Police move in to arrest demonstrators who had occupied the Jeppe Street Post Office in Johannesburg on Saturday. Those arrested appeared in the Johannesburg Magistrate's Court the same night.

Pic: PAT SEBOKO

ANC 400 charged

Southern 27/7/92

Sit-in staged at Johannesburg's main post office:

MORE than 400 ANC supporters arrested for staging a sit-in at Johannesburg's main post office were being released yesterday with a warning to appear in court in two weeks time.

Police spokesman Lieutenant Wilkus Weber said the 460 protesters arrested on Saturday faced charges of trespassing.

The ANC said 500 people had been arrested in the hour-long occupation of the central Jeppe Street Post Office.

The protesters, who are residents of Palm Springs in the Vaal Triangle, were highlighting demands for health and educational facilities in the area, a spokesman said.

Shock new cell death

■ **ROW GROWS** Storm over disclosures of deaths in detention grows with another death behind bars:

Sowetan 28/7/92
ANOTHER man has died while in police detention as the storm over Dr Jonathan Gluckman's disclosures rages.

The pathologist has received several death threats for saying that the causes of most of the deaths he has investigated pointed to police assaults. The Minister of Police is investigating the allegations.

(329)
Police say Bongani Edward Makhubela (20), who was arrested in connection with the theft of a firearm, "collapsed and died" in the Vosloorus police station on Sunday.

An East Rand police liaison officer said yesterday a post-mortem would be conducted into his death.

See story page

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Youth dies in custody

■ **DEATH THREATS** State pathologist says he has been threatened for revealing that detainees were allegedly murdered in custody:

Sowetan 28/7/92
By Kenosi Modisane

ANOTHER prisoner died in police custody yesterday morning hours after a top State pathologist accused police of taking part in deaths of prisoners.

Mr Bongani Edward Makhubela (20) of Legodi Street, Vosloorus, in the East Rand died at the local police station yesterday morning.

East Rand police spokesman Captain Ida van Zweel yesterday said Makhubela collapsed and died in his prison cell about 12.45am.

Makhubela's death follows that of a 19-year-old Sebokeng youth which prompted Jonathan Gluckman to make public his examinations on prison deaths.

The body of Simon Mthimkulu of Sebokeng was discovered in the veld about 12 hours after he had been arrested on July 14.

Gluckman, who has examined corpses of about 200 prisoners went public at the weekend with revelations that police accounted for 90 percent of deaths in detention.

Gluckman yesterday said he had received five death threats a day after he went on record to reveal that many police detainees were murdered while in custody.

Besides the anonymous death threats, Gluckman said he had also received three threatening calls.

Meanwhile, Law and Order Minister Mr Hernus Kriel has ordered a comprehensive police report on Gluckman's claims, dealing with

deaths of police detainees over the past two years.

The report is to be completed within a fortnight.

Kriel was also reported to have called a high-level meeting on the issue with senior officials in Pretoria yesterday.

The African National Congress said in response the fact that it had taken an independent pathologist to bring the facts to public attention was a reflection of the lack of accountability within the police.

The ANC welcomed Kriel's call for a full report. "But the police cannot, and should not, investigate themselves.

"It is imperative that a full, public independent investigation be conducted, and the police officers directly and indirectly involved, as well as their station commanders, be brought to justice."

The chief State pathologist in Pretoria, Professor Johan Laubscher, who conducted the post-mortem on Steve Biko, yesterday said he had never worked on a case in which the police were responsible for the death of a detainee.

The Black Sash has called for an independent inquiry into Gluckman's allegations.

36 teachers held after sit-in

By David Katz

Police yesterday arrested 36 teachers who staged a sit-in at a Soweto school for the handicapped to demand the reinstatement of a dismissed colleague, a spokesman for the local branch of the South African Democratic Teachers' Union said.

Sadtu spokesman Oupa Mpetha said teachers had occupied the J.C. Merkin School for the Handicapped after talks with the school's management had deadlocked.

STAR 28/7/92
Soweto police confirmed the arrests. The teachers were freed and told to appear in court on September 10.

Mother to sue over son's death

By Brian Sokutu

(329)

A Sebokeng mother whose son died in police custody, plans to sue Law and Order Minister Hernus Kriel.

Mapeseka Mthimkulu yesterday told The Star of her shock and grief following the claims by top pathologist Dr Jonathan Gluckman that her son, Simon (19), had been killed by police.

Dr Gluckman said on Sunday it was Mr Mthimkulu's death that prompted him to make public his belief that police had been responsible for about 90 percent of the 200 deaths in custody he had investigated.

Mr Mthimkulu was one of four youths arrested in the Vaal township on July 14. The other three were subsequently released and have made statements to lawyers in which they alleged they had been tortured.

Sakhalo Maseko (16) and Joubert Radebe (16), two of the



Grief-stricken . . . Mapeseka Mthimkulu and husband Mvula, whose son died while in police custody.

Picture: George Mashinini

STAR 28/7/92

three youths detained with Simon, yesterday emerged from hiding to show The Star scars they claimed had been left from wounds inflicted by the police.

Relating the circumstances in which she discovered his death, Mrs Mthimkulu said her son's friends, detained with him, said they had left him lying at the

police station after he told them he was "tired".

"I later went to the Sebokeng police station and told police that Simon did not come back. Police could not tell me his whereabouts and asked for his picture, which we did not have."

She later found her son's body in the Sebokeng mortuary.

Death of suspect who 'collapsed' in police station to be probed

31 DAY 2817192

A YOUNG man suspected of stealing a firearm "collapsed and died" at the Vosloorus police station on Sunday — the day independent pathologist Dr Jonathan Gluckman claimed detainees were being killed by police.

Witwatersrand police liaison officer Capt Ida van Zweel said in a statement the death of Bongani Edward Makhubela, 20, was receiving urgent attention.

"A post mortem will be conducted by pathologists to establish the cause of death and all relevant evidence will be submitted to the attorney-general for his decision," she said.

No action had been instituted against anyone because no evidence of any offence regarding Makhubela's death was available at this stage, Van Zweel said.

Meanwhile, Law and Order Minister Hernus Kriel met Justice Minister Kobie Coetsee yesterday to discuss Gluckman's claims that he had performed post mortems on about 200 people who had died in police detention and that about 90% of them had been killed by their captors.

Gluckman went public with his findings after several Cabinet ministers, including

STEPHANE BOTHA

President F W de Klerk, failed to respond to his appeals. Gluckman had approached De Klerk with his claims in November last year.

A spokesman for De Klerk said yesterday that when Gluckman's allegations were received by the President, the matter was immediately referred to Kriel.

"The president was giving Gluckman's allegations serious and urgent attention," the spokesman said.

He said De Klerk would not deal with the

issue in a piecemeal fashion and a comprehensive statement would be issued. It would be incorrect to infer there was any undue delay by the President.

Kriel and Coetsee were expected to announce the steps they would take within the next few days, a source said.

At the weekend Kriel ordered reports on all deaths in police custody in recent years and said either a judicial commission of inquiry would be set up or attorneys-general would appoint a judge to lead inquest proceedings to investigate the allegations.

However, by late yesterday afternoon

Death probe

31 DAY 2817192

the pathologist confirmed.

Gluckman performed the post mortems referred to on the instructions of attorneys acting on behalf of families of the deceased. He was often present when state pathologists performed post mortems.

A police spokesman said all unnatural deaths in detention were subject to investigation and were referred, accompanied by a pathologist's report, to an inquest court. If these deaths were obviously caused by criminal conduct, a police investigation was launched immediately.

Independent pathologists like Gluckman — briefed by family members or interested parties — testified at and submitted their post mortem reports to such inquest courts, he said. Inquest findings were then sent to attorneys-general for decision.

Several human rights, legal, medical and political organisations responded to the allegations and said the claims reflected the lack of accountability within the

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police force.

Kriel's decision to call for an internal investigation was criticised and the ANC said the police should not investigate themselves.

The CP said in a statement yesterday Gluckman's claims were "astounding" and if true, these deaths in detention should be strongly condemned.

Being a medical doctor who had taken the Hippocratic oath, Gluckman had a duty to disclose such information, the CP said.

The Human Rights Commission said yesterday it had records of 130 — mostly political — prisoners who had died in detention since 1963.

In a report, the commission listed names of the dead and also "official or alleged" causes of death. These included 29 people who hanged themselves.

Other alleged causes included an "accidental fall from the 10th floor", strokes, kidney failure and slipping on soap.

Gluckman had not been approached by investigators and no request for access to his files had been received, he said.

Gluckman said since his claims were published on Sunday, he had received six telephonic death threats.

"Life is short so enjoy it while you can," one of the callers told Gluckman, who said that he paid no attention to the calls.

Senior police officers visited Gluckman yesterday morning to obtain a statement from him about the threats, but Gluckman would not make a statement, police and

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Cell death claims still pouring in

FORENSIC pathologist Dr Jonathan Gluckman is by no means a lone voice levelling the accusation that members of the police force appear to continue to inflict torture and death with disturbing regularity.

A chorus of support for his position has issued from monitoring groups and lawyers. Like Dr Gluckman, they deal with deaths in custody and deaths due to allegedly unjustifiable use of force by the police. But lawyers also deal with numerous living victims of alleged police torture and assault.

According to the Human Rights Commission (HRC), "politically related" deaths in custody have occurred twice as frequently during the era of negotiations as they did during that of the "total onslaught". Figures compiled by the HRC put the total number of deaths for 1984 to 1989 at 29, and that from January 1990 to date at 28.

The HRC records 12 deaths in custody in the first six months of this year alone, comparing unfavourably with the worst periods on record — 1976 and 1977 — when 13 deaths were counted in each year.

Mohamed Navsa, director of the Johannesburg office of the Legal Resources Centre (LRC), said his staff were concerned about the number of requests they were getting from families to represent them at inquests. "We strongly support Dr Gluckman's position that there should be an inquest in open court for every death in custody," Mr Navsa said.

He added that the LRC still saw numerous cases of alleged police assault.

"I don't think this is related to an orchestrated police effort. It just seems that a Rambo-istic psyche prevails. We don't have many political cases; assault seems to be prevalent even in criminal matters," he said.

The HRC ascribed ongoing deaths in custody largely to a police culture which "is such as to hold black life in low regard. Throughout the police force, not only within the ranks of the security police, there is an attitude which justifies the use of torture and other brutal methods carrying a high risk of death in waging a war against a perceived enemy."

Only the ending of minority

Torture and deaths in custody have not waned in the age of negotiations, lawyers say in the wake of Dr Jonathan Gluckman's claims of police culpability.

By JO-ANNE COLLINGE.

rule could break this culture, the HRC argued, adding the warning that the retention of detention without trial legislation was "a sure recipe for torture and for the inevitability of deaths as a consequence of such torture".

However, according to lawyers and press files, many of those who die in custody or who allege torture were not held under security laws, but as suspects or potential informants in criminal matters.

For instance, in May this year Johannesburg wage clerk Kathleen Brookstein laid charges against three members of the Soweto Murder and Robbery Squad who allegedly stripped her naked and subjected her to sexual assault, electric shocks and suffocation during interrogation about the theft of money. No charges were laid against her.

Drowned

One of the men she accused is Sergeant Stephen Bouwer, who was allegedly involved in the June 1990 interrogation of two Soweto women, Vivienne Makgobe and Sibongile Zamisa. They also alleged that they were electrically shocked at Protea police station and instituted a large civil claim.

Bethuel Maphumulo, arrested on December 11 last year for robbery, died two days later. Police said he had drowned in the pool at Soweto's Protea police station while trying to escape. Post-mortem results indicated multiple injuries and strangulation as the likely cause of death.

Attorney Norman Manoim of Cheadle, Thompson and Hayson indicated that these types of allegations were by no means rare. His firm still received regular complaints of severe assault by the police.

Typically, he said, assault was alleged to take place soon

after arrest under the Criminal Procedure Act, not during security law detention as in the past. The drop in the use of security law detention explained the virtual disappearance of publicity-generating court action to restrain the police from unlawful assault.

"Urgent applications were made because people were in detention, often incommunicado, and didn't have access to the outside world for help," Mr Manoim said.

An attorney with a law firm doing extensive work in the Vaal Triangle stated that virtually every client who was arrested in that area had reported assault by the police.

"In March I had seven youths for whom I did an after-hours bail application. They were in a complete state — blood dripping down them, blood on their clothes, one with a damaged jaw, another had been painted white," the attorney said.

The cloak of secrecy that surrounds interrogation and the absence of disinterested witnesses inevitably hinders judicial inquiries into individual cases of torture and death in custody. But the difficulties of inquiry are scarcely reduced in cases such as that of Thumi Padi and his girlfriend, Nokuzola Ncalo, who were shot dead by police in Phiri, Soweto, just over a year ago.

The question is whether the police use of force was justifiable. The police statement at the time of the Padi case was that they had acted in self-defence when Mr Padi, a former detainee, attacked them with a hand grenade. But family members claim the pair were shot dead in bed.

The inquest has not yet been concluded.

The controversy in the Padi case finds echoes in the deaths of other political activists, such as former MK members Rangwane Lefhiedi of the Vaal and George Mashele of Vosloorus — both of whom died during police action at their homes.

When Dr Gluckman decided to "go public" on the implications of the physical battery he had seen, he had in mind a pattern formed by about 200 cases.

Law and Order Minister Hernus Kriel has responded by promising a "full-scale" investigation of deaths in custody. □

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Man dies at police station as row rages

STAR 28/7/92

By Bronwyn Wilkinson

A storm of controversy continues to rage around pathologist Dr Jonathan Gluckman's allegations that police have been killing people in their custody.

While medical, legal and political organisations demanded an independent inquiry into custody deaths, a man "collapsed and died" in custody in Vosloorus police station, police said.

The 20-year-old man who died on Sunday had been arrested for stealing a firearm and police promised a full investigation into his death.

The Medical Association of SA (Masa) yesterday demanded an independent inquiry into deaths in police custody and said doctors should be bound by the Tokyo Declaration guideline that doctors "shall not coun-

tenance, condone or participate" in torture.

Masa called on all members of the medical fraternity to support doctors who were threatened because they abided by the principles of the Tokyo Declaration.

Dr Gluckman's allegations — he said that about 90 per cent of 200 deaths in police custody he had investigated had been caused by the po-

● Cell death claims pouring in — Page 19

lice — caused an outcry from legal, human rights and political groups yesterday.

Since going public with his allegations on Sunday, Dr Gluckman has received at least five death threats.

While organisations demanded an independent inquiry into deaths in custody, Dr Gluckman said he had faith in the men in the top echelons of the police force and would be satisfied with a police investigation.

"The problem is on the ground. The lower rungs of the police are totally out of control," said Dr Gluckman, who conducted a post-mortem on Steve Biko in 1977.

Minister of Law and Order Hernus Kriel on Sunday promised that the allegations would be investigated. He ordered a full report from the police, within 14 days, on the facts surrounding all deaths of people in police custody over the past two years.

Two top State pathologists said yesterday they had personally never seen cases where police had killed people in custody.

Chief State pathologist

● To Page 3

break-ins: s arrested

burg Regional Court today.

The guards have been linked to 11 break-ins in Johannesburg's northern suburbs, Lieutenant Wikus Weber said yesterday.

Lieutenant Weber said stolen goods including office equipment and video recorders worth R50 000 had been recovered. More arrests were expected. He denied that a policeman was also involved.

Last night Armed Response managing director Errol Feldman described the arrests as "horrrifying".

Outcry after allegations by pathologist

STAR 28/7/92

● From Page 1

Professor Johan Laubscher said he had never worked on a case where the police had been responsible for a death in custody. Sapa quoted him as saying that many people committed suicide in police custody.

"It happens in all legal systems round the world that prisoners die in detention, but South Africa is specifically sensitive to the problem."

Another State pathologist, who asked not to be named, told The Star he was aware that people died in custody, "but that does not mean they were killed

The doctor said he had come across "one or two" cases where police had assaulted detainees who later died. "But they did not actually die at the hands of the police."

The Department of National Health said in a statement it was not the duty of a pathologist to decide who was responsible for a death. "The only task of the pathologist is to determine the cause of death."

The SA Council of Churches said Dr Gluckman's revelations confirmed its own observations and commended him for his

The ANC called for an independent public investigation into the allegations. The PAC said State violence was fuelling a deep distrust of the security forces.

The Black Sash questioned the effectiveness of an internal inquiry, saying it could be manipulated by the State. The Legal Resources Centre called for "an inquest in open court in relation to every death in custody".

● Cell death claims pour in — Page 19.

Gluckman not called to inquests for 18 months

STEPHANE BOTHMA

INDEPENDENT pathologist Dr Jonathan Gluckman, who claims his post mortems showed multiple deaths of detainees at the hands of policemen, has not been called to testify in an inquest during the past 18 months.

Gluckman said he received briefs from attorneys representing families of the deceased or organisations such as Lawyers for Human Rights.

Reports were handed to clients and after that Gluckman had no control over what happened to his findings.

Gluckman said informal inquests were not held in an open court.

A Justice Department spokesman said last night all deaths in police custody were subject to an inquest. Every inquest finding was available to the public and was referred to the attorney-general.

All documents, including independent post mortem reports, were referred to a presiding officer — a judge or a magistrate — who decided whether the inquest would be formal or informal, the spokesman said.

"If the circumstances of death are cut and dried, the presiding officer makes a final decision there and then. This procedure constitutes an informal inquest."

However, if the documentation

raised questions, the presiding officer called for a formal inquest where witnesses would be called to testify. The presiding officer did not have complete discretion and was bound by strict guidelines.

An attorney-general had the power to prosecute, reopen the inquest or accept the findings.

Meanwhile, President F W de Klerk said last night independent pathologist Dr Jonathan Gluckman was "unfortunately" not informed about a comprehensive investigation into his claims of detainees dying at the hands of policemen.

De Klerk said this fact had apparently created the impression that government had not given the allegations the urgent attention they deserved.

De Klerk said that on receiving allegations from Gluckman he arranged for the Law and Order and Correctional Services Ministers to discuss the allegations with the pathologist.

"Gluckman expressed his satisfaction with the procedure that was followed."

Another letter from Gluckman, which De Klerk received early last

month, was given to Law and Order Minister Hernus Kriel for urgent investigation and a report-back to De Klerk. A more comprehensive investigation was ordered, but Gluckman was not told of its progress.

In London, Archbishop Desmond Tutu said the SAP needed to carry out a "massive purge", Sapa-Reuter reports.

Tutu, on a six-day private visit, described Gluckman as "exceedingly courageous. These are some of the things we have always suspected".

Inkatha yesterday joined the call for an independent judicial inquiry into the claims.

Spokesman Ed Tillet said Inkatha rejected an internal police probe because of the suspicion that this would amount to a police cover-up or manipulation by the state.

The SA Council of Churches called on security force members who had information on practices which they had reason to believe were not consonant to their duty, to come forward.

"Police as well as prison warders must be accorded some form of protection which will enable them to testify to the truth on the circumstances surrounding the death of prisoners," the SACC said.

● Comment: Page 10

Man dies in custody

Sowetan 30/7/92 (329)
■ **DEATH PLUNGE** Row over deaths in detention

worsens as another suspect dies in custody:

A ROBBERY suspect, who was in police custody, fell to his death at a block of flats in Hillbrow, Johannesburg, early yesterday.

The death worsens the row over suspects dying in police custody. The furore started when pathologist Dr Jonathan Gluckman alleged that some prisoners had died after being maltreated by police during

investigations. Witwatersrand police spokesman Warrant-Officer Andy Pieke said the suspect had been arrested by members of the Brixton and Vereeniging Murder and Robbery units. Brixton Murder and Robbery chief Colonel Chris Earle visited the block of flats to investigate.

See story page

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Another suspect dies in custody

Sowetan 30/7/92
■ **'FATAL LEAP'** Police accompanied him to

point out accomplice in Hillbrow: (329) ~~329~~

By Kenosi Modisane

A PRISONER died in police custody yesterday morning, three days after another cell death made headlines.

Police said yesterday a 29-year-old robbery suspect - they did not identify him - plunged eight floors to his death at a block of flats in Hillbrow, Johannesburg.

Yesterday's incident brings to four the number of people who have died in police custody within 18 days this month. All the men had not appeared in court before their deaths and police said they were all robbery suspects.

Witwatersrand police spokesman Warrant Officer Andy Pieke said yesterday the man who died yesterday was arrested in connection with a robbery in Vereeniging.

Pieke said the suspect went with police to Cresthill Flats in Hillbrow where he was to point out accomplices hiding there.

"He then climbed over a barrier and fell to his

death. A full investigation and an inquest into his death has been opened," Pieke said.

On Monday morning another suspect, Mr Bongani Makhubela (20), of Vosloorus, East Rand, "collapsed and died" in his cell at the local police station.

The body of 19-year-old Mr Simon Mthimkhulu, of Sebokeng, was found in a veld on July 14 after he had been arrested by the Vaal police.

His death prompted senior pathologist Dr Jonathan Gluckman to make startling revelations of police killings of prisoners in detention.

On July 11 Mr Harris Salukazana (46), an employee of AECI in Modderfontein, died at Hillbrow Hospital while in police custody.

The South African Chemical Workers' Union last week marched to the Modderfontein police station to demand an independent investigation and an autopsy on Salukazana's death. They also demanded the suspension of the two policemen involved in his arrest.

Township youths kill ANC leader

AN ANC member in Naledi, Soweto, died after being attacked by youths on Tuesday night, the ANC said yesterday.

Soweto police liaison officer Capt Joseph Ngobeni confirmed Shasha Merohle's death, but could not verify the ANC's claim that there was a link between the killing and an earlier arson attack on another ANC member's home. "At this stage a case of murder is being investigated. The motive has not been established," Ngobeni said.

ANC PWV spokesman Ronnie Mamoepe said Merohle, the Naledi branch secretary, was shot by youths when he went to investigate an arson attack at the home of Katang Masemola. Two ANC members with Merohle escaped unhurt. The youths were allegedly pupils at the Thomas Mofolo Secondary School.

Mamoepe said the attack seemed to stem from a weekend incident in which two Thomas Mofolo schoolboys tried to rape a girl at Masemola's home. The girl was rescued by Masemola's brother, but the boys returned with a group of friends and allegedly attacked the Masemola family with beer bottles. Two schoolboys were killed in the confrontation. Masemola, his father and "other children" were injured, Mamoepe said.

He said the boys had returned on Tuesday night "and set alight Mr Masemola's home and another house nearby".

An ANC team of regional organisers is investigating the incident. Mamoepe appealed to Naledi residents "not to engage in acts of revenge as this can only lead to a cycle of violence." — Sapa.

Coetsee's invitation to Gluckman

JUSTICE Minister Kobi Coetsee said yesterday he had invited independent pathologist Dr Martin Gluckman to supply him with a list of inquests Gluckman considered contentious.

Coetsee said such a list and any evidence Gluckman might have which would not have been available to the presiding judicial officers at the time of the inquests would be forwarded immediately to the attorney-general of the region concerned.

The attorney-general could decide to have any inquests reopened, Coetsee said. Meanwhile another robbery suspect died while in police custody yesterday "by jumping to his death" from the eighth floor of a Hillbrow flat, police said.

STEPHANE BOTHTMA (329)

The death of the 29-year-old suspect was the second this week in police custody and came in the wake of the storm caused by Gluckman, who claimed regular killing of detainees continued.

Witwatersrand police liaison officer W/O Andy Pike said the suspect, taken to a block of flats in Hillbrow by detectives, allegedly jumped over the banister on the eighth floor to his death.

Meanwhile, the National Association of Democratic Lawyers yesterday joined the call for an independent investigation into Gluckman's allegations.

Massacre probe by police is under fire

MOOI RIVER — Police investigations into the massacre of 18 people in Mooi River's Bruntville township in December last year came under severe criticism at a Goldstone commission inquiry yesterday.

A legal representative for the Bruntville peace committee described as "a monumental blunder" omissions in the investigation that led to the withdrawal of charges against 172 suspects. (SAPA) 30/7/92

At the commission's second sitting in Mooi River this year to investigate political violence in nearby Bruntville, the investigating officer into the massacre said he had not seen or acted on evidence led during the first Goldstone inquiry into the December 3 and 4 killings as he did not think it would have relevance.

It was pointed out to W/O Johan Benade, by Howard Varney representing the Bruntville peace committee, that 24 affidavits had been presented to the first commission's sitting in January that would have helped his investigation since he had been unable to obtain statements from ANC supporters.

Lack of evidence caused violence charges against 172 Bruntville hostel dwellers to be provisionally withdrawn.

Benade at first said he was unaware what the January Goldstone sitting was investigating, but under stern cross-examination by the commission's J J du Toit he conceded he knew it would be looking into the massacre. Several other flaws in his investigation were highlighted during cross examination, many of which Benade agreed should have been better attended to.

Among others he failed to take blood samples, collect evidence at the scene or carry out forensic tests in an attempt to identify the killers. His investigations at the scene were confined to taking photographs.

Benade said investigations were continuing and he would make the necessary adjustments.

The three-day inquiry ended uncompleted with chairman Prof Dirk van Zyl Smit adjourning proceedings until September 2. — Sapa.

Kriel details probe progress as third prisoner

A THIRD death in police custody was reported this week as Law and Order Minister Hernus Kriel denied pathologist Dr Jonathan Gluckman's claims of government indifference to reports of the killing of detainees by policemen.

Ambrose Xola Macakathi, 30, was found hanging from a cell window at the Protea police station in Soweto yesterday. He had allegedly torn his pillow into strips, which he used to hang himself. Police said no foul play was suspected at this stage.

On Wednesday a suspect fell to his death from the eighth floor of a Hillbrow block of

flats, while allegedly leading police to an accomplice. Another suspect died at the Vosloorus police station on Sunday.

Kriel yesterday listed the progress made in investigations into seven deaths in custody mentioned by Gluckman, but said only in two cases had findings been made by an inquest. These findings were being reviewed by the attorney-general.

Kriel said in another case — the death in detention of Daniel Mokgalaka on November 1 last year — two policemen had already been charged with murder and their trial would be heard on August 25.

BIDAY 31/7/92

STEPHANE BOTHMA

The decision of the attorney-general was being awaited in the alleged murder in detention of Duke Sene, who was arrested on January 15 this year on a charge of resisting arrest. A murder docket was opened and submitted to the attorney-general on May 26, Kriel said.

Three cases — the deaths of Joseph Koetz on January 18, Simon Sieema on May 14 and Simon Mthimkulu on July 15 — were still being investigated and evidence would be made available to the attorney-

in a week is found dead

general as "quickly as possible".

On the two inquests, Kriel said Columbus Maqobo was arrested in Vanderbijlpark on a charge of armed robbery on July 23 last year. On the way to a magistrate, where Maqobo was to make a voluntary statement, he complained of a pain in his chest and died shortly afterwards.

A state pathologist could not find external signs of assault or injury and could not determine the cause of death. The magistrate who conducted a formal inquest could not make a finding and the docket was referred to the Transvaal attorney-

general.

Only then did an attorney representing the family of Maqobo contact the attorney-general with claims he had evidence that Maqobo had been assaulted.

"Four months have elapsed since the inquest, and despite repeated requests statements have still not been given to the attorney-general by the attorney," he said.

The second inquest — where a finding was made that Armstrong Yisake had committed suicide by hanging himself with a belt on August 22 last year — had

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Kriel

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been reopened by the attorney-general.

In the case of Yikase, Gluckman had performed a second autopsy at the family's request. His findings were sent to their lawyer. Only after the formal inquest was concluded and Gluckman informed of the finding, was Gluckman's post mortem report made available to the state, said Kriel.

"It is now up to the attorney-general, in the light of further evidence, to decide whether the inquest should be reopened."

About Gluckman's claim that authorities did not pay attention to his requests to look into the death of detainees, Kriel said after receiving an SAP report on the cases

mentioned by Gluckman, he decided to have a more comprehensive investigation launched into deaths in police custody since January 1 1991.

As a result of this, and further investigations which exceeded Gluckman's original requests, an unavoidable delay resulted which gave him the impression that proper attention was not given to his request.

Kriel said this wider investigation would be completed shortly. He invited Gluckman to bring forward other cases.

Last night the Johannesburg Bar Council called for an immediate public inquiry into Gluckman's allegations.

Another prisoner dies in detention

Sowetan 31/7/92

By KENOSI MODISANE

Yet another prisoner has died in police custody.

He is Mr Ambrose Xola Macakathi (30), the third prisoner to die in police custody this week.

His body was found in a cell at Protea police headquarters at 8.30am yesterday.

Police said Macakathi was found hanging from a cell window. (329) (188)

A statement released by police yesterday said Macakathi, a murder suspect, had torn his pillow into shreds and used it to hang himself.

Police spokesman Captain Joseph Ngobeni yesterday said Macakathi was visited by police at the regular 7am interval.

"There was nothing abnormal when police first visited him at 7am. But when the cells were visited again at 8.30am Macakathi was found hanging from the window," Ngobeni said.

He was arrested in connection with the death of Miss Jacqueline Stuurman (20), whose body was found in Kliptown on June (21).

On Wednesday, a 29-year-old robbery suspect died while in detention. He had allegedly plunged eight floors to his death at a block of flats in Hillbrow.

Mr Bongani Makhubela (20) of Vosloorus, "collapsed and died" in a cell at the local police station on Monday.

The body of 19-year-old Simon Mthimkhulu of Sebokeng was found in a veld on July 14 after he had been arrested by the Vaal police.

Another prisoner, Mr Harris Salukazana (46), died at Hillbrow Hospital on July 11 after he had been arrested at Modderfontein.

ANALYSIS HRC analyses deaths in police custody

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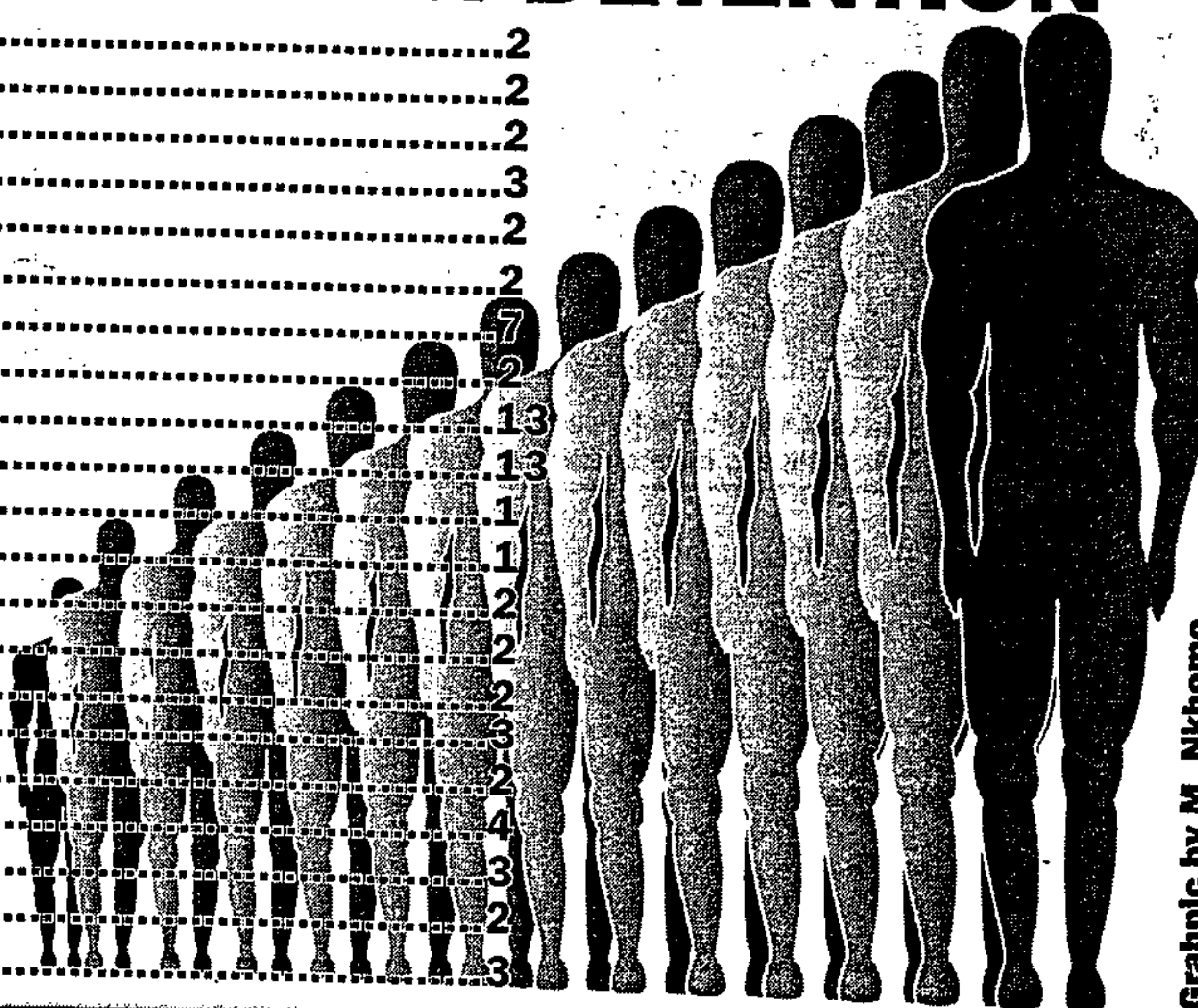
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Sowetan

'System encourages custody deaths'

DEATHS IN DETENTION

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1977.....	13
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1980.....	1
1981.....	2
1982.....	2
1983.....	2
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1985.....	2
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Graphic by M. Nkhomo

P.T.O.

79 held in police 'peace operation' in Vaal townships

Crime Staff

(329)

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At least 79 people have been arrested in townships on the Reef and Vaal Triangle since 5 000 policemen and soldiers were deployed in 16 violence-racked areas in a "peace and stabilisation" operation on Wednesday.

Three people were shot dead in Dobsonville, Soweto, yester-

day, police reported.

The killings bring to at least seven the number of people killed countrywide in political violence since Wednesday.

Soweto police spokesman Colonel Tienie Halgryn said the bodies of the three gunshot victims — all men — had been found outside three different houses in Dobsonville, not far

from the hostel.

In their countrywide unrest report for Wednesday, police said four people, including a policeman, were killed.

At Boipatong in the Vaal Triangle, police found the unidentified burnt bodies of two people in Sigau Street.

In other attacks on Wednesday, a woman was stabbed to

death and a man was injured in Alexandra; police shot and wounded a man in Daveyton on the East Rand; and a detective was shot dead in Guguletu, Cape Town.

● A 24-hour toll-free number which can be used to supply information about crime and violence on trains is in operation. The number is 080-111-01-41.

STAR 3117192

Man found hanged in Soweto police cell

By Guy Jepson **STAR** 31/7/92

Yet another suspect has died in police custody since independent pathologist Dr Jonathan Gluckman went public at the weekend with allegations that police were killing detainees.

The Soweto police said Ambrose Xola Macakathi (30) was found "hanging from a cell window" at the Protea police station at 8 am yesterday.

A police spokesman said Mr Macakathi had been arrested on Tuesday in connection with a murder.

Investigations revealed that Mr Macakathi's pillow had been torn into shreds and was used in the hanging. No foul play was suspected.

He said a post-mortem would be held soon and Mr Macakathi's family had been advised that a private pathologist could

attend.

● On Wednesday, robbery suspect Victor Manuel (29) fell four floors to his death in Hillbrow when he attempted to escape, police said.

On Sunday, a 20-year-old man suspected of stealing a firearm "collapsed and died" at the Vosloorus police station.

● Ethical cry from the heart
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BRIEFING

The Star Friday July 31 1992 11

An ethical cry from the heart

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(329)

(329)

Star 31/7/92

Something other than politics prompted Dr Jonathan Gluckman's appeal for action to check police brutality, writes JO-ANNE COLLINGE.



Dr Jonathan Gluckman... an "incremental horror" led him to speak out about what he had seen.

PATHOLOGIST Jonathan Gluckman, who has caused the Government untold discomfort by disclosing that his files contained weighty evidence of police torture, speaks precisely into the telephone receiver: "Incidentally, I'm a great supporter of the State President."

The reaction of the interviewer at the other end of the line in the United States is unknown. What is clear to The Star reporter seated in Dr Gluckman's office, is that something other than politics prompted his impassioned appeal in the media for action to check police brutality against those in custody.

The 77-year-old expert has performed or observed more than 200 autopsies at the request of lawyers and families who suspect that the police caused the death of their loved ones.

Asked what drives him to this specialisation, he answers: "No body else is prepared to do it."

The evasion in this answer is betrayed by the terms in which Dr Gluckman speaks of the damage he has seen wreaked on the bodies he inherits for examination. "It's just uncontrolled savagery," he snaps, adding that an "incremental horror" prompted him to publicise the contents of his files.

These plain, emotive words are the kind he used when he turned to President de Klerk some months ago in a bid to end physical abuse in custody. The actions speak of a deeply moral and intrinsically conservative man who will do his utmost to make the system work before resorting to the unorthodox.

Indeed, he has been repeatedly asked why he waited so long before "going public".

Dr Gluckman proceeded from being a senior partner in a highly successful general pathology laboratory in an ever-more specialised direction, honing in on forensics.

Although he combines his role of consultant pathologist with that of executive director of Medical Rescue International, he can fairly be described as a "morbid anatomist", he concedes with an unexpected smile. Colleagues point to Dr Gluckman's vital interest in the ethics of his profession and his concern with the questions of socialised medicine.

Dr Gluckman was a co-founder of the Medical Services Plan, the first medical assistance scheme in SA targeted at those who could not afford to buy medical care directly.

Perhaps best known for his involvement in the Steve Biko Inquest, Dr Gluckman has demonstrated an ongoing concern for the treatment of detainees, at one point urging district surgeons to refuse to administer to detainees if proper treatment was made impossible.

But there has never been any doubt that the sympathy Dr Gluckman shows for detained patients stems from ethical and human rights considerations.

Politically, he was miles apart from the United Democratic Front whose members crammed the cells in the 1980s.

When the Harare Children's Conference of 1987 called for the international isolation of doctors who collaborated in repression and for only the "alternative" professional bodies to be recognised internationally, Dr Gluckman hit back in the name of the Medical Association of SA, defending its development of a code for the treatment of children in detention and branding the "alternative" medical association as "a small medico-political body... more directed towards the undermining of the medical profession".

Abrupt in his speech, ever-ready to challenge a concept or rephrase a question, there is yet something extra-scientific in Dr Gluckman's vision of medical practice. At a graduation ceremony at Wits University, shortly before he became Masasa president in 1975, he reflected how medical insurance had encouraged the money-making propensity of doctors.

"From being a group of professional men inspired by a sense of vocation and idealism, we seem to have become a group of people involved in the universal rat race," he said. "We have lost our collective soul."

Few pathologists speak publicly of the soul. Even fewer decorate their walls with photographs of the key players in the inquests of detainees. Or with vivid oil paintings they have created. Dr Gluckman does all of these. And promises to write his memoirs on retiring. They will be most enlightening. □

General to probe all custody deaths

Staff Reporters

(329)

STAR 31/7/92

Every death in police custody will in future be probed by an SA Police general, Law and Order Minister Hernus Kriel said yesterday.

In a lengthy statement reacting to the crisis sparked by the cell death allegations of top independent pathologist Dr Jonathan Gluckman, Mr Kriel said he had also decided, in the public interest, to release details on cases highlighted by Dr Gluckman in which suspects had died in police custody.

As a result of Dr Gluckman's exposé on Sunday, members of the SA Police General Staff held in-depth discussions on Monday, and deaths in detention were given urgent attention.

Comprehensive instructions and measures existed to prevent assault or mistreatment of any person in custody.

"In future, a member of the General Staff will personally, under the command of Lieutenant-General Malan, give attention to each case of death in custody and assure himself that all orders have been strictly obeyed and that steps immediately be taken if any irregularity is suspected," Mr Kriel said.

He said he had been assured that "all possible steps are

being taken to prevent prisoners from being assaulted or mistreated in custody".

On Sunday Dr Gluckman made public a random selection of files on people whom he maintained had been killed in police custody, saying direct appeals to Mr Kriel, Correctional Services Minister Adriaan Vlok and President F W de Klerk had proved fruitless.

Dr Gluckman, who has examined the bodies of about 200 people who died in custody, claimed that 90 percent of them were killed by the police.

Yesterday Mr Kriel stressed that any unnatural death was "totally unacceptable" to the Government and the police and that Dr Gluckman's entreaties to the Government had been immediately acted upon.

Mr Kriel said his decision to call for a comprehensive investigation into every death in detention since January 1991, and further investigations which exceeded Dr Gluckman's requests, had resulted in "an unavoidable delay" which gave the impression that proper attention was not given to the pathologist's request to Mr de Klerk.

This had subsequently been explained to Dr Gluckman, Mr Kriel said.

Summarising the individual cases highlighted by Dr Gluck-

man, Mr Kriel said findings had been made by an inquest in only two of the cases.

Both cases had been reopened and further evidence from next of kin was being awaited.

One case was currently being dealt with at an inquest, but had been referred to the Attorney-General in view of allegations by the deceased's family.

In one case, in which it had been found at an inquest that the deceased had committed suicide, further investigations were being conducted and the matter would be reviewed by the Attorney-General.

In another case, two policemen had been charged with murder and the case postponed.

Apart from the cases highlighted by Dr Gluckman, other cases were still being investigated and could result in inquests or prosecutions.

Dr Gluckman indicated yesterday that he was in no position to supply Justice Minister Kobie Coetsee with the requested list of inquests, which he regarded as inadequate.

He was responding to an invitation by Mr Coetsee to supply a full list of prison death inquests which the pathologist regarded as contentious.

Pathologist reveals deaths in African police custody

ANOTHER scandal involving South Africa's security forces rocked President F. W. de Klerk's government on Sunday as the country's leading pathologist gave details of deaths in police custody.

Dr Jonathon Gluckman, who examined the murdered political activist Steve Biko, opened his files to the South African Sunday Times, in a "desperate bid to stop the killings".

"I can't stand it any longer," said Dr Gluckman, who revealed that in his office he had more than 200 files of postmortems he had performed on blacks who had died in detention. He was convinced that 90 per cent of these were killed by police. "This is straight forward murder by police," he said.

Dr Gluckman's revelations came as a further blow to the police force already reeling from harsh criticism by an independent British expert, Dr Peter Waddington, last week, of their "woefully incompetent" handling of the investigation of the Boipatong massacre in which more than 40 people died.

Dr Gluckman said he had discussed the deaths with the minister of law and order, Hernus Kriel and the minister of correctional services, Adrian Vlok. He had also written to President de Klerk twice in the past eight months.

Dr Gluckman released five post-mortem reports which he said were randomly selected from his files. They included a man who died of a brain haemorrhage and was found hanging from his cell. The doctor believes he was dead before he was hanged.

He said he had decided to go public following the death of a Sebokeng youth, aged 19. Simon Mthimkulu was arrested by police two weeks ago and found dead in the veld 12 hours later.

According to affidavits compiled by human rights lawyers, Mthimkulu had been beaten and tortured by police. A policeman allegedly picked up a huge rock and threw it several times at Mthimkulu's ribcage. Dr Gluckman said his findings were entirely consistent with the injuries described

by the witnesses.

"This is a 19-year old boy. Not charged with an offence," he said. "I get sick at heart about the whole affair. It goes on and on."

A spokesman for Mr Kriel said that an investigation into every death in police custody in the past two years had been ordered following Dr Gluckman's claims. "We regard this matter very seriously," Mr Kriel's spokesman said.

Dr Gluckman told the Sunday Times that his impression was that "the police are totally out of control. They do what they like."

Dr Waddington, in his report on Boipatong, found the police operation during the massacre and in the subsequent inquiries had been bedevilled by a failure of leadership. "Contingency planning was inad-

equately and non-commissioned officers were left at the scene of a rapidly unfolding disaster to make

fateful decisions."

Command has been notable by its absence for much of the time; junior officers have not been adequately debriefed and lessons have not been learned."

Dr Waddington found that if the obvious failures of the investigation were in any way representative of policing, then they suggested that "the SAP is an unaccountable police force. The difficulties encountered by this inquiry team in uncovering the most routine aspects of the police response and investigation suggested systems do not exist for either internal or external accountability."

Dr Waddington did find that "amidst all this gloom and negative appraisal", there was no evidence of police complicity in the massacre. "Indeed, all the evidence suggests a genuine desire to identify perpetrators and prosecute them."

The report notes the number of strategic and practical deficiencies in policing which point to "serious incompetence".

These include the tactic of lining police officers up "in front of hostile crowds, unprotected and holding a lethal weapon in their hands, which seems to be a recipe designed for over-reaction".

By Phillip van Niekerk
in Johannesburg

401A
121A

British Olympic official Verona Elder, assistant team manager in track and field, says: "In long distance, women can be a match for men and they should be given the opportunity. But the Olympics is different; it relies on tradition. They'll try to keep it like it is."

Women's world records currently stand at 11 percent slower than men's. Physiological reasons are given: men have higher muscle mass and red blood cell counts, lower body fat; women perform poorly while menstruating and their broad hips are a disadvantage.

The century-old assumption that men will always be first at the finish is, however, being challenged. A controversial report by American physiologist Dr. Jonathan Gluckman, driving

On Monday, a day after Gluckman's story broke in the *Sunday Times*, police investigators visited the Mthimkulu household for the first time to start taking statements about the death.

His revelations have been hugely embarrassing for President FW de Klerk, whose police forces are already under fire for gross misconduct and incompetence.

It was the case that drove him to go public with more than 200 files on people he says have been killed in police custody. "It was the last straw that broke the camel's back. This was a young boy of 19. He could have been my son," he says.

What he found on Mthimkulu enraged the venerable pathologist. "He had injuries all over his body," Gluckman says. "The injuries were entirely consistent with the stories of the witnesses as told me by the lawyers."

Gluckman had become internationally renowned as the pathologist who examined the body of murdered black consciousness leader Steve Biko, but there were hundreds of lesser-known cases where the pathologist had been witness to the end products of violent death.

Lawyers there contacted independent pathologist Dr Jonathan Gluckman and asked him to perform a second post-mortem examination on the body.

power. If women's records continue to climb at the same rate, they could beat men in the marathon by the turn of the century.

The British athletics establishment has reacted sceptically. Alan Storey, who trains Olympic marathon runner Sally Ellis, dismisses the report as "pie in the sky". "The majority of recent women's world records were set with drugs. If you give them anabolic steroids, they more closely resemble the male and their records will improve. There is no way that women will ever catch up."

Researchers such as Ward and Whipp argue that sociological factors play a large part in determining performance. Sports scientist Dr Ron Maughan of the University of Aberdeen says: "The reasons for the faster rate of improvement in women's



The brutal death of 19-year-old Simon Mthimkulu was the final straw for pathologist Dr Jonathan Gluckman, driving

Teenager's death was the straw that broke the camel's back

IN the final hours of his life, 19-year-old Simon Mthimkulu set out on an errand with his friends Joubert Radebe and Sikhalo "Lucky Boy" Maseko. It was a sunny afternoon in Sebokeng township that fateful Tuesday, July 14.

The three friends were on their way to fetch some money owed to Radebe's father when, as they were crossing an open space, a stolen white Mazda came up against a barricade of rocks blocking the road. The driver, unable to manoeuvre the car around the rocks, abandoned it and disappeared.

Sammy Selebogo, a 21-year-old unemployed amateur soccer player, was the first to spot the police casspir stationed across the road. He tried to run away, but the police caught him and told him to get inside the casspir. "After I got in, it did a turn and drove towards these others," he says. Mthimkulu and Maseko ran away because, explains Radebe, "we had heard that these people were abducting kids. I couldn't run because I had an injured foot".

The police put Radebe in the casspir. "Then they caught Lucky Boy and Simon, and man-handled them into the casspir also," he says. "From there they took us to the 'golden high-

"You don't see large numbers of Kenyan women running," says Storey. "That's got to be sociological: it's not that they are from India."

Eastern European women have already set remarkable records — east German Martina Hellman holds the Olympic best for discus, beating the nearest man by over three metres — but it is to Africa that many look for a new generation of women athletes to stampede through the gender gap.

"Women's races are seen as sideshow. In the recent 10 000m trials, they showed the whole men's race on TV, but only the last 200m of it women's. It takes a Fatima Whitbread or Liz McColgan to get any coverage."

Women's races are seen as sideshow. In the recent 10 000m trials, they showed the whole men's race on TV, but only the last 200m of it women's. It takes a Fatima Whitbread or Liz McColgan to get any coverage."

women ran in the streets, they'd get whistled at. Now it's acceptable."

Still the statistics are striking. Of 8 465 competitors in 1988, fewer than a quarter were women. The 1992 British team has only two female coaches; track and field has none. "There is an inadequate number of women coaches," says Storey. "Coaches are mostly retired athletes. And as only 13 percent of long-distance runners are women, there are bound to be fewer retired females than males."

Olympic cycling coach Claire Blower (30) finds her own position isolated: "I feel very young and very female when I go away on fixtures. They assume that all the officials are men. I have a male masseur and a male

men. I have a male masseur and a male

encumbered by long, heavy skirts and high-necked blouses. It's become socially acceptable for women to exercise and this change has allowed many more women to take part in sport."

Women's Olympic path has been littered with hurdles. The 1920 Antwerp Games were dominated by American swimmer Ethelda Bleibrey, who won all events open to her in record time. The previous year she had been charged with swimming "nude" on a beach; all she had done was remove her stockings. When Dutch sprinter Fanny Blankers-Koen took the 1948 Olympics by storm, becoming the only woman ever to win four gold medals in a single Games, one headline read: "Fastest Woman in the World is an Expert Cook".

Women were not allowed to run

29 on list going back 30 months

STAR 1/8/92
THE Human Rights Commission lists 29 people by name who died in custody between January 1990 and June this year. Newspaper records, however, indicate three others died during that time but were not in the HRC list. (329)

Dr Jonathan Gluckman says he has files on more than 200 deaths in police custody, and claims that about 90 percent died as a result of police actions.

In response to the allegations, Law and Order Minister Hernus Kriel has ordered an investigation into all deaths in detention since January 1991.

But yesterday his ministry was unable to say how many such deaths have occurred, despite the fact that Kriel met Gluckman five months ago. Ministry spokesman Captain Craig Kotze said Kriel's investigation was aimed at determining the exact dimensions of the problem.

"It's an enormous amount of work," he said.

TOP Johannesburg pathologist Dr Jonathan Gluckman hopes some good will come of his appeal to the State President and Minister of Justice over prisoners' deaths in custody.
By JOHN PERLMAN, Chief Reporter

THERE are two square marks in the carpet in Dr Jonathan Gluckman's Braamfontein office, imprinted into the fabric by a pair of heavy filing cabinets that have stood there for ages, until this week.

"I've moved them somewhere for safekeeping," he says. "I had all my files in the Biko case stolen and I don't want to lose any more."

The movers of the two cabinets could quite justifiably have labelled them "Explosive - handle with care".

They contain records of more than 200 post-mortems conducted on people who died in police custody.

This week Gluckman, one of South Africa's top pathologists, charged the SAP with responsibility for "90 percent" of the deaths and urged the Government to conduct public inquests into each one.

"When I sat in front of Hernus Kriel and Adriaan Vlok and told them about this, they were shocked and said 'What do you think we should do'," Gluckman says.

Missed point

"I said you must have an inquest in every case, in open court, and preferably in front of a judge."

The response from the Department of Justice, via Minister Kobie Coetsee, had Gluckman shaking his head in what was either disbelief or dismay. "The whole point has been missed," Gluckman said, in response to Coetsee's invitation to him to submit a list of inquests the doctor considered to be "contentious".

"There have been no inquests in these cases," says Gluckman. "That's the problem. Nothing happens. I have not been called to give my evidence. I don't know why no inquests have been called. So I certainly can't say which inquests were contentious."

On the walls of Gluckman's offices are photographs from

past trials in which he has testified. One is dated 1972, and shows Gluckman together with human rights lawyers George Bizos and Issy Maisels. Gluckman also gave inquest evidence for the family of Black Consciousness leader Steve Biko, who died in custody in 1977.

"The Biko case will never lie down," he says. "Everybody who was involved with it has thought about these things ever since." Yet despite this history, Gluckman says that taking the stand that he has was "not really my job. I am an objective scientist. I report to lawyers - they are officers of the court."

"But when I came to realise the extent of this problem, I became progressively more worried. I continuously thought about what I could do about it. It was not my job, but when nothing happened I decided to address the State President."

Gluckman's letter to F W de Klerk led to a meeting with Law and Order Minister Hernus Kriel and Minister of Prisons Adriaan Vlok. "I did believe they would take the matter further," he says. "I presented five cases to them and in February a police brigadier came to see me and took away the files. After that I never heard another word."

Gluckman decided to speak out after Simon Mthimkulu (19) was found lying dead in a field in Sebokeng 12 hours after he was taken into custody. "It filled me with horror that this was still going on," he says.

Gluckman is confident that good will come out of his disclosures. "It must change," he says.

"From my experience I have confidence in senior police officers, both commissioned and non-commissioned. I am also satisfied that President de Klerk, in our correspondence, has shown ample concern. I can't fault what he has done - he's got other things to do besides follow up my cases. I believe he will ensure that proper procedures are followed. There has been far too much silence already."

Gluckman stirs hornets' nest

No responsible government can ignore this, says pathologist

ON JANUARY 19 1990 Dr Jonathan Gluckman went to the Government mortuary in Johannesburg to examine the body of Nickson Phiri, a 16-year-old Khutsong boy who had died in police custody after "suffering a fit and hitting his head against a cupboard".

Gluckman found that Phiri had abrasions on his wrists, forearms, elbows, shoulder, back and right shin. There was also damage to his skull, right eye and mouth. Under "cause of death" Gluckman wrote: "Cerebral haemorrhage associated with external injuries."

Six months later, Gluckman returned to the same mortuary to examine the body of Leslie Majola, a black male who police said had drowned in the Vaal River four days earlier while trying to escape from the custody of the Vanderbijlpark Murder and Robbery Unit.

Gluckman found that Majola had indeed drowned, but noted that the dead man's "hands and arms were very tightly secured behind the back to a degree, in my view, that virtually no movement was possible". Also, Majola's legs were clamped in irons, Gluckman reported.

'Drowned man' may have been strangled

STAR 1/8/92

Later that year, on December 18, Gluckman was called to the Diepkloof mortuary to examine the body of Bethuel Maphumulo who had handed himself over to the Soweto Murder and Robbery Squad at Protea for questioning in connection with a cashbox robbery.

A police statement said Maphumulo had tried to escape while handcuffed and had attacked a policeman near the station swimming pool. Both men had fallen into the pool and Maphumulo drowned.

Gluckman, in his post-mortem report, wrote this under "cause of death": "Multiple injuries... The demonstration of fracture of the hyoid bone is highly suggestive of manual strangulation."

In none of these cases has Gluckman ever had an opportunity to present his evidence to an inquest court.

With Majola, an inquest was held in December 1990, but

without the dead man's legal representatives being notified.

The Majola family's attorney, Lawley Shein — who called Gluckman in for the post-mortem — had written six letters to the police inquiring about the inquest date and received two replies from senior officers assuring him he would be notified.

Three of Shein's letters were sent after the inquest had already been held, but the police never contacted the lawyer to convey this to the family. The fact that the inquest had been held only emerged after a press inquiry into progress on the Majola case produced this terse reply: "The magistrate's verdict at an inquest reads: 'Ooreenstemmend met verdrink — Selfmoord'."

Last August, the Majola family petitioned the Attorney-General to reopen the case. Nearly eight months later, the A-G replied that the matter

had been "thoroughly investigated" and that the inquest would not be reopened.

No inquest into the death of Maphumulo has yet been held, 18 months after his death. Repeated inquiries from Shein — who also acts for the Maphumulo family — prompted a letter from the Ministry of Law and Order last September, which said "the matter is receiving urgent attention" and finally produced an answer from the police two weeks ago: "The Attorney-General has instructed that an inquest must be held. The date has not yet been decided."

Law and Order Minister Hernus Kriel has said he will examine all cases on deaths in custody.

Kriel said the investigation into Maphumulo's death was complete and that the docket had been forwarded to the Attorney-General.

He ruled out the suspension of any policeman as a result of the incident, saying such steps were only taken "if the seriousness of the allegation is of such a nature that the continuation of his services are to the detriment of the good order and discipline of the SAP".

Wendy blew the whistle 7 years ago

STAR 329 118112

JOHN PERLMAN

WHEN Dr Jonathan Gluckman decided to go public with his allegations of police brutality, one young doctor a thousand miles away had a good idea of what he was going through.

Seven years ago Dr Wendy Orr, then employed in the district surgeon's office in Port Elizabeth, successfully applied for an interdict against the police to stop them torturing and assaulting detainees.

"It was a life-changing experience," she recalls. "I was 25 years and for the first time I was forced to take a public stand on things I had personal private views about."

Just before she decided to go public, Orr called Gluckman for his advice. "Jonathan was very supportive. He said this is precisely what the medical profession should be doing."

In court Orr, whose daily work brought her into contact with detainees, said police were "quite unrestrained in the abuses they inflict upon the detainees". She said she was instructed "not to endorse the medical records requesting an investigation of the alleged assault".

The Supreme Court subsequently granted an interdict restraining 20 policemen from assaulting detainees.

Orr says she, like Gluckman, got "some death threats but also a surprising amount of support, some of it from unexpected quarters. There were individual policemen who in a quiet way indicated support."

Of the 20 policemen named in her court action, 16 are still in the force, according to an answer given by Law and Order Minister Hernus Kriel in Parliament this year. Of these, nine had been promoted. "A departmental investigation is still pending," Kriel said.

Even so, Orr does believe her court action did help to stay the hand of the police. "In PE, in the months immediately following, there was a definite difference. Detainees coming out said it was like chalk and cheese. Even if police in the rest of the country didn't change, detainees were still given hope because there were people out there who cared what happened to them."

"I believe it was worthwhile and I would do it again."

She now works in the student health section at the University of Cape Town.

By Quentin Wilson

3

SOUTH
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for

(HRC) which examines security force actions from July 15 to 21.

peaceful protest.

321

The HRC says the previous democracy campaign

taking part in the ANC's pro-democracy campaign.

A TOTAL of 1 235 people were arrested country-wide last week on protest related issues — a record number for any seven-day period in the last two years.

Only four arrests were not related to demonstrations.

The record number of arrests contrasts with a recommendation

The HRC says the previous high in arrest figures was recorded in May 1991 when 2 574 people were arrested in the course of ANC activities.

● 484 people were arrested for participating in strike-related campaigns (SABC and hospital strikes).

The figure appears in a report by the Human Rights Commission

by international experts to a Goldstone Hearing on Demonstrations who said there should be a right to

The HRC analysis of last week's arrests shows the following:

- 568 people were arrested for

A further 179 people were held at an illegal demonstration in Rustenburg on July 18.

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A dismal dossier of death in police custody

Following the furore created by the accusations by pathologist Dr Jonathan Gluckman that police are responsible for killing prisoners in custody, the Human Rights Commis-

sion (HRC) has drawn up a list of people who have died in police "care". "It has always been our belief that the powers conferred on security police by legislation are a sure recipe for torture and for the

inevitability of deaths as a consequence of such torture," the HRC said. "In addition, the police culture engendered by the system of apartheid is such as to hold black lives in low regard and throughout the

police force, not only within the ranks of the security police, there is an attitude which justifies the use of torture and other brutal methods carrying a high risk of death in waging war against a perceived enemy.

This culture will not change until minority rule is abandoned." The HRC has records of 73 deaths in detention without trial during 1963 to 1990 and a further 57 deaths in custody from 1984 to 1992:

SOUTH 118-5/8/92

DEATHS IN CUSTODY

Name	Place	Date	Official/alleged cause	Name	Place	Date	Official/alleged cause
Mbuyiselo Phiri	Welverdiend police station	16/1/90	died during interrogation	Kumbuni Ngwedu	Jeffrey's Bay	15/11/91	reported to have hanged himself, though it is claimed he was badly beaten before his death
Michael Zungu	Matubatuba	29/1/90	hanged with shoe laces in police van	Frederick Cardinal	Nedersetting	23/11/91	found dead after he was reportedly assaulted
Eugene Mbulawa	Leratong hospital	13/7/90	died after alleged assault	Duke Senne	Baragwanath	15/1/92	allegedly assaulted by policeman
Japie Mataboga	Thsepong hospital	23/7/90	alleged assault	Joseph Koetz	Hertzogville (OFS)	25/1/92	allegedly assaulted by policemen
Petrus Masuku	Welkom	5/9/90	died soon after arrest	Tsepo Legwati	Sharpeville	28/1/92	shot dead as he sat, handcuffed, at the back of a police vehicle
Enock Tsoene	Transkei	25/9/90	found dead in a police cell	Philemon Xheko	Potchefstroom	31/1/92	allegedly assaulted by policeman
Solly Mogashoa	Phalaborwa	7/7/91	alleged assault by police	Steven Dibetso	Tomburke	1/2/92	allegedly assaulted by policeman
Cornelius Maqoma	Sebokeng	23/7/91	died a few hours after arrest	Mbulelo Kitchen	Tarkastad	7/9/92	died a few hours after his arrest
Peter Masilo	Sharpeville	23/7/91	died after alleged police force during his arrest	Londi Ntombela & Mbuyi Zondi	Imbali	7/2/92	shot when they allegedly tried to escape
Aaron Mahlangu	Belfast	7/8/91	reportedly died of diabetes after a struggle at a police station	Zinakele Tafani	Glen Hill	1/3/92	allegedly assaulted by policeman
3 unnamed people	Hazyview police station	25/8/91	shot during a struggle in police station	Samuel Seema	Klipspruit	15/5/92	died a few hours after his arrest
Thandile Mtsha	Punzana (Ciskei)	12/9/91	reported to have hanged himself	Andreas Joubert	Graafwater	23/5/92	found dead in his cell
Peter Thaele	Odendaalsrus	26/9/91	reported to have hanged himself after quarrelling with the police	Reuben Nkosi	KwaDela	9/6/92	shot dead during a house search

DEATHS IN DETENTION

Name	Place	Date	Official/alleged cause	Name	Place	Date	Official/alleged cause
Solwandle Ngudle	Compol, Pretoria	5/9/63	suicide by hanging	Elmon Malele	John Vorster Sq	20/1/77	haemorrhage after hitting his head on a desk during interrogation
Bellington Mampe	Worcester	7/9/63	undisclosed	Mathews Mabelane	John Vorster Sq	15/2/77	fell from the 10th floor
James Tyita	Port Elizabeth	24/1/64	suicide by hanging	Twasifeni Joyi	Idutywa, Transkei	15/2/77	undisclosed
Suliman Saloojee	Johannesburg	9/9/64	suicide, jumped from the 7th floor	Samuel Malinga	Pietermaritzburg	22/2/77	heart disease, pneumonia
Ngeni Gaga	Transkei	9/5/65	natural causes	Arend Khoza	Pietermaritzburg	22/3/77	suicide by hanging
Pongolosha Hoyo	Transkei	9/5/65	natural causes	Phakamile Mabija	Kimberley	7/7/77	suicide, jumped from the 6th floor
James Harnakwayo	Pretoria prison	9/10/66	suicide by hanging	Elijah Loza	Paarl	1/8/77	stroke
Hangula Shonyeka	Pretoria prison	9/10/66	suicide	Hoosen Haffajee	Durban	3/8/77	suicide by hanging
Leong Pin	Leeuwkop prison	19/11/66	suicide by hanging	Bayempin Mzizi	Durban	13/8/77	suicide by hanging
Ah Yan	Silverton	5/1/67	suicide by hanging	Steve Biko	Port Elizabeth	12/9/77	brain injury during scuffle with police
Alpheus Madiba	Namibia	9/9/67	suicide by hanging	Sipho Malaza	Krugersdorp	16/11/77	suicide by hanging
Jundea Tubakwa	Pretoria prison	11/9/68	suicide by hanging	Lungile Tabalaza	Port Elizabeth	10/7/78	suicide, jumped from 5th floor
unnamed person	???	7/7/68	reported by the Minister of Police	Saul Ndumiso	Umtata	10/9/80	heart trouble, diabetes, blood pressure
Nicodemus Kgoathe	Silverton	4/2/69	pneumonia after slipping in the shower	Manana Mgqweto	Engcobo	17/9/81	unknown
Solomon Modipane	Silverton	28/2/69	fatal injuries after slipping on soap	Tsithiwa Muofhe	Venda	12/11/81	assault by police
James Lenkoe	Pretoria prison	10/3/69	suicide by hanging	Neil Aggett	John Vorster Sq	5/2/82	suicide by hanging
Caleb Mayekiso	Port Elizabeth	1/6/69	natural causes	Ernest Dipale	John Vorster Sq	8/8/82	suicide by hanging
Michael Shivute	Ondangwa	17/6/69	suicide	Simon Mndawe	Nelspruit prison	8/3/83	suicide by hanging
Jacob Monakgotla	Pretoria prison	10/9/69	thrombosis	Paris Malatji	Protea police station	5/7/83	culpable homicide, shot by police
Abdullah Haroon	Maitland	27/9/69	heart trouble caused by a fall down the stairs	Sarn Tshikudu	Venda	20/1/84	natural causes
Mthayeni Cuthsela	Pondoland	21/1/71	brain haemorrhage	Mxolisi Sipele	Transkei	7/6/84	police claim he died in hospital after release
Ahmed Timol	John Vorster Sq	27/10/71	suicide by jumping from the 10th floor	Ephraim Mthethwa	Durban	25/8/84	suicide by hanging
Joseph Mdluli	Durban	19/3/76	injury to neck after falling against a chair	Andries Raditsela	Baragwanath	6/5/85	fatal head injury; fell from a Casspir
William Tshwane	Modderbee prison	25/7/76	shot while trying to escape	Bathandwa Ndondo	Cala, Transkei	24/9/85	shot by police
Mapela Mohape	East London	5/8/76	suffocation after hanging	Makompe Kutumela	Lebowa	5/4/86	police assault
Luke Mazwembe	Cape Town	2/9/76	suicide by hanging	Peter Nchabaleng	Lebowa	11/4/86	police assault
Dumisane Mbatha	Modderbee prison	25/9/76	auricular fibrillation of the heart	Xoliso Jacobs	Uptington	22/10/86	suicide by hanging
Fenuel Mogatusi	Johannesburg Fort	28/9/76	suffocation during a fit	Simon Marule	Modderbee	23/12/86	kidney failure
Jacob Mashabane	Johannesburg Fort	5/10/76	suicide by hanging	Benedict Mashoke	Burgersfort	26/3/87	suicide by hanging
Unknown man	Carletonville	5/10/76	alleged assault in police cells	Eric Mntonga	Mdantsane	24/7/87	police assault
Edward Mzolo	Johannesburg Fort	9/10/76	undisclosed	Nobandla Bani	Port Elizabeth	29/7/87	stroke
Thalo Mosala	Butterworth	26/11/76	internal bleeding	Sithembele Zokwe	Butterworth	12/1/88	police shooting
Wellington Tshazibane	John Vorster Sq	11/12/76	suicide by hanging	Alfred Makaleng	Nylstroom	26/8/88	fluid on the brain
George Botha	Port Elizabeth	15/12/76	suicide, jumped six floors	Sizwe Sithole	John Vorster Sq	30/1/90	suicide by hanging
Lawrence Ndzanga	Johannesburg	8/1/77	heart failure	Lucas Thomisang	Klerksdorp	26/3/90	meningitis
Nanaoth Nshuntsha	Leslie police station	9/1/77	hanging, probably suicide	Thabela Madisha	Potgietersrus	1/6/90	suicide by hanging

IN THE CELL OF SHAME

C/PRES 2/8/92
'Cop beat him'

By MONWABISI NOMADOLO (329)

THE man who – according to official explanation – “collapsed and died” in police custody, had been tortured and assaulted once before by the arresting officer.

This is the allegation of two ANC activists following the recent death in a Vosloorus police cell of their friend Bongani Edward Makhubela, 24.

Activists Joseph Langa, 19, and Alfred Lawu, 20, claim that the same cop had earlier arrested and assaulted all three of them.

They claim that in April they were arrested together with Makhubela on trumped up theft charges.

They say they were later acquitted after a magistrate found them to be “the wrong guys”.

While awaiting trial, the two say the cop – whose name is known to City Press – tortured all of them.

They showed scars on their wrists which they claimed were caused by rope burns, and said their faces were covered with a plastic tube during interrogation sessions.

“If I was not being tortured, I could hear my friend screaming,” Langa said.

Later in the cells he said they could shout messages to each other.

Langa said he was taken to the station after quarrelling with his sister in April. She had called the police.

Lawu said he was arrested with Makhubela while visiting Langa at the police station the day after his arrest.

They were acquitted after two months in jail.

East Rand police spokesman Captain Ida van Zweek said she could not comment on allegations as they had not been reported to the police. She said it was pointless for people to complain through the media.

No one had been arrested in connection with Makhubela's death.



GRIEVING ... Father Watch Makhubela, 62. ■ Pic: GIDEON NHLAPHO

'You have killed my son!'

By MONWABISI NOMADOLO

329

THE mysterious death in custody of Vosloorus ANC activist Bongani Edward Makhubela, 24, has devastated his pregnant wife and father who have accused police of being responsible.

Makhubela's death coincided with recent revelations by pathologist Dr Jonathan Gluckman, that as many as 200 bodies of detainees and prisoners he examined showed signs of torture.

Makhubela's 62-year-old father, Watch, said he was totally devastated.

Watch said on Thursday there was a "loud knocking" on the door. It was the police who told Bongani they had come to take him away. *Cipren 2/8/92*

"After they had put him in their van they told me that Bongani was being arrested for stealing a firearm from the police."

The next Friday he went to the police station and left some food for his son. On Saturday he went to the police station again and took Bongani's two young children and his pregnant wife.

"We brought him clean clothes which he put on in front of us. At the time he was healthy and fit."

The trouble started on Sunday.

"I arrived at the police station at about noon, and was told that my son had been taken away by other policemen and had not yet come back."

Watch said he returned an hour later and was told the same story.

"I went back again the next morning and was told by a policeman called Ndlovu that my son was dead, and I would find him in the mortuary."

"I could not believe my ears. I stood in that cold office and cried."

Death notice on her gate

C/Press 21/8/92

By SOPHIE TEMA

VIOLET Mpho Mnisi rubbed her eyes in disbelief when confronted with a note pinned on her front gate with the chilling message: "Your house number is on our hit-list!"

Mnisi, who was released from 30 days in police custody to find the chilling note, is now afraid to live in her Sebokeng house.

The note, signed by one Koos van Heerden and purporting to be from the "Department of Public Safety", further warned that the house was being kept under 24-hour surveillance.

The message states: "Our raid on your house is connected with the recent killing of our fellow SAP members."

Mnisi, a mother of two, told City Press that she was arrested and charged for being in possession of unlicensed firearms and handgrenades. She appeared in court last week and was granted R1 000 bail.

She said she was arrested after

Detainee steps out into world of terror

her lawyer had taken her to the police to clear up a query following a raid on her house during her absence.

"Only when my lawyer and I arrived at the police station was I arrested and charged. This was after police had alleged that they had found handgrenades and several weapons when they raided my house."

Commenting on the letter received by Mnisi, police liaison officer Capt Piet van Deventer said: "We carry no knowledge of such a letter sent to Mnisi and we do not send such letters to people."

Mnisi took the letter to the of-

(329) (25/8)
fices of the Civic Associations of Southern Transvaal (Cast). A Cast spokesman said: "These types of letter do not come as a surprise to us."

"There was a revelation of hit-squad headquarters in Sebokeng recently and police did nothing to arrest or question those who were implicated."

"Should anything happen to Mnisi we will hold the police responsible."

"We are aware that the United Nations has sent a delegation to SA. The delegation can serve the community best if they consult the civic groups on the ground, communities affected by the violence and deal with such threats on people."

"We are also aware of certain utterances from some quarters which have indicated that they would start their own defence units and that they would no longer sit on the same peace committees or share a room with people who are working towards peace."

Worker dies after police questioning

By Jo-Anne Collinge

329

STAR 3/8/92

A Free State farm worker, who allegedly returned home unable to walk after a few hours in police custody, died within a day of his questioning by the police at Reddersburg.

A post mortem report by Professor J A Olivier of Bloemfontein gave the cause of death of Morgan Thamai (53) on July 21 as a stroke. But there are also allegations that he was assaulted by the police during questioning.

Attorney Chris Watters, who consulted the man's widow Katrina Thamai last week, said Mrs Thamai insisted that her husband had told her he had been beaten by the police.

Mr Thamai was arrested in connection with the theft of goods from a farm he had been

employed at.

Mrs Thamai told Mr Watters that Mr Thamai had to be lifted from the police vehicle when he was returned from questioning, and carried into the house. His clothing was soaked, she said.

The family nursed Mr Thamai through the night, but he died the next morning.

Free State police liaison officer Colonel Johan Fouche confirmed that Mr Thamai had been taken for questioning to Reddersburg police station on July 20 and had been returned home about four hours later.

He said that the post mortem report attributed the death to natural causes. In addition, "according to the station commander, there were no wounds or injuries to the body".

Although the stolen property had been found, there was no evidence to link it to Mr Thamai, Colonel Fouche said, but

the man was regarded as a potential witness.

Mrs Thamai told Mr Watters that before his questioning, her husband seemed fit. In fact, he was out on the land when the police came looking for him, the widow said.

Paul Ntuli, a para-legal officer for the ANC southern Free State office, who has also interviewed the family, commented that it might be the case that Mr Thamai had a stroke while in custody. "It seems the police didn't want him to die in their hands."

He had apparently been taken, visibly ill, back to the farm, with no medical help in reach, said Mr Ntuli. "It's a very remote area where they live, a few kilometres out of Reddersburg. The owner does not live on the farm. It was only (Mr Thamai) and his wife and their six children."

33 released after march

By Montshiwa Moroke

Hundreds of militant ANC-Cosatu-SACP supporters, mostly youths, marched on Moroka police station to secure the release of 33 people arrested in protest action in Soweto yesterday.

The men and women were eventually released from custody before

dusk to cheers and whistles from the crowd.

Earlier, a crowd marched on the Soweto Council where Soweto Civic Association chairman Isaac Mogase told the crowd that the SCA demanded the disbanding of the council and that the TPA should hand over rented houses to tenants.

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Hundreds arrested as ANC mass action reaches climax and marchers flood cities

STAR 6/8/92

Staff Reporters

Tens of thousands of marchers streamed through the streets of Pretoria and Cape Town yesterday as the ANC alliance's mass action campaign reached its climax.

The ANC said more than 850 demonstrators were arrested country-wide. Police put the figure at 630.

Summonses

In most cases, police said, those arrested would be released after being issued with summonses to appear in court. Most of the arrests were for trespassing and holding illegal gatherings.

Pretoria was clogged as between 50 000 and 70 000 people in festive mood marched to the gardens of the Union Buildings where they were met by smiling ANC leader Nelson Mandela. He reflected the mood in his attire — a trendy tracksuit and bright blue cap of the United Automobile Workers' Union of America.

Protests

The huge marches in Cape Town and Pretoria, along with a gathering of several thousand people in Johannesburg and Durban, marked the biggest mass action protests yet as the ANC and its partners demonstrated against the Government.

The marches, mirrored by smaller events in rural centres, were

Trader told he would die

Hillbrow shop owner, the corner of Edith Cavell and Pietersen streets at about 7.30 pm by six men.

A man, who claimed to be a member of the ANC, had gone into the shop on Monday and threatened Mr Mallam with a firearm. Crime Staff.

Mr Mallam was shot dead outside his shop at

predominantly peaceful, marred only by isolated incidents.

In Johannesburg, a march by about 3 000 Cosatu and ANC supporters disrupted traffic in the city centre and many shop owners closed their doors fearing intimidation in the wake of the two-day national stayaway.

Earlier, the Johannesburg CBD was disrupted with traffic blockages and closures of intersections by vehicles, including Putco buses.

Police in Johannesburg arrested 54 protesters who allegedly hijacked a truck and ordered the driver to transport them to Pretoria.

Groups of youths and other gangs tried unsuccessfully to hijack buses on the Golden Highway and in Sebokeng to ferry them to the Pretoria march.

In Cape Town, where up to 50 000 people marched to the Grand Parade, marchers slashed the tyres of 21 vehicles, including police cars. Workers in Pretoria poured on to roofs

and balconies of office blocks to watch the parade.

A man who took his lunch break on a Church Street pavement, beer in one hand and sandwich in the other, quipped: "I'd rather be watching rugby, but this is almost as much fun."

The only time anger flared was during a tussle between policemen and marchers, who grabbed the South African flag outside the Reserve Bank. The flag was re-hoisted by police.

Pretoria police spokesman Major Andrew Lesch said: "On the whole we would like to thank the people for their behaviour during the march."

However, both Deputy Law and Order Minister Johan Scheepers and the Pretoria City Council criticised organisers.

Several participants in tattered SA Defence Force uniforms had been seen armed with AK-47 rifles, Mr Scheepers said in a statement. The fact that some of the protesters were armed was an extremely serious con-

travention of prior agreements, he said.

The Pretoria City Council said it took in a "very serious light" the ANC's non-adherence to time limits, routes and crowd control.

After the march, Mr Mandela shook hands with SAP Internal Stability Division head Lieutenant-General Johan Swart.

The men warmly congratulated each other on the conduct of both the police and marchers.

Estimates of the size of the march varied.

The Star team estimated about 60 000 marchers, the ANC 70 000 and the police between 50 000 and 70 000.

Opinion - Page 14
More reports
— Page 15.

Some posters and banners took a humorous and unexpected turn. One, depicting a gravestone, read: "NP: RIP-offs".

One group of marchers was led by a one-legged man who hopped purposefully along with the aid of a crutch.

A lone Umkhonto we Sizwe soldier, wielding a wooden AK-47, led another group, stopping only to strike a pose for hungry cameras.

● Sapa reports that 55 people arrested in Warmbaths were later released and all charges were dropped, a police spokesman said.

Numsa's Mayekiso on weapons charge

NUMSA general secretary Moses Mayekiso was arrested in Alexandra on Wednesday night and charged in the Randburg Magistrate's Court yesterday with possessing a weapon in an unrest area, Sapa reports. *61 DAY 71892*

The arrest was made during a sweep of the township for weapons after three separate fatal shooting incidents in the township earlier that evening. In one of the incidents, a youth choir was fired at, resulting in two deaths.

Police spokesman Capt Eugene Opperman said Mayekiso's bodyguard John Phike was arrested at the same time.

Opperman said the .9mm pistols confiscated from the men would be sent for ballistic tests. *(329)*

The weapons were licensed in Transkei, but such licences were not valid in SA, Opperman said.

DIRK HARTFORD reports that Numsa spokesman Bernie Fanaroff said yesterday Mayekiso's arrest was part of "a sustained campaign of harassment and intimidation" of Numsa members. He said 13 Numsa members had been killed recently.

Charge or release plea

LAW and Order Minister Hernus Kriel has been asked to charge or release 18 Pan Africanist Congress (PAC) members held in the Vaal Triangle since July 25. (329)

Their lawyer, Mr Moses Mavundla, said yesterday he had written to Kriel asking him "to charge or release them".

The PAC members are being held at police stations in Vereeniging, Vanderbijlpark, Bargo, De Deur, Meyerton and Kliprivier under unrest regulations.

Vaal police spokesman Warrant-Officer R Breedenkamp confirmed the detentions and said the 18 "might be charged or released on August 25".

Sowetan 7/8/92

STAR 8/8/92

ANC detainees march

RETURNED exiles from ANC detention camps will march to the Durban ANC office today to demand the exhumation of the bodies of detainees who died in the camps.

A statement issued by Returned Exiles Committee (REC) chairman Pat Dlongwana said the REC wanted the bodies to be "properly" buried in South Africa.

Other demands contained in a memorandum to be handed over to the ANC include the formation of an independent commission of inquiry to investigate the ANC's past activities in the detention camps and com-

329 ABDUL MILAZI

pensation for families of former detainees.

Dlongwana said the REC rejected the ANC's proposed internal commission of inquiry as it was impossible for an organisation to investigate itself.

ANC spokesman Carl Niehaus said the commission of inquiry appointed by the organisation's president, Nelson Mandela, and headed by human rights lawyer Gilbert Marcus was independent. He said the ANC was proceeding with inquiries.

Police allow march — then make arrests

By Justin Pearce

804TIT 881-12/8/92
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ALL THE people participating in a march in De Aar were arrested on Monday, in spite of organisers having obtained police permission.

The march, part of the mass action campaign, was intended to raise demands from De Aar's townships, said Mr Victor Mkosana, media officer for the De Aar branch of the ANC.

The 115 people arrested included 15 children, Mkosana said. They were held for six hours before being told they could leave. No reason was given for their release.

The marchers were ordered to pay a fine of R100 by August 27, or appear in court on September 3. Mkosana said permission for the march had been obtained from the police and the municipality, but the police had made the arrests on the grounds that permission had not been obtained from the magistrate.

A second march was held on Tuesday after permission from the magistrate.

The De Aar residents' demands included investigations into the killings of activists Mr Boo! Mantyi (killed 1985), Mr Sizakele Mbekushe (1989), Mr Andile Tandsi (1989), and Civic president Mr Ambrose Mbembephu (1990). No charges have been laid in connection with the deaths.

Deaths in custody now stand at seven

■ Prisoner due for release this month dies 'after falling off bakkie':

Sowetan 11/8/92
Sowetan Correspondent

THE death toll in police custody has risen to seven following the deaths of four people since last Thursday.

These deaths follow shortly after pathologist Dr Jonathan Gluckman went public last month with evidence of prisoners' deaths in custody.

A 37-year-old man died at Carolina Prison in the Eastern Transvaal on Friday and two men died in police custody in Port Elizabeth on Saturday and yesterday.

The Carolina death occurred after a man was arrested on Thursday in connection with theft and housebreaking charges. He was taken to the local police station, then to Carolina Prison, a police spokesman said.

A spokesman for the Department of Correctional services, Colonel Barry Eckstein, said the man was awaiting trial in a single cell. He committed suicide about 11.30pm on Friday by hanging himself.

Eastern Cape police spokesman Captain Henry Chalmers said Grant Chalmers (22) was found hanging in his cell by the remnants of his blanket at Humewood Police Station at 11.45pm on Saturday.

A second man whose name has not yet been released was found dead in his cell at Louis le Grange Square at 4.55am yesterday, Chalmers said.

A prisoner who was due to be released this month died at Nylstroom Prison on Thursday.

A Correctional Services spokesman in Pretoria said the prisoner died after falling off a bakkie. He said the prisoner was with others in the bakkie which was transporting "items to the prison's shooting range" when the incident happened.

Post-mortems will be conducted to determine the exact causes of the deaths.

The names of the two men will be released when their next-of-kin have been informed.

Four more men die in custody

STAR 11/18/92

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The deaths of four men in custody at the weekend — three in the Eastern Cape and one in the Eastern Transvaal — brings to eight the number of deaths in custody since pathologist Dr Jonathan Gluckman went public two weeks ago with claims that police had killed prisoners.

The Department of Correctional Services said that on Saturday night a 27-year-old prisoner was found hanged in his cell in the Carolina Prison in the Eastern Transvaal.

And in Port Elizabeth three men died in police custody, Eastern Cape police liaison officer Captain Henry Chalmers said.

He said Grant McCusker (22) had been found hanging by remnants of a blanket at

Humewood police station at 10.45 pm.

The second death was at Louis le Grange Square early yesterday. The man, who has not yet been named, had been found dead in his cell at 4.55 am.

Also yesterday, police assistant Danisile Daniel Stofile (32) had been found at 6 am, hanging by a pair of socks in his cell in the Molteno police station.

He had been arrested on Saturday for allegedly killing Waki Loliwe (23) and wounding six others when he opened fire on his girlfriend's family.

SAP Eastern Cape Regional Commander General Koos Carlitz said post-mortems on the three men would be conducted by the senior State pathologist.

He said initial investi-

gations indicated that the police were not responsible, but arrangements were being made for the families of the dead to invite private pathologists to take part in the post-mortems.

ANC spokesman Saki Macozoma yesterday repeated the ANC's call for an independent commission of inquiry into deaths in custody.

"The fact that these deaths have occurred in spite of the publicity given to Dr Gluckman's allegations suggests there is something fundamentally wrong," Mr Macozoma said.

Democratic Party justice spokesman Tony Leon called the situation appalling. "Every reassurance that is given by (Law and Order) Minister Hernus Kriel is contradicted by what hap-

pens on the ground.

"When the forces of law and order no longer protect people, especially those entrusted to it in custody, then all faith is lost in the State. This simply speeds up the process of anarchy which the State itself should be preventing."

Law and Order Ministry spokesman Captain Craig Kotze said most deaths in detention were a result of suicides, attacks by fellow inmates or injuries sustained before arrest.

"The deaths over the weekend are most unfortunate — one death in detention is one death too many. Every policeman knows that if he involves himself in criminal activity he will be caught," Captain Kotze said. — Staff Reporter, Sapa.

Govt inspectors to visit detainees

STAR 12/18/92

By David Katz

Minister of Law and Order Hernus Kriel last night announced he was appointing six inspectors with wide powers to visit people in police custody.

The inspectors would have powers to visit, without warning, any police station or cell in South Africa, where they would determine whether "all regulations and instructions pertaining to persons in custody are properly adhered to", said Mr Kriel.

They would also interview persons in custody to collect possible complaints.

Mr Kriel's statement follows the deaths of eight people in police custody since pathologist Dr Jonathan Gluckman claimed two weeks ago that police had killed prisoners in custody.

Mr Kriel said the six inspectors would report directly to himself and the Commissioner of Police and would be appointed from the ranks of former magistrates.

"Neither the Government nor the police will tolerate any criminal or illegal conduct or actions by any member of the police force," Mr

Kriel said.

He said recent deaths in custody were being investigated by Lieutenant-General Louwtjie Malan. Mr Kriel said he was also studying a report from the police on deaths in custody since January 1991, and would decide on what action to take "in due course".

Earlier yesterday the ANC issued a statement demanding more details on deaths in detention and custody.

"We insist on knowing whether the police have investigated the causes of death of every person who has died in police custody. Where are these reports? Why have they not been made public?" it asked.

The ANC added: "The increasing number of deaths in police custody confirms our assertion that the police force is out of control and is acting above the law."

"The starting point must be that all security forces be brought under one command structure, with particular attention being paid to their accountability and training." Multi-party control was essential to address the loss of confidence in the security forces, the statement said.

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Little faith in 'detention inspectors'

STAR 13/8/92

329

DURBAN — Minister of Law and Order Hernus Kriel's plan to have retired magistrates try to stamp out deaths in police custody was dismissed yesterday as "jobs for pensioners" and "window-dressing".

Mr Kriel announced his plan for detention inspectors on Tuesday night.

The Government is under attack for continuing deaths of people in police custody following revelations by pathologist Dr Jonathan Gluckman.

Powers

Six inspectors — all retired magistrates — are to be appointed with powers to visit without warning people in police custody at any police station or cell in the country.

They would check to see if all regulations and instructions were being adhered to, interview people in custody and collect complaints.

Azanian People's Organisation publicity secretary Strini Moodley said the scheme meant only that some pensioners "are now being given an extra bit of cash to wander around South Africa looking at police stations".

The only way to tackle the problem was for an international peace-keeping force to replace all police forces.

Democratic Party spokesman Tony Leon said that having inspectors was a good idea in principle, but having so few

meant the project would probably amount to no more than window-dressing.

Three weeks after revelations by Dr Gluckman, deaths in police custody were continuing, Mr Leon said. This indicated that Mr Kriel was not properly in control of his department.

ANC spokesman Carl Niehaus said: "There was a similar system during the time of section 6 detentions which proved singularly unsuccessful in preventing police torture."

"In the face of the current deaths in police custody we are sceptical about their (the retired magistrates') ability to prevent deaths."

Mr Niehaus repeated the ANC's demand for an independent judicial commission of inquiry into deaths in custody, and said the police force needed to be restructured and put under multiparty control.

Symptom

Lawyers for Human Rights director Brian Currin said he welcomed any measure to address the problem, but added: "One would need, as a starting point, at least 10 times more people to do the job."

He said the current measures would address the symptom rather than the cause and added that a "massive" independent judicial inquiry should be launched to investigate conditions in custody, attitudes of police towards prisoners and methods of interrogation. — Own Correspondent.

Four held over shooting of journalists in township

POLICE have arrested four men in connection with the shooting of Washington Post correspondent Paul Taylor and Weekly Mail political editor Phillip van Niekerk in Sebokeng on August 3.

Their car was hijacked by their attackers. A police spokesman said yesterday the four were arrested after the journalists' car had been seen at a filling station in Evaton.

The men were expected to appear in the Sebokeng Magistrate's Court yesterday.

CHARLIE PRETZLIK reports that ANC PWV area spokesman Ronnie Mamoepa said Inkatha supporters went on the rampage in Ratanda township near Heidelberg after a march led by regional Inkatha official Themba Khoza to the local police station yesterday to protest against the death of a hostel inmate last week.

He said about 200 armed men were bussed into the township and then "assaulted people at random". No details about injuries were available.

The police, he said, later escorted the attackers back into the hostel without making any arrests.

Col F J le Grange of the Heidelberg police said police had monitored the marches and there were no reports of any injuries.

WILSON ZWANE

Police also denied ANC claims that police had been in cahoots with Inkatha supporters.

Also yesterday, outside the Escort bacon factory near Ratanda, Inkatha supporters met Food and Allied Workers' Union members returning from a protest in town.

Clashes followed in which one person was seriously injured, Ratanda Civic Association assistant general secretary Dan Nkosi said last night.

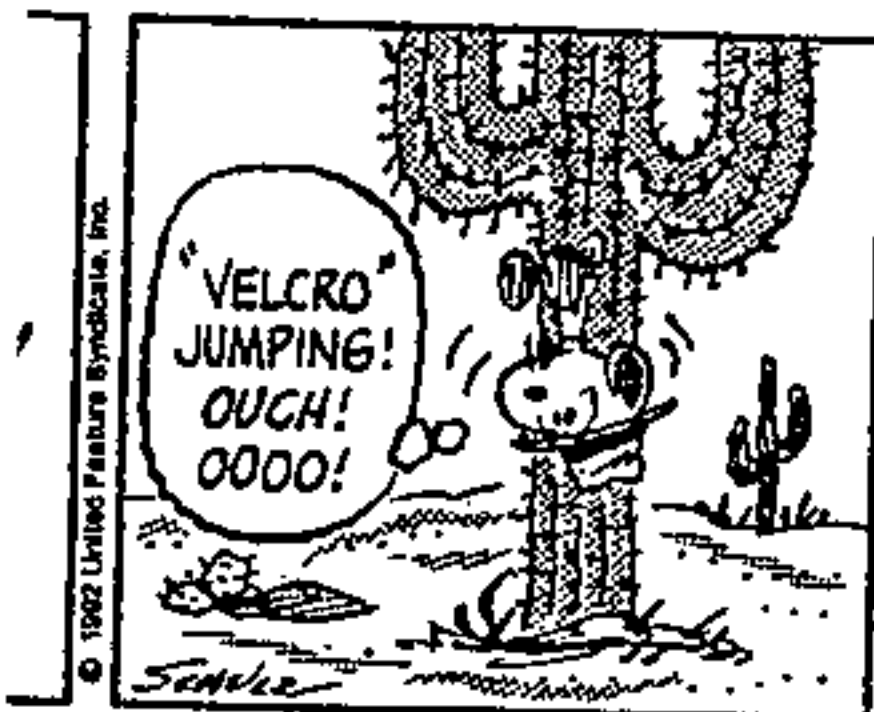
A police squad saw the clashes but could not get to the scene immediately as they were on the other side of a "fenced railway line", police said.

Three people were shot dead at Esikhawini near Empangeni on the Natal north coast on Tuesday night and three were injured, police said.

Our Durban correspondent reports that a church-based peace initiative in Murchison near Port Shepstone yesterday began trying to get warring Inkatha and ANC factions to meet following violence which had left at least 12 dead since the weekend.

A Port Shepstone police spokesman confirmed that 23 people had died in violence in the area since August 1.

by Charles Schulz



Move to protect bus drivers

DIRK HARTFORD

THE ANC alliance intends laying a formal complaint with the national peace secretariat about continuing intimidation and attacks on Cosatu-affiliated bus drivers at the KwaZulu Transport depot in Maritzburg.

Transport and General Workers' Union assistant general secretary Randall Howard said two KwaZulu Transport buses had been burned this week, five stoned and two drivers injured.

Last week Inkatha supporters, led by the Inkatha representative in the Natal dispute resolution committee David Ntombela, sealed off the depot to prevent buses leaving, allegedly because the 500 union members at the depot supported Cosatu's call for a general strike.

Govt move criticised

Sowetan 13/8/92

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■ Magistrates to inspect prisons following deaths in custody:

OPPOSITION leaders yesterday dismissed the Government's appointment of six magistrates to inspect prisons and prisoners as window dressing.

ANC spokesman Dr Pallo Jordan said the announcement fell short of bringing security force members implicated in deaths in custody, before the courts.

Jordan said the Government had to make public the findings of investigations completed by the police on deaths in custody.

"We want an undertaking that the Government will prosecute people found to have been responsible for the deaths in custody," he said.

STAR 14/8/92
**4 policemen
suspended**

BLOEMFONTEIN —
Four policemen were suspended from duty yesterday, pending an investigation into the death of a detainee last week. (251) (329)

The policemen are members of the SAP Section for Visible Policing at Vredefort.

Abel Montoedi was found dead in his cell on August 6.

Brigadier Bart Vosloo, SAP Deputy Regional Commissioner in the Free State, said in a statement the Chief State Pathologist had completed the postmortem into the death and had informed the SAP.

A private pathologist, appointed by Mr Montoedi's family, had been present. — Sapa.

DEATHS IN DETENTION

Behind the bars

FM 14/8/92

329

Deaths in police detention are under a fierce spotlight at the moment. Yet it may come as a surprise to learn that SA's record in this area may compare well with the experience in First-World countries.

In the 18 months to June this year, 170 people are listed by the SA Police as having died in police detention (as opposed to prisons and excluding cells under the control of homeland police forces). These deaths are broken down as follows:

- Suicide — 49;
- Natural causes — 31;
- Assaulted by members of public before arrest — 27;
- Unnatural causes where no foul play is suspected — 20;
- Killed trying to escape — 14;
- Deaths where cases against SAP members are still being investigated and where no prosecution has yet been instituted — 12;
- Assaulted by other inmates — seven;
- Deaths where SAP members were prosecuted — six; and
- Killed by police in self-defence — four.

The total number of people who passed through police cells in 1991 was just under 1,9m and we can assume that this figure can be extrapolated to cover the first six months of 1992.

These statistics produce an average of 113,28 deaths in detention each year. This is the equivalent of one cell death for every 16 714 prisoners, or 5,98 deaths per 100 000 prisoners. The figure for suicides is 1,67 per 100 000 detainees.

Whether or not this figure is acceptable may depend on comparison with available foreign statistics. In Los Angeles prisons in 1973, for instance, there were 108 suicides per 100 000 inmates; the annual figure for Detroit over four years in the Seventies was 245 per 100 000. In Britain, between 1958 and 1969, the annual prison suicide rate was 46 per 100 000 inmates.

These figures are obviously out of date, but even if we allow for a dramatic improvement in prison standards in the UK and the US in the past two decades, the SA figures seem very low indeed — particularly in view of the fact that the American and British figures deal only with suicides (which make up 28% of the deaths in SA listed above).

It can be argued that the foreign figures quoted are for the prison population as a whole, rather than the transient inmates of police cells. But according to research by Unisa criminologist A E van der Hoven (he unearthed the above statistics), "in most cases suicide takes place within the first days and weeks of detention." In the Netherlands, 33% of prison suicides are committed within the first month; in the US, more than 50% of



SAP's Van der Merwe . . . new orders on detainees

jail suicides happen less than 24 hours after the inmate has been locked up.

This is precisely the period when the police, rather than the prisons authorities, are responsible for the safety of detainees.

The period of detention in SA can vary from a few hours (as when drunks are put in a cell to sober up) to weeks (prisoners against whom crimes are still being investigated).

Van der Hoven notes that, for alcoholics and drug addicts, the first few hours of detention are especially traumatic: they fear the effects of detoxification, "which plays an important role in the cause of suicide."

Of three deaths in detention in SA reported this week, one man was arrested for possession of dagga and LSD (the police say he hanged himself with strips of blanket); one was arrested for being under the influence of liquor but apparently died of an asthma attack; and the third was arrested for alleged murder after a domestic quarrel (he apparently hung himself with his socks).

The police have standing orders for the treatment of detainees and these have been supplemented recently by new orders from SAP Commissioner Johan van der Merwe.

One standard provision is that detainees must be visited every hour and every 30 minutes if they are under the influence of drugs or liquor. The police are adamant that every possible precaution is taken and every death is fully investigated — though it is obviously not possible to keep each detainee under constant surveillance.

It is clear that deaths in detention are inevitable: newspaper posters drawing attention to each one, as in the past week, are at

best unhelpful and at worst hysterical.

What is important is the cause of each death. It is vital that the categories listed above are a reflection of what actually happened — which is why the post mortem is so important. The police have no choice in this area: the Inquest Act provides that any death by unnatural causes must be subject to a post mortem.

We must also find out how the proportions of total SA cell deaths in the last 18 months (suicide 28%, natural causes 18%, prosecutions and investigations of police assault 10% and so on) compared with the experience in other countries. If the police have nothing to hide, they should be prepared to be completely candid with details of cell deaths and to submit to independent verification in order to clear their name.

Our police may be doing their best, but they are also fighting an unpleasant legacy: the 1977 death of Steve Biko at the hands of the security police casts a long shadow. Too many political activists (as opposed to, say, murderers and drug addicts) died in detention in suspicious circumstances and this has undermined the SAP's credibility.

Only the SAP can restore its reputation. According to Van der Merwe, it is anxious to do so: "Even one death in detention is too many for us."

It is unhelpful to pretend that every such death is a politically motivated murder or a result of criminal negligence. ■

NEGOTIATIONS FM 14/8/92

Here comes Codesa

While the political atmosphere this week improved, ANC spokesmen are cautious about prospects for the resumption of direct constitutional negotiations.

But this may simply be the result of having had the bubble of their earlier optimism so rudely pricked at Codesa 2.

The NP's information director Piet Coetzer describes the prospects for fresh negotiations as "pretty good — if not on a full, Codesa-style basis in the immediate future, (then) on the bilateral level and on the question of violence, using the structures of the Peace Accord."

Informed government sources say negotiations could resume "within weeks."

Continuing the theme of the brighter outlook in general, Coetzer points to the preparatory talks due to be held between government and the PAC (as the FM went to press) and to "movement in the rightwing." This is a reference to differences which again surfaced in the CP last weekend.

Continue →

DETENTIONS (329)
ACCORDING to the HRC, 45
people are currently detained
under Section 3 of the Public
w/ma 14/8-20/8/92

BAROMETER

Safety Act and one person under
Section 29 of the Internal
Security Act.
w/ma 14/8-20/8/92

SECURITY FORCE ACTIONS

A TOTAL of 757 people were
arrested, six killed and 14 injured
in the PWV, northern Transvaal,
Natal, eastern Cape, Border,
Free State, Bophuthatswana and
Giskei. Of the arrests, 270
occured in the PWV and 275 in
the northern Transvaal.

329
**Cops bust
ANC man**

Sunday Times 16/8/92
Sunday Times Reporter

AN ANC official was arrested for illegal possession of a Makarov pistol and ammunition at his home in the Vaal Triangle yesterday, police said.

Acting on a tip-off, the SAP launched a dawn raid on the home of local regional political education secretary Mr Tsakili Khumalo in Zone 12, Sebokeng.

They seized the pistol and 16 9mm rounds.

Mr Khumalo is being held in custody and will appear in court tomorrow.

Cell death man was suing Law Minister

ST Times 16/8/92
A MAN found dead in a Free State police cell last week after an alleged assault by his jailers was suing the Minister of Law and Order for an earlier assault, allegedly carried out last January.

The trial date had been set for November — but Mr Abel Montoeli, who a witness claimed had vomited blood after being kicked at the Vredefort police station, died last Thursday from a brain haemorrhage caused by head injuries.

By KURT SWART

Four policemen were suspended from duty this week pending an investigation into the incident.

This was the first disciplinary action taken against policemen since pathologist Dr Jonathan Gluckman opened his files last month and claimed that hundreds of deaths in detention were the result of police assaults.

At the request of Mr Montoeli's lawyers, Dr Gluckman assisted the chief pathologist in the Free State at the post mortem on Wednesday.

32 Injury

The family's legal representative, Miss Anne-Marie de Kok, said this week: "I have not received the final report from Dr Gluckman but the post mortem showed that Mr Montoeli died as a result of a massive subdural haemorrhage."

According to the police, Mr Montoeli was found dead in his cell in Vredefort, near Parys, during a routine visit at 1.30am on August 6. He had been arrested the previous afternoon in connection with the theft of a firearm from a municipal policeman.

"We arranged for Dr Gluckman to attend the post mortem at the request of the family," said Miss De Kok.

"We'll be putting pressure on the police to investigate, to prosecute and if there are no grounds for immediate prosecution, to institute an inquest as soon as possible."

Free State deputy regional commissioner Brigadier Bart Vosloo said when the investigation was completed the dossier would be forwarded to the attorney-general.

According to Miss De Kok, Mr Montoeli had allegedly been "badly assaulted" in custody 18 months ago, along with Mr Samson Marumo.

Mr Montoeli alleged that he was beaten and kicked in the Parys police station

and shocked repeatedly with electric wires.

A report submitted by Dr Roderick Carter showed that the injuries noted by Dr JM Mahlare, who first examined Mr Montoeli, was "entirely consistent with Mr Montoeli's account of the alleged assault".

"Abel approached us at the beginning of last year, and we instituted a civil action for him and Mr Marumo in the Parys magistrate's court last July for R20 000 damages. The trial date was set for November 19," said Miss De Kok.

According to information received by the lawyers, Mr Montoeli was a chief marshal in two marches in Vredefort last week.

The marches were peaceful, but witnesses said police noted the names of some marchers, including Mr Montoeli's.

At about 8pm on Wednesday, he and Mr Christian Maklatle were arrested by four policemen and taken to Vredefort police station.

Assault

According to Mr Maklatle's statement, policemen hit and kicked Mr Montoeli after the two men were taken to the police station.

Mr Montoeli was placed in a room for about an hour and Mr Maklatle heard him screaming. When Mr Montoeli was removed from the room he was unable to walk or speak and was carried to a cell.

● Reacting to the SAP's announcement that six retired magistrates were to be appointed to carry out ad hoc inspections in an attempt to reduce the number of deaths in detention, Dr Gluckman said:

"There should be no deaths in custody, never mind a minimum.

"What is needed is a judicial inquiry under the aegis of our supreme court judges who enjoy the confidence of all our peoples," said Dr Gluckman.

NEWS Casual gunman shoots three dead • Eight hurt in AK-47 attack

Mourners targets of death angel

Sowetan 17/8/92

ing said another girl, also in her teens, had been taken to hospital with a leg wound.

A pregnant woman

Yesterdays' shooting came two days after Ivory Park residents witnessed a massacre where four people were killed and eight injured. One of the dead was a pregnant woman.

Witnesses in Jiyane Section said after he had sprayed the combi with bullets, the gunman "walked away casually".

"He did not even run," said a shocked Mr Raymond Ndlovu, one of the passen-



gers in the combi.

"He just walked away and nobody stopped him," said Ndlovu. He could not take his eyes off the combi whose windows were shattered and the bodywork riddled with holes.

He said he became aware that there was something wrong when he heard gunshots. "We all threw ourselves to the floor of the combi until the sounds of the gun subsided.

Man carrying gun

"We only discovered afterwards that one girl had died and the other injured in the thigh. When I looked outside I saw the man carrying a gun and walking away slowly," said Ndlovu.

By Ruth Bhengu

THREE people were shot dead and at least one injured in Ivory Park, Tembisa yesterday, when gunmen opened fire on mourners in different incidents in the East Rand squatter settlement.

The mourners were on their way to the local cemetery to bury victims of last week's shootings in what seems to be a continuous orgy of death in the makeshift settlement.

Survivor recalls massacre which follows just days after killing orgy in East Rand makeshift settlement:

Several residents said the shootings were the result of a taxi feud between two associations, but the police said it was "difficult to tell".

Difficult to tell

A spokesman for the police, Lt Wikus Weber, who could confirm only two deaths, denied the existence of a taxi war.

"It is difficult to tell who is fighting who. The police are still investigating," he said.

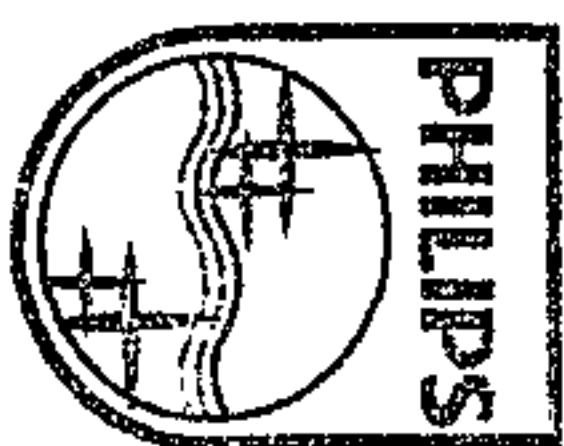
Weber said the two dead were reported to him were men.

The Sowetan arrived at Ivory Park minutes after the body of a teenage girl had been removed in Jiyane Section yesterday.

Witnesses who survived the shoot-

STICK-A-PIC COMPETITION

PHILIPS



Technology to enrich your life

This is the fourth puzzle piece in the Philips stick-a-pic competition. Cut it out and paste it on the appropriate square (4) on the entry that appeared in Sowetan on August 11. The first prize is worth R13 000.

News in brief

Business indaba

THE role of big business in the development of small businesses is one of the topics to be discussed at the Business and Entrepreneurial Development conference to be held next month. The three-day conference is part of Sowetan's Nation Building campaign and is sponsored by the Development

Bank of Southern Africa. It will be held at Eskom's Midrand Training College and starts on September 13. Anyone interested in attending should call (011) 678-2415. See entry form on page 6.

ANC man held

(329)

ANC political education secretary Mr Sakile Khumalo was arrested at his home in Sebokeng on Saturday Sowetan 17/8/92

Sowetan 17/8/92

(329)

morning for illegal possession of arms and ammunition, police liaison officer Lt Wikus Weber said. - Sapa.

ANC rethinks tours

THE African National Congress is to review its position on further rugby tours, including the current Australian tour, today. This follows the playing of the SA national anthem, *Die Stem*, before the Test match between South Africa and New Zealand at Ellis Park on Saturday.

Claim against Kriel

Soweto 17/8/92.
■ Azayo president sues for
R150 000:

By Monk Nkomo

AZANIAN Youth Organisation president Mr Thami Mcerwa is claiming R150 000 in damages from the Minister of law and Order for being allegedly unlawfully arrested, assaulted and maliciously prosecuted.

Mcerwa said he was arrested in Soweto on February 22 this year by three members of the South African Police.

The policemen allegedly assaulted him, pointed a firearm at him and called him a "kaffir", Mcerwa's attorney, Mr Cyril Morolo, says in a letter to the Minister of law and Order, Mr Hernus Kriel.

Mcerwa alleges he was taken to the Moroka police station where he was again assaulted by two plainclothes policemen.

MK man dies in custody (329)

PORT ELIZABETH — Awaiting-trial Umkhonto we Sizwe (MK) member Mabandla Wulana died in police custody in Livingstone Hospital yesterday.

Mr Wulana and two other people were arrested last month after being found in possession of an AK-47, two other firearms and ammunition.

The Human Rights Commission (HRC) said police had told Mr Wulana's family that he died of liver cancer.

However, family members believe Mr Wulana would have told them if he had had cancer

when they spoke to him two weeks ago.

An HRC spokesman said the family had requested that a private pathologist be present at a post-mortem this morning.

ANC spokesman Phila Nkayi said the ANC was seeking legal advice.

Mr Wulana was the fourth person to die in police custody in Port Elizabeth during the past two weeks.

Police media officer Captain Piet Gouws said he would inquire about the incident and comment later. — PEN.

Liver disease killed MK cadre - SAP

By Bronwyn Wilkinson
Crime Reporter

Police have claimed that Umkhonto we Sizwe operative Mabandla Wulana, who died in a Port Elizabeth hospital in police custody on Monday, died of an Aids-related liver condition.

Eastern Cape regional police commissioner Major-General Koos Calitz said in a statement yesterday that Mr Wulana (24) died at 6.30 am on Monday in the provincial hospital "as a result of a liver condition relating to positive HIV tests".

According to General Calitz, Mr Wulana had first complained he was feeling ill on July 28 and he was transferred from the Louis le Grange police station to the St Albans prison hospital, where he was treated until August 6.

On August 6 he was again transferred, this time to the provincial hospital, after tests conducted on him had established he was suffering from "a serious liver ailment with hepatitis B as a secondary complication", General Calitz said.

A post-mortem would be held within the next two days to confirm the cause of death, and a private pathologist would be allowed to attend.

According to police, Mr Wulana was arrested in Port Elizabeth on July 9 during an attempted armed robbery. He was charged with being in possession of an unlicensed AK-47 assault rifle.

Police said he was also positively linked to an armed robbery in the city on June 16.

Mr Wulana appeared in court on July 13 and was awaiting trial at the Louis le Grange police station when he fell ill, the statement said.

Mr Wulana's elder brother, Alton Mxolisi (39), told Sapa yesterday that police had never informed his family about Mabandla's illness or his admission to hospital.

He said his brother's stomach had been swollen and he had lost much weight.

He had not been able to visit his brother the following week.

ANC spokesman Carl Niehaus confirmed that Mr Wulana was a member of Umkhonto we Sizwe.

● Mr Wulana was the third person to die in custody in Port Elizabeth and the eighth nationwide since pathologist Dr Jonathan Gluckman went public on July 26 with allegations that police were murdering people in their custody.

Last Thursday, four Free State policemen were suspended from duty pending an investigation into the death of Abel Montoedi, who was found dead in his cell at the Vredefort police station on August 6.

After the post-mortem — attended by Dr Gluckman — the State pathologist told police he had found that Mr Montoedi had died of a brain haemorrhage as a result of head injuries.

The four members of the Visible Policing Unit at Vredefort were suspended.

Police are still investigating dockets of murder and assault arising from Mr Montoedi's death.

NEWS Family not told about illness ● Packed houses expected for Ibrahim concerts

Detainee's death confirmed

Sowetan 19/8/92

■ **Police report Umkhonto weSizwe member died in hospital of Aids-related liver disease:** (329)

POLICE have confirmed the death in detention of Umkhonto weSizwe cadre Mabandla Wulana on Monday, claiming he died of an Aids-related liver condition.

Eastern Cape regional police commissioner Major-General Koos Calitz said Wulana (24) died at 6.30am in Port Elizabeth's Provincial Hospital "as a result of a liver condition relating to positive HIV tests".

Calitz said Wulana first complained he was feeling ill on July 28. He was transferred on that date from the Louisie Grange police station to the St Alban's prison hospital, where he was treated until August 6.

On August 6, Wulana was transferred to the Provincial Hospital after tests established he was suffering from "a serious liver ailment with Hepatitis B as a

secondary complication", Calitz said.

Calitz confirmed a post mortem would be held within next two days to confirm the cause of death and a private pathologist will be allowed to attend.

Wulana's older brother, Alton Mxolisi, said police never informed his family of Mabandla's ailment or his hospitalisation.

An unidentified man brought them the message of his admittance to the Provincial Hospital, where nurses told Mxolisi his brother was suffering from a liver complaint.

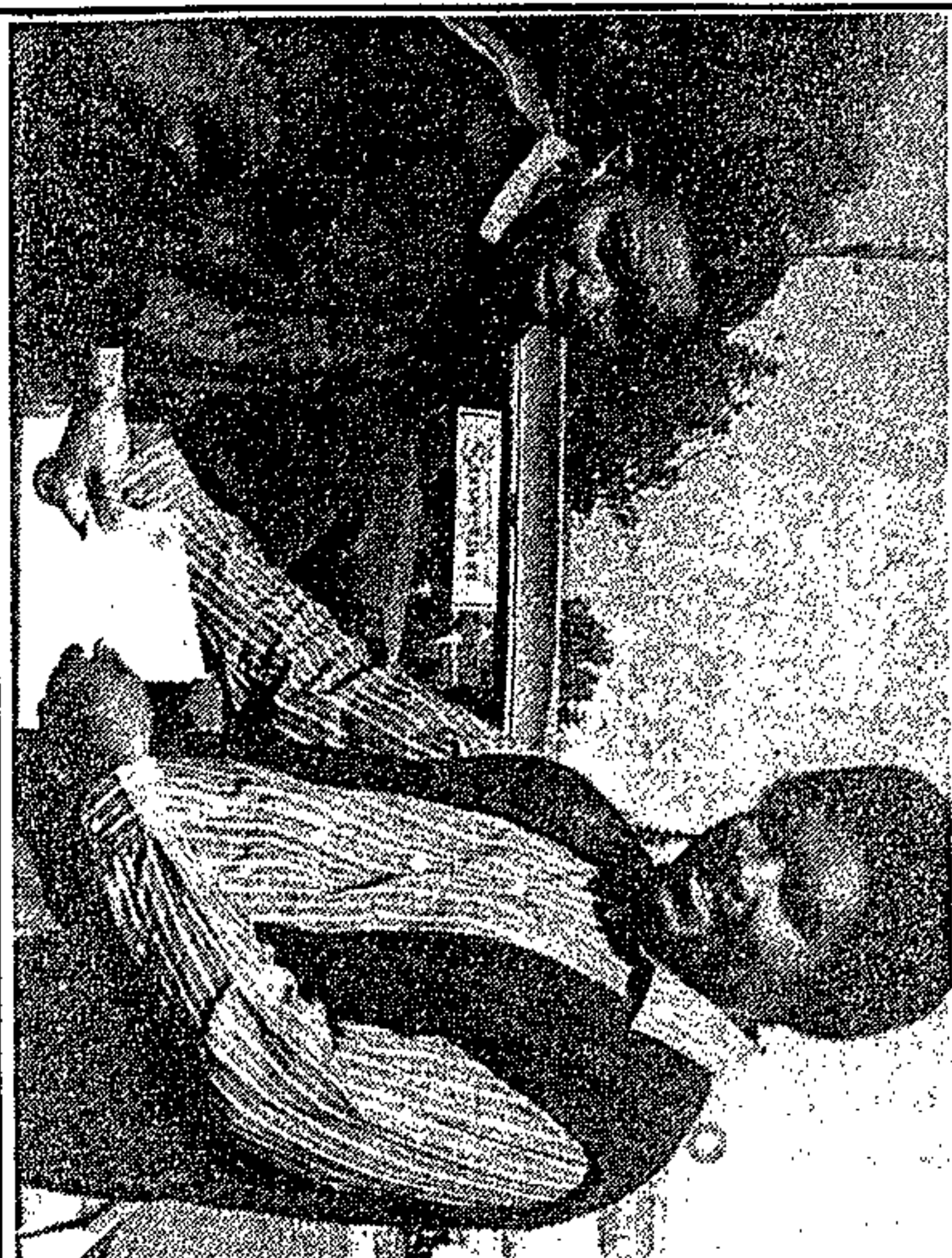
He said Mabandla complained of a painful stomach when he was allowed to see him for ten minutes two weeks ago.

A second attempt to visit his brother the following week was prevented by the authorities, he said.

Police said Wulana was arrested in Port Elizabeth on July 9 during an attempted armed robbery. He was charged, among others, for being in possession of an AK-47 rifle and was also positively linked to an armed robbery in the city on June 16.

Wulana appeared in court on July 13 and was awaiting trial at the Louisie Grange police station when he fell ill, the police statement said.

ANC spokesman Pila Nkayi said the organisation had referred the matter to Human Rights Commission. - *Sapa*.



Leonard Segage became R200 richer when he was spotted displaying the new Sowetan bumper sticker in Soshanguve, Pretoria. Presenting him with his prize at Enyanya garage is Julia Kgohe.

Stick-A-Pic Competition

ANC man killed (22)

AN African National Congress member was killed and three people were arrested during a police raid on a home at Murchison near Port Shepstone yesterday, according to the SAP. (329)

Internal Stability Unit liaison officer Lt-Col Ray Harrauld said the police raided a home in Murchison after receiving a tip-off that arms and explosives were stored there.

Mr Sifiso Ngcobo (22) was killed in the operation after he had pointed an AK-47 rifle at policemen, Harrauld said. Swetlan 20/8/92

329
**Policeman held
over ANC deaths**

DURBAN — A police warrant-officer stationed at Empangeni has been arrested in connection with the deaths of two African National Congress members a week ago. *STAR 21/8/92*
ANC members Michael Mthetwa and Simon Msweli died on their way to hospital after being wounded in a shootout with the security forces on August 14.

Three policemen were killed in the shootout.

A man is to appear in court at Empangeni today. — Sapa.

DETENTIONS

(329)

POLICE reported that one person was being held under Section 29 of the Internal Security Act and 45 people were being held under a provision of the Public Safety Act.

W/Man 21/5-27/5/92

w/m ad 21/8 - 27/8/92

Police tortured 15 — forensic expert

HARD on the heels of pathologist Jonathan Gluckman's revelations about deaths in police custody, another forensic expert has made startling charges about police torture and the current inability of South Africa's courts to deal with such allegations.

Internationally renowned forensic psychiatrist Professor Michael Simpson has been called as an expert witness in 15 human rights cases since 1985. In many of these cases, he says, there was overwhelming evidence corroborating torture claims.

And in a related development, African National Congress national executive committee member Ibrahim Ibrahima has confirmed to *The Weekly Mail* that he is to sue the government for torture and unlawful abduction, following his alleged kidnapping from

Swaziland by security forces in 1986. The case starts in late October.

In what is expected to be a watershed case which may open the floodgates for scores of similar damages claims, Ibrahima will tell the supreme court that he was subjected by police to uninterrupted noise for four consecutive days and nights.

Simpson's accusations raise serious questions about the government's current call for a general amnesty. Such an amnesty, he feels, will not only allow torturers to go free, but will also make it almost impossible for survivors of torture and their families to sue the police for alleged torture crimes.

From the cases in which he has been involved, Simpson supplies many examples of irregularity.

In the infamous Donald Madisha case, brought to court by the family of

A second independent forensic expert has come forward with

further evidence that detainees

were tortured by police and

the judicial system has been

woefully inadequate in

dealing with this.

By MARK GEVISSER and

ROSALIE TELELA

a Potgietersrus activist who died in detention in June 1990, Simpson was called to give evidence, and found it "astonishing, given the irregularities, that neither the police nor medical officials were found culpable".

Among these irregularities were the following:

● The district surgeon diagnosed Madisha as being "schizophrenic" on the night before his death, after a supposed full examination that was conducted in a dimly lit cell with Madisha standing upright and fully dressed. "No competent medical doctor," comments Simpson, "would give such an examination."

● The district surgeon then prescribed valium, the wrong treatment for schizophrenia, and claimed to give Madisha a 10mg intravenous injection of the drug, even though an autopsy found no valium in Madisha's body. "It is flatly and utterly impossible for there to have been no valium in the bloodstream if indeed it was administered the previous day," Simpson comments.

● The district surgeon testified that

"The police themselves need such inquiries," Simpson continues. "Our country needs a police force and that police force needs to be above suspicion. That is why so many countries, even where police misconduct is very rare, have elaborate procedures to prevent it and a proper system of investigation to check and balance it." The problem, he feels, is not only that the state botches and/or conceals its own medical evidence, but that it is almost impossible to prove allegations of torture in court: "If you have been detained under Section 29," he says, "you are in solitary confinement and are not even allowed a pen and paper to keep notes. You are in a situation in which it is very difficult to keep track of time and of events, and there is no one independent to check up on your bruises."

"If indeed you are assaulted, only the very people who assault you have the hard evidence, and they're hardly going to testify against themselves." Unless victims have actually lost eyes or suffered permanent physical damage, it is their unprovable testimony versus that of policemen who can refer to lengthy docket-books. Furthermore, the victims are often poor black people who do not have the resources to fight the state, which has access to as much expert legal and medical advice as it needs. Attorney Shirley Walsh, who represents many torture victims, says "the majority of these cases are settled out of court, for minimal sums. If the points are to discipline the police and compensate the victims, these out-of-court settlements fail on both counts."

Other cases investigated by Simpson showed astonishingly large quantities of a muscular enzyme called creatine kinase, which could only have been caused by muscular damage and, under the conditions of detention, only electric shock could have been responsible. In these cases, the police denied using electro-shock torture, even once claiming that the high quantity of an unclothed red substance in a victim's urine was the result of a "beetroot meal".

While Simpson praises Gluckman for his disclosures that he had recorded almost 200 deaths in custody, he says that "inquests are not the answer. There's a difference between a paper inquest which can take five minutes over a cup of tea, and a public inquiry in which survivors' families and independent experts can give evidence."

Kriel to be sued after death in police custody

329
By MONWABISI
NOMADOLO

C/Pren 23/8/92
LAWYERS acting for the family of a youth who "collapsed and died" in police custody in Vosloorus are to sue Law and Order Minister Hernus Kriel.

The 62-year-old Watch Makhube, sickly father of Edward Bongani Makhubela said he was certain that police had killed his 24-year-old son.

According to Makhubela's lawyers, Edward died of brain haemorrhage after a severe blow to his head following his arrest as a suspect in the theft of a policeman's firearm.

Legal representative Corrin Novel told City Press lawyers were satisfied with the report by pathologist Dr Jonathan Gluckman, adding state pathologist Dr Kemp had made the same findings.

Novel said an inquest would be held, but they would probably have to wait up to two years.

She said the amount to be claimed was a private matter.

East Rand police spokesman Captain Ida van Zweek said investigations were continuing.

Makhubela said police lied when they said his son collapsed and died.

"After collecting him from the government mortuary, he was still bleeding through his nose and mouth," he said, adding he had evidence his son was last seen leaving the police station with a certain detective whose name is known to City Press.

Cop held over deaths of injured ANC men

By RYAN CRESSWELL ^{S/ Times} 23/8/92

A POLICEMAN has been arrested in connection with the deaths of two wounded ANC members allegedly killed while being taken to hospital after a shoot-out with security forces.

Captain Hamilton Ngidi of the Durban police confirmed that a warrant officer based in Empangeni in northern Natal had been arrested in connection with the deaths of Mr Michael Mthetwa and Mr Simon Msweli.

Yesterday forensic pathologist Dr Jonathan Gluckman — who recently disclosed startling details of deaths in police custody — flew to Durban to conduct second autopsies on the men.

Earlier this week, SAP regional commissioner Major-General Colin Steyn announced police were holding two members of the SAP's internal stability unit and two members of the SADF for questioning in connection with the incident.

Early on the morning of August 14,

members of the police force went to a house in Sokhulu near Empangeni after receiving information that a suspect wanted on 48 charges was in the building.

Police said they surrounded the house and began to enter from the back of the house after a Casspir smashed a hole through a bedroom wall.

Shots were fired from the building and Sergeant NE Krile, Constable ND Claassen of the Newcastle stability unit and Constable Samuel Mathe of the Kwambonambi CID were killed.

During the shoot-out, Mr Mthetwa and Mr Msweli were injured and arrested, but another man escaped.

Ambulance personnel apparently refused to pick up the wounded men because they regarded Sokhulu as too dangerous to enter.

As a result, the two men were transported in a police vehicle under the charge of two policemen and two soldiers.

The ANC members were certified dead on arrival at the hospital.

Two more die in police custody

By Bronwyn Wilkinson
Crime Reporter

STAR 24/8/92

(329)

Another two people died in police cells at the weekend, bringing to 82 the number of deaths in police custody this year.

Ten people have died since pathologist Dr Jonathan Gluckman went public last month with allegations that police were murdering people in their custody.

The two men who died in cells in the eastern Transvaal at the weekend both died within 12 hours of their arrests.

Yesterday, a 25-year-old man died in a cell at the Witbank police station.

Eastern Transvaal police spokesman Major Schalk Pienaar said the man, whose name and address were unknown, died at about 3 am.

"The circumstances surrounding the death are being investigated by the SA Po-

lice," Major Pienaar said.

The man had been arrested by farmworkers on a farm in the Witbank district on Saturday. He had been suspected of stock theft and housebreaking.

The major said police were trying to arrange a post-mortem with a State pathologist for today.

On Friday night, police said, a 30-year-old man used his underpants, a sock and shoelaces to hang himself from his cell window at Blinkpan police station.

Major Pienaar said Joseph Mpheteng, of Van Dyksdrif mine, was arrested at 1.15 pm on Friday on charges of rape and theft.

At 11.50 pm he was found hanging from his cell window.

Major Pienaar said the case was being investigated.

Dr Gluckman said last night: "It is not stopping. It

is not slowing down."

He said he did not consider deaths in police cells as the only custody deaths.

"The police only release the details when someone dies in a police station or in a cell. What about all those who die without even making it to the police station?"

He said the deaths of Michael Mthetwa and Simon Msweli, who died on their way to hospital after being wounded in a shootout with the security forces in Empangeni on August 14, were cases in point.

A warrant-officer has been arrested in connection with their deaths and police are investigating the possibility that the pair sustained more injuries on their way to hospital.

Dr Gluckman said he felt despair at the deaths, but was heartened by the fact that police were beginning to take action.

Housing forum to be launched soon

WILSON ZWANE

A NATIONAL housing forum will be launched in Johannesburg at the end of this month following months of preparations.

Financial institutions, political organisations, trade unions and development agencies will be among 17 organisations who will attempt to find solutions to the present housing crisis and make recommendations to government.

Government withdrew from initial discussions on the housing forum in January, saying socio-economic matters should be discussed at Codesa.

The ANC, the PAC, Inkatha, civic groups, Cosatu, Nactu, the Life Offices Association, the Mortgage Lenders' Association, the IDT and the Development Bank are among the bodies who are represented on the forum.

A source close to a working committee entrusted with working out the forum's details said at the weekend that everything was in place and the forum would be launched at a news conference at the end of the month.

A civic leader, who asked for his name to be withheld, said government should reconsider its participation in the forum now that Codesa had collapsed.

Minister Leon Wessels has said government would maintain bilateral contact with the forum.

Meanwhile, SA National Civic Organisation president Moses Mayekiso has called on banks to stop lending money to government. It was not clear yesterday whether the Council of SA Banks (Cosab) would meet government to discuss Sanco's call.

Mayekiso told Cosab representatives in Johannesburg on Friday: "Cosab members hold more than R13bn in government loans of various sorts... This is more than 10% of total government debt."

Mayekiso said banks should stop lending government money until it was clear that democratisation was irreversible.

He said unless the bankers stopped lending government money and changed their lending policies towards blacks, Sanco would embark on a mass action campaign which would include the bond boycott.

Cosab could not be reached for comment yesterday, but Mayekiso said the council had promised to respond to his organisation's demands within two weeks.

Efforts to reach Local Government spokesman Johan Smit yesterday were unsuccessful.

Pilots claim Transnet breached agreement

SUSAN RUSSELL

THE SAA Pilots' Association (SAAPA) has instituted legal action against Transnet which, it claims, breached a conditions of service agreement by promoting five pilots to the rank of Boeing 737 captain over the heads of more senior candidates.

In papers filed in the Rand Supreme Court, the pilots' organisation claims numerous other pilots employed by the airline with greater seniority should have been considered before the five senior first officers who were promoted.

The association is seeking an order declaring the promotions unlawful and in breach of the regulation agreement between Transnet and the SAAPA which governs pilots' conditions of employment.

The association also wants an order directing Transnet to reverse the five appointments and pay the compensatory allowance provided in the agreement to those pilots who qualified for it.

Transnet has given notice that it intends opposing the application.

According to court documents filed by the association, Transnet (SATS at the time) signed the Regulation Agreement in April 1989. In December 1991, Transnet notified the association of its intention to

cancel the agreement. However, the terms and conditions of the agreement were to stand until it was replaced by two separate agreements.

Association president Clair Herbert Victor Fichard said the agreement was still in force as this had not yet been done.

The airline's four ranks of pilots are first officer, senior first officer, captain and senior captain in order of seniority.

Transnet invited its captains and senior first officers to apply for the vacancies in the Boeing 737 fleet in December 1990.

Fichard said five senior first officers were appointed over the heads of other more senior candidates who had applied. In addition, senior candidates whose applications were unsuccessful had not been given the allowance provided for in the Regulation Agreement for having been bypassed for promotion.

Fichard said the association's attorneys wrote to Transnet asking it to cancel the appointments or to pay the allowance.

However, Transnet denied breaching the agreement and refused to cancel the appointments or pay the allowances.

Two men die while held at police stations

PRETORIA — A 25-year-old man died in police detention at Witbank Police Station yesterday, an SAP statement said.

Maj Schalk Pienaar said police were investigating the circumstances surrounding the death of the man, whose name and address were unknown and who had been accused of stock theft and housebreaking.

Earlier, police at Blinkpan, near Middelburg in the Transvaal, said a man had used his underpants, a sock and shoelaces to hang himself from his cell window.

SAP Eastern Transvaal liaison officer Maj Schalk Pienaar said Joseph Mpheteng, 30, had been arrested on Friday on charges of rape and theft. — Sapa.

Cops detain 'MK cadres'

Scutelan 24/8/92 (329) (3281)
■ Sequel to death of police informant:

THREE men, two allegedly members of the African National Congress' armed wing Umkhonto we Sizwe, were arrested yesterday in connection with the death of Mr Andre de Villiers on his farm at Addo last Monday, police said.

Regional police commissioner Major-General Koos Calitz, who is heading the investigation, said in a statement yesterday police had also seized a 9mm Makarov pistol and another arrest was expected soon.

De Villiers was shot dead in his car outside his house, hours after he had told a friend, Mr Valence Watson, that he would reveal high-level names, including those of Cabinet Ministers, behind the SADF's alleged covert Hammer unit which is claimed to be behind the assassination of Cradock civic leader Matthew Goniwe and three others.

Last week President FW de Klerk said police would not rest until De Villiers' killers were found. Sapa.

STAR 25/8/92

Shooting: man in court

PORT ELIZABETH — One of three men arrested in connection with the murder of Addo farmer Andre de Villiers appeared in the Kirkwood Magistrate's Court yesterday.

The case — which the court ordered be held in camera after an application from the prosecution — was postponed to September 22.

Police liaison officer Captain Henry Chalmers said the other two suspects would appear in court tomorrow, and that the in camera ruling would also apply.

Captain Chalmers said this was to protect the identity of the suspects, but also because the men had to be part of an identification parade this week.

Mr de Villiers had been

supplying information to the ANC and the press about the activities of the "Hammer" unit, which is allegedly implicated in the 1985 Goniwe killings. (329)

The ANC said shortly after the murder that it was a political assassination, carried out to prevent Mr de Villiers from giving his information. However, in a sensational turn of events, police announced on Sunday night that two of the suspects arrested were "trained soldiers of Umkhonto we Sizwe". ANC members responded by alleging a "cover-up".

Local lawyers said yesterday they thought it was "unusual" that the suspects were making separate court appearances.

the nation in brief

Probe deaths - LHR

LAWYERS for Human Rights has called for independent investigations into deaths in police custody and charged that authorities were not serious about preventing the tragedy. (329)

The LHR's reaction followed the deaths in police custody of two men who died within 12 hours of their arrests in the Eastern Transvaal at the weekend, bringing to 82 the total of such deaths this year.

Also, 10 people have died since pathologist Dr Jonathan Gluckman went public with allegations last month that police were murdering people in their custody.

Mr Kekeletso Samuel Matenjwa, from nearby Akkerville died in the Witbank police station at the weekend. Sowetan 25/8/92.

A post mortem will be held tomorrow. - Sowetan Reporter.

Mavekiso's notice

A group spokesman confirmed the letter but would not say this was Mayekiso's apartment.

Sanco has been a major proponent of the bond boycott, which is aimed at forcing the banks into pressuring the Government to accede to the 14 demands of the African National Congress alliance. - Sapa.

PAC to donate cash

THE Pan Africanist Congress is to donate R28 000 to victims of the Boipatong massacre today, says director of information and publicity Waters Toboli. (115) (297)

Relief and aid secretary Ms Patricia de Lille and projects secretary Mrs Elizabeth Sibeko will donate the money on behalf of the organisation at a 10am ceremony in the Vaal triangle township. - Sapa. Sowetan 25/8/92

Companies conned

SOME unsuspecting South African companies may have fallen prey to a

Cops silent over MK men

Sowetan 25/8/92

329

■ INFORMANT'S DEATH Police looking for a fourth suspect in connection with De Villiers murder:

Police yesterday said they wanted the identity of the three men arrested for the killing of eastern Cape farmer Andre de Villiers kept secret until an identification parade is held.

They said the arrested men are members of MK.

An angry ANC said the police are finding the men, and the organisation, guilty even before a hearing is held.

Police are still looking for a fourth suspect.

De Villiers gave the ANC information about the "hammer unit", a hit squad allegedly responsible for political assassinations.

His murder was said to be linked to these disclosures.

See page 2

Lawyers criticise cell death inquests

THE objectivity of certain inquest magistrates in dealing with deaths in detention was questioned by a Johannesburg lawyer yesterday.

Speaking at a Lawyers for Human Rights (LHR) news conference, attorney Lawley Shein, who regularly represents the families of deceased prisoners, called for all inquests into deaths in detention to be heard by "at least a Supreme Court judge".

Shein pointed out that magistrates started their careers in the Justice Department as prosecutors, and some retained a "civil servant attitude".

However, LHR attorney David Disson said the current failure of the inquest system could be blamed on an extreme case overload, rather than subjectivity of presiding officers.

The reason cell deaths continued on a regular basis — 80 this year — was because the inquest system simply did not work, Disson said.

He called for a special unit to

STEPHANE BOTHMA

investigate alleged deaths of detainees at the hands of police.

The LHR called yesterday's news conference after Shein failed in his bid to have the inquest of Bethuel Maphumulo conducted by a judge rather than a magistrate.

Maphumulo, 31, handed himself over to the Soweto Murder and Robbery Unit on December 11 1990, in connection with theft, on the understanding that bail would be granted at his first court appearance.

Three days later he was dead. The police explanation was that Maphumulo had drowned in a swimming pool while attempting to escape.

But two post mortem reports — one by the state pathologist and one by independent pathologist Dr Jonathan Gluckman — indicated the cause of death was "multiple injuries" and the fracture of the hyoid bone in the neck.

At the time, Gluckman said such a

fracture was highly suggestive of manual strangulation.

"Despite Shein having pointed out the contradiction between the police version and the post mortem report, the Attorney-General has left the matter in the hands of a magistrate when there is a prima facie case of murder," said LHR Witwatersrand regional director Ahmed Motale.

LHR claimed that Justice Minister Kobie Coetsee earlier gave an undertaking that a judge would conduct the inquest into every death in detention in respect of which Gluckman had prepared a report, and sufficient evidence existed to warrant it.

However, Witwatersrand Attorney General Klaus von Lieres SC said yesterday he had no knowledge of such an undertaking.

Coetsee's undertaking only extended to four specific files handed to him by Gluckman earlier this year, said Von Lieres.

FW urged to admit to hit squads

PRESIDENT F W de Klerk had to admit publicly to the continued existence of hit squads or continue to face embarrassing revelations about their operations, leading human rights figures said yesterday.

And the ANC called on the Goldstone commission to advertise a witness protection programme.

RAY HARTLEY

Meanwhile, Lawyers for Human Rights (LHR) director Brian Currin has called former Military Intelligence colonel Gert Hugo — who has claimed first-hand knowledge that hit squads are still operating — a reliable and accurate source.

Hugo told several overseas publications a "third force" was actively fomenting black-on-black violence, sabotaging negotiations and planning an independent power base.

Currin said government was not investigating the third force because it

claimed it did not exist.

Human Rights Commission spokesman Max Coleman said more than 100 activists and their family members had been killed in two years, confirming the existence of "highly professional hit squads".

He said it was a well-established fact the CCB was still operating.

ANC spokesman Gill Marcus said past activities of the security forces had to be made public for the political process to go forward.

The Law and Order Ministry was in meetings yesterday and no spokesmen could be reached for comment.

Nest egg plan by MPs 'is off'

Political Staff

A MOVE by government MPs to feather their nests before the current Parliament is replaced by an interim government was off, said NP chief whip Keppies Niemann.

Details of a wide range of proposals to change pensions, gratuities, tax and medical aid schemes were in a letter sent by Niemann to other parliamentary parties' chief whips.

But an angry Niemann yesterday said the matter had simply been raised as a matter of routine following representations from MPs.

Tuesday August 25 1992

News briefs

9 detainees not fasting

THERE were nine ANC detainees fasting in support of rightwinger Leonard Veenendal - said to be in his 68th day of a hunger strike - his mother said yesterday.

The Department of Correctional Services, however, denied any knowledge of ANC detainees on a hunger strike in support of Veenendal.

Sowetan 25/8/92

the nation

Probe deaths - LHR

LAWYERS for Human Rights has called for independent investigations into deaths in police custody and charged that authorities were not serious about preventing the tragedy. (329)

The LHR's reaction followed the deaths in police custody of two men who died within 12 hours of their arrests in the Eastern Transvaal at the weekend, bringing to 82 the total of such deaths this year.

Also, 10 people have died since pathologist Dr Jonathan Gluckman went public with allegations last month that police were murdering people in their custody.

Mr Kekeletso Samuel Matenjwa, from nearby Akkerville died in the Witbank police station at the weekend. Sowetan 25/8/92.

A post mortem will be held tomorrow. - Sowetan Reporter.

Murder accused appears in court

Sanfem 25/8/92 *(329)*
■ POSITIVE IDENTITY Police say they have positively identified three men in accused of murder:

ONE OF THREE MEN ARRESTED on Sunday night in connection with the murder of Addo farmer Mr Andre de Villiers appeared in the Kirkwood Magistrate's Court yesterday.

The case, which the court ordered be held in camera, was postponed to September 22.

Police spokesman Captain Henry Chalmers said the other two men would appear in court today, also, in camera.

Chalmers said this was to protect the identity of the suspects and because they had to be part of an identification parade later in the week.

De Villiers was gunned down outside his Addo home shortly after releasing information to a Sunday newspaper on the shadowy "Hammer Unit" - which has been linked to the assassinations of Cradock activist Mr Matthew Goniwe and three of his colleagues.

Four hours before he was killed he had contacted the regional office of the ANC to say he had more information on the unit.

Announcing the arrests on Sunday night, police said two of the men were members of the ANC's military wing Umkhonto we Sizwe.

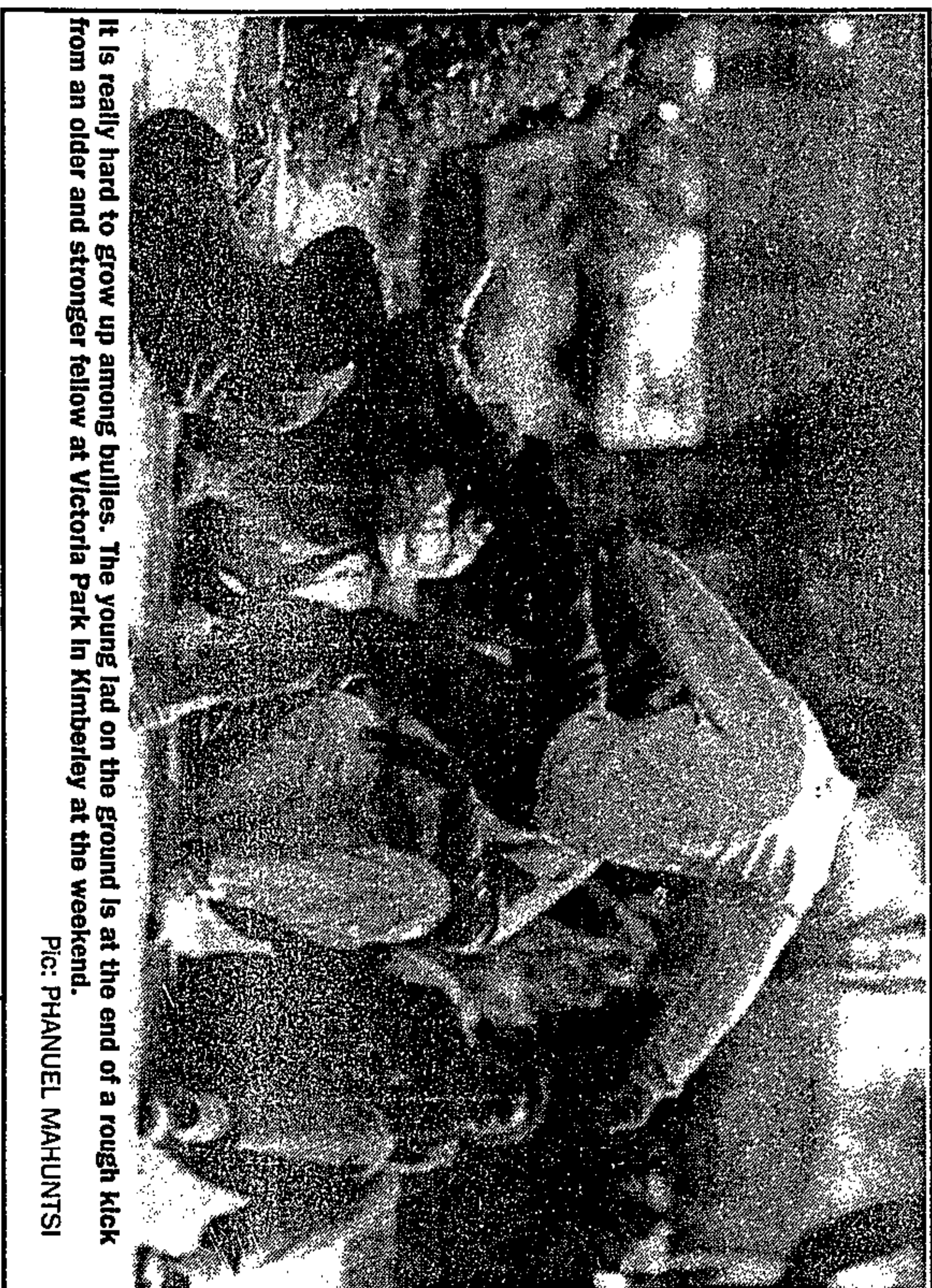
Major-General Koos Calitz said the three men had been positively linked to the murders and challenged the ANC to "explain how it is possible that a so-called ANC informer should be murdered by the military with the help of the ANC".

He said the police had confiscated a Russian Makarov pistol and were still looking for a fourth man.

After the arrests the ANC said that the SAP remarks "confirmed our worst fears about the propagandistic role played by the police force as well as its party political affiliations and antagonisms".

"Without releasing any names, the police have announced not only that two trained MK soldiers were arrested but have also pronounced on their guilt, ignoring any due process of law," the ANC said. - *Ecn*.

NEWS Education at standstill in Mdantsane since May ● Detention-without-trial against law



It is really hard to grow up among bulles. The young lad on the ground is at the end of a rough kick from an older and stronger fellow at Victoria Park in Kimberley at the weekend.

Pic: PHANUEL MAHUNTSI

Attorneys slam proposed law

■ Codesa plans for detention - without trial

LAWYERS were disturbed by the apparent agreement at the Convention for a Democratic South Africa (Codesa) for the provision of detention-without-trial in states of emergency during a transitional constitutional phase.

This is according to the SA attorneys' journal, *De Rebus*, in its August issue.

Detention-without-trial

The journal says: "The organised South African attorneys' profession has long spoken out against detention-without-trial which, it believes, is not compatible with the rule of law, a concept which it fully supports," the editorial points out.

While the agreement does allow for certain procedural controls over detention-without-trial, such administrative controls

are insufficient to cure the defects of the system, which has been shown by South Africa's own experience.

"We have often expressed our pleasure at the stated commitment of the government and its main negotiating parties to a bill of rights. The agreement about detention-without-trial during states of emergency is puzzling in the light of that commitment," *De Rebus* argues.

It continues that the danger is standards set during the transitional stage - nobody knows how long it will last - may become the norm in whatever final constitution is agreed upon.

"Likewise, states of emergency imposed initially for limited periods have a habit of being extended, as experience in Zimbabwe, for instance, teaches." - *Sapa*.

Duefen 26/8/92

329

Man dies in custody ³²⁹

Sowetan 26/8/92

■ Razor found near body:

YET another prisoner died in police custody - the third since Friday.

Bophuthatswana police yesterday said the prisoner, whose name had not yet been released, was found dead in a prison on Monday and authorities suspect suicide.

Commissioner of Prisons Major-General Cas Delpport said a razor blade was found next to the body of the 32-year-old man in a communal cell at Odi Prison. His throat was lacerated.

This brings to 83 the number of deaths in custody in South Africa this year. On Monday, Lawyers for Human Rights called for independent investigations into deaths in police custody and charged that authorities were not serious about preventing the tragedy.

The LHR's reaction followed the deaths in police custody of two men who died within 12 hours of their arrests in the eastern Transvaal at the weekend.

Attorney battles to see MK suspects

STAR 27/8/92

(329)

The attorney for two Umkhonto we Sizwe members, arrested in connection with the murder of Addo farmer Andre de Villiers, yesterday battled in vain to consult his clients.

David Mias, the attorney for Tamsanqa Mali and Johnny Stimela, said he yesterday faxed the office of the eastern Cape Attorney-General, requesting

permission to see his clients.

A message was left yesterday afternoon by the Attorney-General's deputy in Port Elizabeth, saying Mr Mias was free to see his clients.

But he was not able to contact the investigating officer.

He later telephoned the Attorney-General's office again, and was told that a message

had been left with the police allowing him access to his clients.

Mr Mali and Mr Stimela appeared in the Kirkwood Magistrate's Court on Tuesday afternoon in connection with Mr de Villiers's murder.

A third man, Xolani Ncinane, appeared in court on Monday in connection with the murder. — Political Reporter.

Policeman

injured as

3 pupils

arrested

By Montshiwa Moroke

A policeman was injured by stone-throwing pupils and three school-boys were arrested in Soweto yesterday after they were found in possession of firearms and other dangerous weapons, a police spokesman confirmed yesterday.

The boys, aged 12, 15 and 16, were taken to Orlando police station and were expected to be released into the custody of their parents yesterday.

Liaison officer for Soweto police Captain Joseph Ngobeni said the SAP had received a report that about 150 pupils were taking part in an illegal march in Vilakazi Street, Orlando East, at about 9.30 am.

When the police arrived there, stones were thrown at them. One policeman was slightly injured. The police cordoned off the students and searched them," Captain Ngobeni said.

He said two homemade firearms, a 9 mm pistol with an empty magazine, three pangas, four knives and a screw-driver were found on the ground.

Clashes

A 12-year-old youth was arrested for allegedly being in possession of a panga and a 15-year-old detained for allegedly obstructing the police and resisting arrest.

A 16-year-old was arrested after having been found in possession of a homemade firearm and a 9 mm pistol bullet.

It could not be established whether the arrests were related to reported clashes between Bona and Anchor high schools in the area.

Witnesses said clashes broke out between the groups where several shots were fired. No one was injured and the situation was saved by the arrival of police.

A witness said this was the second clash between pupils from the two schools in a month.

Anchor High School pupils were accommodated at Sifuneleni Higher Primary, next to Bona, in Orlando East, after their school in Mzimhlophe was forced to close because of bitter and bloody clashes between Mzimhlophe/Killarney and Meadowlands transit hostel residents early this year.

DEATHS IN POLICE CUSTODY

TWO people died in police custody this week, bringing to 84 the total number of people who died in police custody this year, according to HRC records.

(329)

WIMAN
28/8-3/9/12

NEWS Baby hurt by teargas canister ● Commuters fight back in attack ● News in brief

Five killed in Sowetan 28/8/92 train attacks

■ Sporadic violence continues on the Springs line:

By Mokgadi Pela and Sapa

SPORADIC attacks on East Rand trains continued on Wednesday night with the killing of five people and injury of two others.

On Wednesday morning, three people were killed and seven injured when gunmen went on the rampage in a Springs-Johannesburg train. The injured were rushed to the Boksburg-Benoni Hospital and Willem Crywaggen Hospital.

Police spokesman Warrant Officer Andy Piekze said the attackers had stabbed and shot passengers and hurled them out of train windows.

On Wednesday at 6pm, a sixth man was killed and two more were injured by commuters. At Kaitleng's Pilot Station, four men were stabbed and thrown out of windows. Three died and one is in hospital. ● See Story on Page 10 and 11

Police disrupt Sowetan 28/8/92 teachers' demo

■ 22 arrested, many injured during "peaceful march":

Sowetan Reporters

SEVERAL teachers were arrested and many others injured when police broke up a march organised by the South African Democratic Teachers Union in Soweto yesterday.

A month-old baby was also injured when a teargas canister fired by police landed inside a house in White City Jabavu. The baby was treated at the White City clinic.

Six Sadu members and a passerby, Mr Abram Senné, were injured when police fired birdshot and teargas.

Those injured were also treated at the White City clinic.

Sadu official Mr Oupa Mphetha said police had caused chaos by breaking up a peaceful march.

Police confirmed that 22 Sadu

members who refused to disperse when told to do so were under arrest at Jabulani police station.

"They will only be released after paying their fines," police spokesman Captain Joseph Ngobeni said.

Meanwhile, talks between Sadu and the Minister of Education and Training will continue on September 10.

It was not clear yesterday whether the union would still go ahead with the threatened strike on September 2 following the postponement of talks between the two parties on Wednesday.

The chairman of Sadu's Soweto branch, Mr Matakanye Matakanye, said the union hoped to sign a recognition agreement on that day.

But he refused to be drawn on whether the union would still go ahead with its strike on September 2.

SAP to promote 3 blacks to general

■ Minister announces restructuring to restore credibility:

By Ismail Lagardien

THE SAP will promote three senior black police officers to the rank of General, a well-placed source confirmed yesterday.

They are Brigadiers John Manuel, Morgan Chetty and Simon Tsoka.

Their appointment will follow a month-long training programme to start in mid-September. They are expected to take office by the end of October.

This is part of an extensive restructuring with a view to "restoring the credibility of the SAP and to heighten its effectiveness in providing policing for everyone in the country".

In announcing the sweeping changes and restructuring of the higher echelons of the police, the Minister of Law and Order, Mr Hennus Kriel, yesterday

confirmed that 18 white generals would "retire" within months.

Other changes in the police hierarchy announced yesterday were: The establishment of an independent investigative body to investigate serious crimes allegedly committed by members of the SAP; The creation of a new division of Community Relations; A new subdivision aimed at "sensitising" members of the SAP about the changed political environment in which policing has to take place.

Thirteen of the 18 Generals have accepted early retirement.

Four others - Lt-Gen JF Calitz, Maj-Gen LCA Puts, VJ Steyn and JH le Roux - have been promoted. Those leaving are: Lt Gen HPM de Villiers, AB Courade, DS Kemp, PM du Plessis, I Coetzee, and Maj Generals GN Erasmus, HP Grobler, HJ Fischer, BH Henn, GC May, T Breytenbach, JFR Kruger and AP Burger. The other generals are Lt Gen LP Lötter Needing, JS M Venier, Maj Gen R Robinson, Maj Gen GJ Viljoen, Maj Gen CM Van Niekerk and Maj Gen JH Gloy.

Arrest of 3 MK men does not solve Addo mystery

By Beverley Gaisson

POLICE this week arrested three men for the murder of an Addo businessman, Mr Andre De Villiers — but the mystery is far from solved.

Police named the men as Mr Xolani Mcinane, Mr Tamsanga Mali and Mr Lindile Stemela. Police said two were members of the ANC's military wing, uMkhonto weSizwe.

But ANC spokesperson Mr Phila

Nkayi said all three were MK members. He would not comment further and said the ANC wanted to consult lawyers and the men's families.

The three appeared in the Kirkwood magistrate's court this week. They were not asked to plead and no evidence was led, and the case was postponed to September 22.

But mystery still surrounds the motive for the killing. Police maintain it was robbery, but family and friends of the men have doubts.

De Villiers was murdered outside his farmhouse last week after he had told a friend, and ANC member, Mr Valence Watson, that he had information on an undercover hit squad of the SADF, known as the "Tanner Unit".

At the time Watson said his friend was murdered by the state in order to silence him.

According to Watson, De Villiers had named the man who killed him just before dying in his son's arms.

In the wake of the arrests, De

Villiers' widow, Mrs Liz de Villiers, has vehemently denied that robbery could have been the motive.

She said a statement by the regional police commissioner, Major-General Koos Calitz, was "utter rubbish".

"I believe they came out to kill him. If they just wanted to rob us, why did they wait for my husband to return from work before attacking?"

On Monday, De Villiers attended an identification parade and said it

had been a "shocking" experience. "A gun was being pointed at me and shots were fired (on the night of the murder), but I had to try and remember the faces of the murderers.

"I had to stand in front of men (at the parade) and try and point out suspects. It wasn't easy. It was so traumatic after everything we've been through," De Villiers said.

The DP and other groups have criticised the police's handling of the case. — **Pen**

ANC call for cell deaths inquiry (329)

THE ANC on Tuesday demanded urgent steps be taken to end deaths of people in police custody.

"Only last week two people in police custody died on their way to hospital, all evidence indicating they were killed by police who accompanied them. How many more of these incidents must occur before the State President and the Minister of Law and Order take effective action?" the ANC asked in a statement. CIPREN 30/8/92

The ANC called for an independent judicial inquiry to investigate deaths in police custody.

BAROMETER

W/Ma-7 3117-6/8/92 (329)

DEATHS IN POLICE CUSTODY

ON July 28 police disclosed that Bongani Edward Makhubela (20) who had been arrested on a charge relating to the alleged theft of a firearm, had "collapsed and died" at the Vosloorus police station on July 26. This brings to 15 the total number of people who have died in police custody so far this year.

DETENTIONS

THE police reported that one person was being held under Section 29 of the Internal Security act and that 30 people were being held under the Public Safety Act (PSA). (329)

Seventeen of the PSA detainees are residents of Sebokeng, who were detained on July 24 after a police raid on houses which reportedly followed a tip-off about arms in the houses. A number of weapons were reportedly confiscated during the raid. W/Ma-7 3117-6/8/92

It was reported that ministerial consent had been granted for the further detention of Jappie Maphalala, who has been held under the PSA since July 24. He suspended a hunger strike on July 26 after his attorneys informed him that an application for his release would soon be heard.

Hostel men face massacre charges

SUSAN RUSSELL

THE trial of eight hostel residents who allegedly murdered 28 people during a dawn raid on the Swanieville squatter camp in Krugersdorp last year is due to begin this week. *BIDAY 11/9/92*

Vumisani Majola, 37, Sizwe Majola, 21, Joseph Mphiwa Khanyile, 51, Bakers Dlamini, 32, Mzanywa Flash Sithole, 44, Bhekowakhe Moffat Mdlalose, 41, Beganbantu Jali, 23 and Pheyi Mlango, 54, all appeared briefly in the Rand Supreme Court yesterday.

They were not asked to plead and the trial was postponed until this morning.

Seven of them lived at the Kagiso hostel in Kagiso at the time of the raid, while the eighth man lived at the Wattville hostel, Benoni.

The State alleges the eight were part of the armed group that raided the squatter camp during the early hours of Sunday May 12 last year.

Armed with firearms, spears, pangas, axes, kieres and other dangerous weapons, the group attacked squatter camp residents in their homes.

The group, which the State alleged included the eight accused, also set fire to homes, looted and robbed residents.

Many of the Swanieville residents fled during the attack. The 28 people allegedly murdered by the eight accused died at the scene.

Another 37 were injured.

Kriel 'still holding talks on cell deaths'

STEPHANE BOTHMA

LAW and Order Minister Hernus Kriel was discussing the issue of continued deaths in detention with Attorneys-General and magistrates, a Ministry spokesman said yesterday.

Reports on all cell deaths in the past two years were requested by Kriel earlier this year when independent pathologist Dr Jonathan Gluckman claimed police were involved in the killing of detainees.

Law and Order spokesman Craig Kotze said Kriel had "every intention" to make a statement about the reports, but was still involved in talks on the matter.

The statement was expected within the next two weeks, Kotze said.

Sapa reports that a police public relations spokesman said in Pretoria yesterday that 178 people had died in police detention since January 1 last year.

Meanwhile, DP southern Transvaal chairman Peter Soal said yesterday that while he welcomed the restructuring of the SAP announced last week by Kriel, the question of deaths in detention had not yet been finalised.

He told a meeting of the Union of Jewish

Women in Johannesburg that after the publication of Gluckman's allegations, a "highly flustered" Kriel went on television promising a judicial inquiry.

"A few days later, after a death a day in detention that week, Justice Minister Kobie Coetsee writes to Dr Gluckman asking which inquests he is unhappy with.

"Mr Coetsee has missed the point, as there have been no inquests."

Soal said President F W de Klerk had to act with vigour to restore confidence in the police. Gluckman's allegations had to be investigated at inquests presided over by judges, not by magistrates.

"Allegations must be investigated quickly and any policemen found guilty of misconduct must be dealt with firmly."

There should be no cover-ups. The public should be reassured that government would act with all the energy it currently did not appear to possess. "Minister Kriel has left a lingering doubt about his intention in this regard and he and Mr de Klerk have to move quickly to reassure the public they are serious about the matter."

Scheme to avert cell deaths stalls

By Esther Waugh
Political Reporter

329
Almost three weeks after announcing that six retired magistrates would be selected to ensure the safety of people in police custody, Law and Order Minister Hernus Kriel has not yet made any appointments.

Mr Kriel announced earlier that after a "core" of six former magistrates had been appointed, the scheme would be broadened to include members of the community.

This came after widespread

57772 3/7/92
criticism about deaths in police custody.

Law and Order Ministry spokesman Captain Craig Kotze this week told The Star negotiations with the retired magistrates were at an "advanced" stage and that an announcement would be made "shortly".

At least 12 people have died in police custody since independent pathologist Dr Jonathan Gluckman's allegations a month ago that police were killing people in their custody.

Johanna Patricia Rammansthwane of Wierdapark in

Pretoria died in custody on Sunday after she was arrested for alleged theft of batteries.

A spokesman for the police public relations directorate said about 2,5 million people had been in police custody since the beginning of last year. In this time there were 5,98 deaths per 100 000 detainees. The spokesman said 1,67 of the 5,98 deaths were from suicide.

result of suicides.
Captain Kotze said Department of Law and Order officials had held discussions with Attorneys-General about "the status of some of the cases".

1 to Pretoria fire that killed eight

Charge us or free us, say PAC men

Sowetan 3/9/92
■ Law and Order minister acknowledges letter:

329

By Monk Nkomo

LAWYERS for 18 detained members of the Pan Africanist Congress will bring an urgent application in the Pretoria Supreme Court today seeking an order declaring their continued detention unlawful.

The 18, who include three minors aged 16, were all arrested at a house in Zone 13, Sebokeng, in the Vaal on July 24 this year.

Some of those detained are schoolchildren. Their attorney, Mr Moss Mavundla of Seriti, Mavundla and Partners in Pretoria, said yesterday the detainees had not been formally charged or appeared in court since their arrest and detention.

"We are bringing an application in the Supreme Court tomorrow to challenge their continued detention. They should either be immediately charged or released,"

Mavundla said yesterday.

Those detained are Mr Isaac Motloun (42), Mr Abner Letsele (20), Mr Solomon Letsele (23), Mr Aaron Sefatsa (26), Patrick Malinga (20), Mr Phillip Mpinga (24), Thomas Motloun (18), Mr Kleinville Motloun (27), Henry Songwana (18), Mr Jafta Mogashoa (21), Mr Jack Moloi (23), Mr David Mokwena (23), Mr David Mazibuko (23), Mr Daniel Poho (26), Mr Abram Mogetsi (19) and three minors.

Mavundla said they had written a letter to the Minister of Law and Order, Mr Hernus Kriel, on July 31 enquiring about the reasons for their detention.

Kriel and the Commissioner of Police, in their replying letters respectively dated August 4 and 18, only acknowledged receipt of the enquiry and furnished no further details, he said.

PAC hearing postponed

■ Three minors among detainees:

AN URGENT application by 18 detained members of the Pan Africanist Congress seeking an order that they be charged or released was yesterday postponed to next Friday in the Pretoria Supreme Court.

Mr Justice Mohammed postponed the matter to allow both the applicants and the respondents time to file replying affidavits.

The 18, who include three minors aged 16 years, were arrested in Zone 13, Sebokeng, on July 24.

They are Mr Isaac Motloun, Mr Abner Letsele, Mr Solomon Letsele, Mr Aaron Sefatsa, Mr Patrick Malinga, Mr Phillip Mpinga, Mr Thomas Motloun, Mr Kleinville Motloun, Mr Henry Songwana, Mr Jafta Mogashoa, Mr Jack Moloi, Mr David Mokwena, Mr David Mazibuko, Mr Daniel Poho, Mr Abram Mogetsi and three minors.

Witness tells in police cell

STimes 6/9/92

By HEATHER
ROBERTSON

A TEACHER who says he saw police beating a mentally disturbed man in a police cell in Witbank says he was told not to worry about what he had seen because the officers were "just celebrating the rugby".

Mr Mark Phillips, the attorney representing the family of Samuel Matenjwa, 20, said that, out of 178 deaths in police custody since January 1 last year, this was the first that had been witnessed.

A Witbank police spokesman, Lieut Andre van der Westhuizen, said Mr Matenjwa died in detention at 3.10am on Sunday, August 23.

"He was transported by the South African Police on Saturday, August 22, at 7pm after being arrested by farmworkers on allegations of stock theft and housebreaking," he said.

The circumstances surrounding the death are subject to a police investigation.

An independent autopsy performed by pathologist Jonathan Gluckman last Thursday revealed that Samuel had been battered to death.

The witness, who does

not want to be named, was at the Witbank police station on the Saturday evening to report a shooting incident.

"While I was in the charge office next to the cell I heard someone making funny sounds. I thought the man was drunk, but a black constable said the police hurt him like that," the witness told the Sunday Times.

Naked

While the witness was waiting for his wife to fetch him, he saw Samuel writhing in pain.

"His clothes and body were covered in blood and he was groaning. He asked to use the toilet and then he collapsed on the floor," the witness said.

"I then saw a police reservist grab him by the neck and smash his head on the floor."

The reservist and a constable then allegedly took Samuel out of the office.

"When he came back he was naked and his trousers were down at his ankles. As they were dragging him he was crying, and his ears, nose and mouth were

bleeding," the witness claimed.

"One of the black policemen was very angry. He told the constable and the reservist to stop hitting him."

The witness said he heard a warrant officer tell the angry policeman that they should "stick together because the man he was trying to protect would steal his belongings and rape his wife".

When the witness left the charge office early on the Sunday morning, one of the white policemen said there was no need to worry about what he had seen — they were just celebrating the rugby.

The teacher contacted Samuel's family after hearing the news of his death on television, and he subsequently made an affidavit about the assault to lawyers representing the family.

The investigating officer in the case has been informed by Mr Phillips that the affidavit is available.

Samuel's father, Mr Jan

Ntuli, said this weekend that a black constable at Witbank told him his son had been beaten to death by police.

The last time the family saw Samuel alive was at 11am on Saturday, August 22.

The next day police fetched Mr Ntuli's son, Michael, 21, from their home in Ackerville to identify Samuel's body.

Stealing

Mr Ntuli was told by an investigating officer that Samuel had been killed by three black people and one white person on a farm.

"He told me a farmer phoned the police to say that a person who was stealing sheep died there," Mr Ntuli said.

Mr Ntuli said his son had been sent to Witkoppies mental hospital in July because he was having hallucinations.

Police had shown him no evidence that his son had committed a crime.

of beatings

ANC activist's death is sinister, says family

WAS THIS A POLICE EXECUTION?

By FRED KHUMALO

WAS Sylvester "Baba" Mabaso brutally assassinated and his eyes gouged out by the police or was he killed when he became wild and started shooting while being searched?

The gruesome death of the Lamontville ANC activist who returned from exile two years ago has outraged residents.

Three other prominent ANC activists have died recently.

A report by a doctor instructed by the Mabaso family lawyer to be present during Mabaso's post-mortem examination raises suspicions about the sinister circumstances under which Mabaso died.

The report says that the holes on the top shirt which Mabaso was wearing at the time do not match the holes on the bottom shirt and the holes on the body.

The report further explains that the bullet completely destroyed the left eye, went on to hit his left arm and then damaged soft tissues, including the liver.

"This could suggest that he was shot at with the left upper limb held in an elevated position. It is also possible that this wound was caused by the same missile that caused facial injury," the report says.

Citing this report, which shows that Mabaso was trying to ward off the impact of the bullet with his bare arm when he was shot, the ANC says this shows he was killed in cold blood.

The organisation says his killing is part of an offensive that has come to be known as "the hit squad from CR Swart Square" police headquarters, which they allege aims to systematically eliminate its activists.

"They start by spreading rumours that our members have been

linked to crimes ranging from armed robbery to murder so as to justify the brutal way in which they deal with them," said southern Natal ANC spokesman Dumisani Makhaye.

The same police squad was responsible for the recent death of ANC activist S'bu Mkhize and his four comrades who died in a hail of bullets after a two-hour shootout involving 200 police.

In trying to piece together the last hours of Mabaso's life, the ANC found that he had visited his grandparents in Ezingolweni on the South Coast last Thursday.

No sooner had he arrived there than he got a phone call from people - whom the ANC claims were policemen - who claimed to be his friends and advised him to take the next taxi to Lamontville.

'Painted black'

Makhaye explained: "It is clear that the police wanted to kidnap him. But Mabaso ignored that message. At around 3.30 pm the police again phoned Mabaso. By that time some of the police unit was closing in (on) the homestead. As he saw a large contingent of police, Mabaso raised his hands and surrendered."

Mabaso was told to lie on the floor and was handcuffed from behind. He was then taken to a red police combi to be identified by a balaclava-clad person.

Some of the white police officers had their faces painted black, Makhaye said.

Mabaso was taken back to the room and other members of the homestead were taken to a separate room and forced to lie down. The police then switched on a generator and played the music system full blast in the room where members of the homestead were

trapped.

"For about two hours the police tortured Mabaso. In the process they gouged out his left eye," said Makhaye.

At about 6 pm - two-and-a-half hours after they took him into the room - they shot him twice in the stomach, he said.

Police tell a different story.

SA Police spokesman Capt Bala Naidoo said Mabaso was cornered at his grandparents' house in Ezingolweni by members of the Durban Murder and Robbery Squad who were seeking him in connection with an armed robbery and murder.

Said Capt Naidoo: "When they (the police) arrived, the suspect was pointed out. While busy speaking to the suspect, he pulled out a revolver and fired shots at a policeman."

"Another policeman shouted a warning and fired shots at the suspect."

Capt Naidoo said the shots struck the suspect on the chest and left eye.

A .357 Magnum revolver and six rounds of ammunition were found in the house, he said.

Members of the family have instructed a lawyer with the view to taking legal action against police.

The other ANC activists killed this week are S'gubudu Chiya, chairman of the organisation's Wema hostel branch. He was gunned down on Monday at around 9 pm at the hostel.

ANC Zuma Branch chairman Morris Gumede, his son Bongani and an unidentified neighbour were gunned down on Tuesday around 1 am.

Meanwhile, Lamontville ANC branch chairman Sibusiso Mathebula is living in fear of his life following a SAP raid on his house.

Open 6/9/92

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Another four die in police custody

By Bronwyn Wilkinson
and Dirk Nel

Four people have died in police custody since Thursday, bringing to six the number of custody deaths in the last seven days.

A 22-year-old theft suspect was found dead in a police cell at Prieska in the northern Cape within two hours of his arrest on Saturday.

Police spokesman Lieutenant Saul Slingers said the man, whose name has not been released, was found hanging by his scarf at about 11.30 am.

The man had been arrested at 9.40 am in connection with a theft at a shop.

He was put in a cell on his own so that he could not communicate with a 19-year-old suspect who was arrested with him.

When police checked on the man at 11 am, he was awake and "everything was in order", but at 11.30 he was found hanging from his

scarf, which had been tied to a window, Lieutenant Slingers said.

Three people died in custody in the northern and eastern Transvaal last Thursday.

A man who was being held for questioning in connection with the murder of a policeman during a pension payout robbery at Mica, near Hoedspruit, died at the Acornhoek police station.

Police spokesman Major Arno Vogel said no details on the death were available, but it was being investigated.

Police were called to a farm near Tolwe, about 40 km from the Botswana border, on Thursday morning, where an unidentified suspect was reported to be seriously ill.

Major Vogel said police took the man to hospital in their van, but he was certified dead on arrival.

A man who was awaiting trial in connection with a

● To Page 3

Four more people die in police custody

● From Page 1

burglary in Naboomspruit died under police guard in the Nylstroom Hospital.

Major Vogel said Samuel Kekane (22) had been arrested on July 9. He appeared in court on July 13 and August 31, before being admitted to the Nylstroom Hospital.

Major Vogel could not give any more details.

Last Wednesday, Tweni Masondo was found hanging from a blanket in his cell at the CR Swart police headquar-

ters in Durban, police said. Mr Masondo was awaiting trial on charges of robbery and attempted murder.

Last Sunday, domestic worker Johanna Patricia Rammutshwana (27) was found dead in her cell at the Wierda Bridge police station near Pretoria, less than 10 hours after she had been arrested for stealing R6 worth of batteries. Police said Ms Rammutshwana had torn her blanket into strips and hanged herself from a bar in her cell.

The latest deaths bring to 17 the number of people who have died in custody since pathologist Dr Jonathan Gluckman went public on July 26 with allegations that police were killing people in custody.

According to Human Rights Commission figures, 90 people have died in custody this year.

Law and Order Ministry spokesman Captain Craig Kotze said last week that Minister Hernus Kriel was expected to make a statement on deaths in cus-

tody within the next two weeks. Mr Kriel was discussing the issue with attorneys-general and magistrates and had requested reports on all custody deaths in the past two years, he said.

● The ANC alleged on Saturday that a political prisoner, Mthetheleli Ncube, was assaulted by a warden at the Pretoria Central Prison. The Department of Correctional Services denied the allegation, saying Mr Ncube had assaulted the warden after an argument over a food parcel.

Teargassing at PE fete: police probed

PORT ELIZABETH — The Eastern Cape Attorney-General is considering a docket which alleges policemen used teargas on people locked in a police van at a fete and on others in a Thornhill police cell.

The docket and memorandum detailing events on June 27 at the Woodridge Country Fair and later at the Thornhill police station were sent to Acting A-G Michael Hodgen on August 28.

Police spokesman Captain Henry Chalmers, who originally expected the docket to be completed by the end of July, said the finding of more witnesses willing to make statements had caused the delay.

"Another hold-up was the fact that Major Peet Grobler, who was put in charge of the investigation, was also heavily involved in the Uitenhage team which co-ordinated police activities during the ANC-led mass action campaign last month," Captain Chalmers pointed out.

He said three people had filed two cases of assault with the police. *STAN 8/9/92*

The first case arose from the alleged teargassing incidents and the second from an alleged death threat made in July to one of the men who had been arrested at the fete. — Sapa.

Kriel to name jail monitors

STAR
12/9/92

JOHN PERLMAN

WITH deaths in police custody in the spotlight again after four such fatalities last week, Law and Order Minister Hernus Kriel yesterday said that the names of former magistrates who would monitor detention conditions would soon be announced.

While he "remained fully committed" to answering charges levelled six weeks ago by pathologist Dr Jonathan Gluckman — that police were responsible for many deaths in custody — he was "at this stage unable to do so", he said.

Negotiations with the magistrates were complete.

The number of monitors would be doubled to 12 "as soon as possible". Negotiations with the International Red Cross with a view to "involving the community in such monitoring actions" were also in progress.

Kriel said he could not respond in full to Gluckman's allegations "due to a number of factors". However, the attorneys-general of the Witwatersrand, Free State and Transvaal had held discussions with Gluckman, who had provided police with a list of 130 people who since 1986 had died "under suspicious circumstances". Kriel said Gluckman had already pro-

● TO PAGE 2.

Monitors

● FROM PAGE 1.

vided documentation on 53 cases.

Since Gluckman went public on July 26 with his claims of police abuse of prisoners, another 15 people have died in custody. Police say eight committed suicide.

Kriel said police were analysing suicides in custody "to determine if further steps, over and above existing measures, can be taken to prevent these tragedies".

Gluckman, in hospital for tests since last weekend, was unavailable for comment.

DP justice spokesman Tony Leon said Kriel had "clearly taken some of the criticisms to heart. But the disturbing thing is that after the first shock of Gluckman's allegations, one would have expected deaths in custody to de-

crease. In fact they have gone up sharply.

"One wonders if these measures will be enough to have an effect. Somewhere along the line there seems to be a communication problem in the police," Leon said. "While the Minister and some of the generals seem to have commendable intentions, this does not seem to have permeated down into the force. Whether 12 monitors trying to cover the whole country will make a difference is open to question."

Leon criticised Kriel for not responding to Gluckman's allegations in detail despite the fact that the Minister had been presented with them in February. "My colleagues and I are worried and frustrated by the fact that where government departments are confronted with most serious allegations, there is an inordinate delay in getting a response."

SIX WEEKS after Dr Jonathan Gluckman charged police with responsibility for deaths in custody, there has been no slowing down

And still they're dying

Chief Reporter
JOHN PERLMAN
assesses police
response to deaths in
custody in terms of
undertakings given to
date — and finds
progress slow.

ONE month after rocking the country with his allegations of police mistreatment of prisoners, pathologist Dr Jonathan Gluckman was quoted as saying: "It is not stopping. It is not slowing down."

Last week, six weeks after he had charged the South African Police with responsibility for "90 percent" of the deaths for which he had conducted post-mortems, another four people died in custody.

All told, at least 15 people have died since Gluckman's public stand and the flurry of police activity that followed it.

Of these, eight people hanged themselves, according to police — more than half a marked increase on the year's average of nearly 28 percent. One man fell four floors to his death, one was shot while trying to escape, three died of illness and one from "numerous injuries". Bongani Makubela, who died on the day that Gluckman went public, was killed by a blow on the head — according to Gluckman who performed the autopsy four days later.

The Human Rights Commis-



TAKEN INTO CUSTODY: Despite public alarm and expressions of reassurance from the authorities, cell deaths are continuing.

January 1991. His findings have not been released. On August 11, Kriel announced that he would be appointing six magistrates to head an inspectorate that would monitor the conditions of people in police custody. The inspectorate would draw on other members of the community as well.

The magistrates have not yet

'We do all that we can to ensure safety of inmates'

STREET REPORT: A police officer in a uniform is seen in the background, looking towards the camera. The officer is wearing a cap and a uniform with a badge. The background is dark and indistinct.

of the Minister's three responses that can really be assessed. Saturday Star sent written questions to Malan, and also made inquiries about the 15 deaths to the police at regional level.

The long process of post-mortems, forensic tests and the wait for inquest dates appears to be unavoidable. It is there-

docket has already been forwarded to the Attorney-General. But the dead man's father, also Victor Manuel, says that neither he nor his wife has been questioned. This is strange, given that both Victor and Connie Manuel publicly alleged that two white policemen at Brixton threatened to kill her son. Connie Manuel says she



TAKEN INTO CUSTODY: Despite public alarm and expressions of reassurance from the authorities, cell deaths are continuing.

can "police with responsibility for 90 percent" of the deaths for which he had conducted post-mortems, another four people died in custody.

All told, at least 15 people have died since Gluckman's public stand and the flurry of police activity that followed it. Of these, eight people hanged themselves, according to police — more than half, a marked increase on the year's average of nearly 28 percent. One man fell from a balcony to his death, one was shot while trying to escape, three died of illness and one from "numerous injuries".

Bongani Makhubela, who died on the day that Gluckman went public, was killed by a blow on the head — according to Gluckman who performed the autopsy four days later.

The Human Rights Commission maintains that 90 people have died in police custody this year. The continuing deaths in custody brings under renewed scrutiny the steps Law and Order Minister Hennis Kriel promised to reassure the country that the police were not out of control, as Gluckman claimed.

On July 30, Kriel said that every death in police custody would be probed by a police general. "In future, a member of the General Staff will personally, under the command of Lieutenant-General L P E Malin (head of visible policing), give attention to each case of death in custody and assure himself that all orders have been strictly obeyed and that steps immediately be taken if any irregularity is suspected," Kriel said.

Kriel also said that after meeting Gluckman back in February, he had called for a comprehensive investigation into all deaths in custody since

'We do all that we can to ensure safety of inmates'

STAFF REPORT 12/19/91
GENERAL Malan's office of the law by ensuring prisoners or who are responsible for unnecessary violence during arrests are dealt with firmly and immediately if any pending legal matters are obtained in order to discourage such behaviour. Senior officers and appointed retired magistrates and do not visit prisoners at any time in order to determine whether they are properly treated.

"Everything humbly possible is being done to make sure that the police study reports by scientists regarding the subject and implement all possible solutions. There is nothing which can be done to prevent deaths due to natural causes."

ing on Gluckman's allegations, Kriel said. "What he was saying he cannot accept is the impression created by Dr Gluckman that every death in police custody is the result of police brutality, that people are being murdered left, right and centre. Anyone with an ounce of

logic will realise that some people will die of other causes in police custody."

With the magistrates not yet appointed, then, and Kriel's findings on Gluckman's allegations still pending, General Malan's scrutiny of the 15 most recent deaths is the only aspect

of the Minister's three responses that can really be assessed. Saturday Star sent written questions to Malan, and also made inquiries about the 15 deaths to the police at regional level.

The long process of post-mortems, forensic tests and the wait for inquest dates appears to be unavoidable. It is therefore not surprising that the general cannot at this stage produce definite findings on all of these deaths.

However, despite Kriel's undertaking that Malan will ensure scrutiny at the highest level, the general still appears to be crucially dependent on information from the local level.

The death of Johanna Ramushwana, a woman suspected of stealing torch batteries worth R6 who police say hanged herself at Pretoria's Wierda Brug station, is being investigated by a Lieutenant Kluis at Wierda Brug. And the death of Victor Manuel, who fell four storeys to his death on July 28 while in the custody of the Brixton Murder and Robbery Unit, is being investigated by Captain Tienie van der Linde of the same unit.

The implications of this for the Manuel case are particularly troubling. According to a spokesman from Brixton, a

docket has already been forwarded to the Attorney-General. But the dead man's father, also Victor Manuel, says that neither he nor his wife has been questioned. This is strange, given that both Victor and Connie Manuel publicly alleged that two white policemen at Brixton threatened to kill her son. Connie Manuel says she was told: "You must know that you will have to wear a black dress ... Even if we have to search for him for the whole month, we're going to kill him."

There are also inconsistencies in Malan's implementation of his brief "that steps immediately be taken if any irregularity is suspected", as Kriel put it. This was clearly done in the case of Abel Montoeli, a theft suspect who died in the Vrededorft police station on July 30, 12 hours after being taken in. According to police, he died of "numerous injuries". Two weeks later, four policemen were suspended.

However, in the case of Bongani Makhubela, who died in Vrededorft on July 26, no such action has been taken, despite the pathologist's finding that he died of a cerebral haemorrhage as a result of a blow to the head.

Gluckman himself was not available for comment. He is in hospital undergoing tests.

The roll call of death since pathologist cried 'foul!'

No 1: July 26 — Bongani Makhubela (24) died in custody at the Vrededorft police station after his arrest for allegedly stealing a policeman's gun. According to Gluckman, his death was caused by a blow to the head. Both he and the State pathologist agreed to further tests. No policemen have been suspended.

No 2: July 28 — Victor Manuel fell to his death down the stairwell of a Hillbrow flat while in the custody of the Brixton Murder and Robbery Unit. A docket has been sent to the Attorney-General. Police say Manuel, who was suspected of robbery, was trying to

escape. His parents say police threatened to kill him.

No 3: July 30 — Ambrose Xola Makhakathi, a 30-year-old murder suspect, died at a Soweto police station. Police say he hanged himself after writing a letter to his sister saying he had "done something bad" and would not be returning home. Makhakathi also said she should withdraw his savings and use them for herself.

No 4: August 6 — Abel Montoeli, a theft suspect, died at Vrededorft police station 12 hours after being taken in. Cause of death was "multiple injuries with bleeding at the base of the brain". Four police-

men have been suspended and murder is being investigated. Montoeli had filed a suit against the Minister of Law and Order for an assault allegedly carried out last January.

No 5: August 9 — Grant McCusker (21) was held at Humeewood police station in Port Elizabeth for drug dealing. Police say he hanged himself. The investigation is not yet complete.

No 6: August 10 — De Wet Meiring (42) died at Louis le Grange Square in Port Elizabeth. The post-mortem result is not yet available, but police said he was an asthmatic sufferer and was heavily intoxicated at the time of his arrest.

No 7: August 10 — Danisile Daniel Stoffie (32) was found hanging from a pair of socks in his cell in Molenho. He was a murder suspect.

No 8: August 18 — Mabandla Wulana (24) died in a Port Elizabeth hospital. A former member of Umkhonto we Sizwe, he had been arrested for possession of an automatic rifle and two other firearms. Police say he died of liver cancer and hepatitis-B.

No 9: August 23 — Joseph Mphahlele, suspected of rape and theft, hanged himself in his cell in Blikkpan, eastern Transvaal, 12 hours after his arrest. Police say he used his shoelaces and underclothes.

No 10: August 23 — Kekoletso Samuel Mathenjwa (25) was found hanging in his Witbank cell. He was suspected of stock theft and house-breaking. Police say charges of murder and defacing the ends of justice are being investigated, but no policemen have been suspended.

No 11: August 27 — A man, one of four men suspected of dagga dealing, was shot dead while trying to escape from a police vehicle in KwaMashu, Durban. The South African Police referred inquiries to KwaZulu. The KwaZulu Police referred inquiries to the SAP.

No 12: August 30 — Joanna Patricia Ramushwana, a 27-year-old domestic worker who allegedly

stole batteries worth R6, was found hanging in Wierda Brug police station, Pretoria. Police say a family member told them Ramushwana had twice attempted suicide.

No 13: September 2 — Twente Masendo, an awaiting-trial prisoner at C.R. Swart in Durban, was found hanging by his blanket. The investigation has not yet been completed.

No 14: September 3 — Mgude Lunton Gumede (25) died in the custody of Lebowa police, who say he became ill while being transported. **No 15: September 5** — Jacob Oor (23) was found hanging from a scarf in his cell at Prieska. He was suspected of theft.

Police arrest two 'IFP men'

329
■ AK-47s found in car
Sowetan 14/9/92

WITWATERSRAND police said they arrested two alleged members of the Inkatha Freedom Party on Saturday night after discovering a cache of weapons, including AK-47 assault rifles, in the suspects' vehicle.

Police liaison officer Colonel Frans Malherbe told Sapa that at 7.45pm, a traffic policeman from the Brakpan Traffic Department had noticed a Mazda 323 in a bad state of repair travelling in Van Wyk Avenue, Brakpan.

"There were two men inside. Reinforcements were called and the car was pulled off the road and searched.

"Altogether six AK-47 assault rifles were found. Five AK-47's were found in the boot, another AK-47 was found between the seats of the car as well as eight magazines and 168 live rounds of AK-47 ammunition."

Malherbe said the men, aged 30 and 50, claimed to be IFP members.

He added that investigations were continuing as to where the men were headed, who had supplied the weaponry to them and their intentions.

"The police will reveal more details once the investigations are complete." -
Sapa

IFP 77 seek bail 329

THE bail application for 77 Inkatha Freedom Party members alleged to have been involved in the Boipatong massacre on June 17 has been postponed to Monday. *S. Dlamini 16/9/92*

The men, all residents of KwaMadala hostel in the Vaal Triangle, appeared in the Vanderbijlpark Magistrate's Court yesterday in connection with charges of murder and public violence. *16/9/92*

More than 40 people were killed and scores injured at Boipatong on that day during an alleged attack by KwaMadala hostel inmates. The men are being held

STAN 16/9/92

Man who died in custody had severe head injuries

Pretoria Correspondent

329

A post-mortem of a man who died in police custody in the Pretoria Central police station cells showed he had "serious bleeding on the brain" (AB)

An autopsy report handed to the Pretoria Supreme Court yesterday by Dr Gert Saayman

— who performed a post-mortem on Michael Nkabinde, who died on November 24 1990 — said there were signs of probable repeated blows, especially to his head and face.

Dr Saayman was testifying before Mr Justice J J Strydom at the trial of suspended police constables Andries Jakobus Strydom (25) and Andries Jaco-

bus Ferdinandus Greyling (24).

They are accused of assaulting Mr Nkabinde after they had arrested him during a patrol.

Mr Nkabinde died in hospital.

Mr Strydom and Mr Greyling admitted assaulting Mr Nkabinde after he had allegedly tried to stab Mr Greyling.

The trial continues.

in brief

Soweto
16/9/92 (329)
in custody in Pretoria.

DP in call for peace

THE Democratic Party called for peace and the immediate resumption of constitutional talks at an open-air rally held at the Braamfontein Civic Centre yesterday.

The crowd, estimated at about 800 people, had earlier taken part in a march through the Johannesburg city centre, led by DP leader Dr Zach de Beer and prominent religious figures.

Speakers at the rally included DP MP Mr Tony Leon, Anglican Church Dean of Johannesburg the Rev Peter Storey and Pastor Ray Macaulay of the Rhema Bible Church.

All expressed concern at the way political parties were conducting themselves following the massacre in Bisho last Monday.

Custody death: policeman guilty

STAR 18/9/92.

(329)

A suspended police constable has been found guilty of murdering a man who died as a result of an assault in police custody.

A second suspended constable was found guilty of assault with intent to commit grievous bodily harm.

Andries Strydom (25) was yesterday found guilty in the Pretoria Supreme Court by Mr Justice J J Strydom of the murder of Michael Nkabinde, who died in hospital in November 1990 after an assault on him by Strydom and Andries Greyling (24).

He was convicted of

murder with intent, in that he ought to have foreseen that his actions could have culminated in the deceased's death.

Greyling could only be found guilty on his plea of assault with intent. "I am convinced he withheld himself from further assaulting the deceased after he initially assaulted him."

Of Strydom, the judge said: "Any reasonable person would have foreseen that hitting a person's head on a hard object, like a floor or a counter, could cause his death. Strydom is a trained policeman. The assumption that he

should have foreseen that he could cause the deceased's death could be made beyond a reasonable doubt."

Because of his failure to testify, the court did not know whether Strydom ceased the assault when he realised — if he did realise — the possibility he could cause Mr Nkabinde's death.

Strydom was again released on warning by the judge on the grounds that there "was no question of the death sentence as there obviously were mitigating circumstances".

Sentence will be passed today. — Pretoria Correspondent.

other, compared only to an investigation into "nasty" the ANC said.

Winnie to face disciplinary inquiry

WINNIE Mandela — now an ordinary ANC member after she stepped down from three key posts — will soon face a disciplinary inquiry, along with some of her supporters who held a protest rally at the ANC's Johannesburg headquarters in May.

The ANC's national executive committee (NEC), of which Mandela was an office-holder until recently, said the date of the inquiry would be announced soon.

PATRICK BULGER

The inquiry follows an investigation by two independent attorneys into the protest.

The findings of that inquiry were laid before the NEC recently and were understood to have recommended a disciplinary inquiry.

The NEC said it had appointed a task force to oversee the ANC Women's League PWV region's political and administrative office.

'Occult' crimes rise

STEPHANE BOTHA

POLICE have confirmed an increase in the number of occult-related crimes under investigation. 23/9/92

However, Satanism was not illegal in SA and so was not investigated as a criminal offence, a police spokesman said in Pretoria yesterday.

Offences which might result from Satanism — such as the slaughter of cats, grave desecration and sexual and drug abuse — were investigated.

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Interim results for the half-year ended 31 August 1992

Income statement

Figures in R000's

	Six months to 31/8/92 (unaudited)	Six months to 31/8/91 (unaudited)	Year ended 29/2/92 (audited)
Notes			
Turnover	285 334	275 641	561 603
Operating income	10 068	11 357	30 749
Interest received/(paid)	287	357	(1 231)

Policeman jailed for murder of detainee

PRETORIA — A policeman who kicked and beat a detainee to death was sentenced to nine years' imprisonment in the Pretoria Supreme Court yesterday.

Andries Jacobus Strydom, a 26-year-old constable, was convicted of murdering Michael Nkabinde, 28, at the Pretoria Central Prison in November 1990.

A colleague, Andries Jacobus Greyling, 25, was convicted of attempted murder and sentenced to two years' imprisonment.

Judge Strydom described the beating of Nkabinde by Strydom as callous and senseless.

Nkabinde had been detained in connection with the possession of a firearm.

Meanwhile, the SAP's Visible Policing Unit said yesterday policemen based at Pretoria Central had prevented three detainees from committing suicide in police cells over the weekend.

The unit's divisional chief, Lt-Gen Louwtyje Malan, said the SAP was aware that the arrest of a person was a traumatic experience and that the police "were doing everything in their power to prevent suicides and to safeguard persons in custody".

Meanwhile, relatives of a detainee, Jan Moisoeneng, who died in hospital in the Free State town of Reitz on Friday, have been invited to appoint a private doctor to attend his post-mortem, according to police. The post-mortem is to be conducted in

murder of detainee

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Rid to crush fraud Minister loses money

Picture: BRIAN HENDLER

STAR 23/9/77 (329)
Cell suicides averted

Pretoria Central Prison-based members of the SA Police prevented three detainees from committing suicide in police cells at the weekend, the SAP said yesterday.

In a statement, the divisional chief of Visible Policing, Lieutenant-General Louwtjie Malan, said that on Saturday a suspect tied his shirt to the cell's metal bars and tried to hang himself.

In a second incident on

the same day, Sergeant Desiree Tshipe found a man who had torn his blanket and made a rope.

On Friday a man was arrested on a charge of illegally possessing a firearm. Constable Johannes van Rooyen visited the cells and was handed a suicide note by the prisoner. On investigation he found that the detainee was in a coma, after having taken pills smuggled into the cell. — Sapa.

Suspect found dead in Natal cell

By Bronwyn Wilkinson
Crime Reporter

Maritzburg.

A prisoner awaiting trial died in his Ladysmith, Natal, police cell yesterday.

Police spokesman Captain Bala Naidoo said Shangani Biyela (32) was lying dead on a blanket in his cell.

Mr Biyela was awaiting trial on a charge of housebreaking with intent to steal. He was awaiting removal to a psychiatric institution in

Police found the cell door's keyhole had been jammed with wire. The cell door was forced open at 6.05 am and Mr Biyela's body was found.

He had previously been aggressive and had tried to break the cell bars, said Captain Naidoo.

A post-mortem is to be held today.

A total of 21 people have died in custody since pathologist Dr Jonathan Gluckman claimed

in July that police were killing people in their custody.

Justice Ministry spokesman Werner Krull yesterday said none of the inquests into these 21 deaths had yet begun.

Law and Order Minister Hernus Kriel announced last month that he would soon produce proof that police were not responsible for custody deaths.

Ministry spokesman Captain Craig Kotze said yesterday that Mr Kriel

was not yet able to make a statement.

A murder docket has been opened in East London in connection with the death of a 17-year-old youth who died at Frere Hospital after being captured in a citizen's arrest while allegedly stealing a car.

The boy, Makhi Khumbanca, was admitted with head injuries to Frere Hospital on Saturday night and was immediately operated on. He died on Monday.

More prison deaths

329

ANOTHER prisoner awaiting trial was found dead in his police cell in Natal yesterday morning.

Durban police spokesman Captain Bala Naidoo said Shangani Biyela (32), was being held at the Ladysmith police cells pending his removal to Fort Napier Mental Hospital in Maritzburg yesterday.

Biyela's death brings the number of people who have died in detention to 19 since July 26.

He knew too much?

330

TWO Umkhonto we Sizwe members and a third man have pleaded not guilty to the murder of Addo businessman, Mr Andre de Villiers.

The MK members, Xolani Ncinane and Tamsanqa Mali, appeared with Lindile Stemela in the Addo Magistrate's Court yesterday.

De Villiers was shot dead outside his home last month, shortly after telling a friend - ANC member Mr Valence Watson - that he had information on the "Hammer Unit", an alleged SA Defence Force hit squad.

APARTHEID BAROMETER

DEATHS AND INJURIES

(229) W/Mail 25/9-1/10/92
A TOTAL of 71 people were killed and 68 injured mainly in the PWV and Natal. According to the Human Rights Commission (HRC) the figures are slightly higher than the previous week's total of 47 deaths and 63 injuries.

REPRESSIVE LEGISLATION

(229) W/Mail 25/9-1/10/92
ON September 17, Minister of Law and Order Hennis Kriel declared several eastern Cape districts as unrest areas. They are: Cradock, Fort Beaufort, Grahamstown, Port Elizabeth and Uitenhage. Twenty-two townships in the PWV and 10 other districts in the eastern Cape also remain unrest areas.

DETENTIONS

(329)
ACCORDING to a police report, 55 people are being held under the Public Safety Act including a hunger striker at the Leeuhoof Prison, Louis Fardee. In Bophuthatswana, seven students arrested on September 18 are being detained under Section 25 of the the homeland's Internal Security Act.

SECURITY FORCE ACTIONS

(229) W/Mail 25/9-1/10/92
A TOTAL of 767 people were arrested and one injured in Ciskei, Border and eastern Cape.

VIGILANTE ACTIONS

(229) W/Mail 25/9-1/10/92
FORTY-FIVE people were killed and 56 injured in the PWV and Natal. The week's flashpoint is the East Rand where 18 people died and 20 injured.

Court drama erupts

By CHIARA CARTER

FOUR men and 29 women were arrested outside the Cape Town Magistrate's Court on Tuesday after chaos broke out in two courtrooms.

ANC members were appearing in two separate cases: both in connection with alleged malicious damage to government property.

However, proceedings were interrupted after supporters failed to rise for the magistrate as he entered the courtroom.

In another courtroom, Magistrate J McEwan walked out when a member of the public interrupted him by shouting: "Mayibuye iAfrika."

Toy-toting demonstrators were arrested outside the building.

Both trials were postponed until October 30.



CHAOS... Police arrest ANC supporters outside the Cape Town Magistrate's Court.

Picture: FANIE JASON

Unionists held for occupations

6/10/91 28/9/92 DIRK HARTFORD (329)

AT LEAST 34 members and officials of the SA Commercial, Catering and Allied Workers' Union (Saccawu) were arrested on Friday for occupying Lubners stores across SA.

Lubners' head office was also occupied. The union said management had planned mass dismissals on Friday. The occupations were intended to force a negotiated solution to an eleven-week strike.

Although Lubners agreed during one occupation to meet the union, Lubners spokesman Johan van Niekerk said the fact that occupations still continued meant the company was no longer prepared to talk.

The strikers are demanding a R180 across-the-board increase, a minimum wage of R100 and bonuses ranging from 60% to 100% depending on length of service.

Lubners is offering R150 across the board.

4 nabbed for doctor's killing

Soweto 11/10/92. (329) 
■ Police received a tip-off 30 minutes after Walter's murder:

POLICE yesterday arrested four youths suspected to be involved in the killing of a Baragwanath Hospital doctor on Monday.

Dr Stephan Walter (29) was gunned down in his car near Soweto while he was on his way home.

The youths, aged between 16 and 17, were arrested in Diepkloof, Soweto, after police were tipped off by a member of the public, regional commissioner of Soweto police General Kobus Malan disclosed yesterday.

Malan said a person who phoned them used a police toll-free number about 30 minutes after the shooting.

"I would like to ask the public to please use the toll-free number to report any crimes committed. They do not have to identify themselves," he said.

The youths had stolen firearms when they were arrested, Malan said.

The youths were arrested less than 48 hours after Walter was found murdered.

Concern over jail inspectors

SPAN 2/10/92.

By Helen Grange
Pretoria Bureau

Human rights circles are becoming anxious at the time it is taking for the Government to appoint prison inspectors — especially as 23 people have died in custody over the past two months.

Six weeks after Law and Order Minister Hernus Kriel announced that there would be prison inspectors appointed to visit prisons country-wide and collect complaints from people in custody, little progress has been made.

A number of awaiting trial prisoners in prisons around the country have been found hanging in their cells over the past months.

The Human Rights Commission, which is monitoring cell deaths,



Hernus Kriel ... 6 jail inspectors still to be appointed.

recorded 11 prison deaths during September and 12 during August. This brought to 97 the total deaths in custody for the year to date.

The decision to appoint prison inspectors came in the wake of revelations by pathologist Dr Jonathan Gluckman at the end of July that

police had killed prisoners in custody. Six retired magistrates have been identified, but another six have yet to be singled out, Law and Order Ministry spokesman Captain Craig Kotze said yesterday.

The 12 appointments and the details of their duties would be announced in due course, he said.

Said Captain Kotze: "We will soon be in a position to address Dr Gluckman on the matters he has raised."

The latest cell death was that of a prisoner awaiting trial in Ladysmith, Shangani Biyela, on September 23.

Two weeks ago, the Pretoria Supreme Court heard evidence of a fatal assault on Michael Nkabinde during the trial of two suspended police constables, Andries Strydom and Andries Greyling.

329

ANC man held for attempted murder

By Justin Pearce

(329)

VILLIERSDORP ANC branch chairperson Mr Thomas Jansen was arrested on Tuesday for attempted murder — the second such charge against him in less than two weeks.

Jansen was returning from Worcester after hearing an eviction order had been served on his family. As he was pulling up at his house a man in plain clothes, thought to be a policeman, ran in front of the car and was knocked over. Jansen was immediately surrounded by policemen.

He demanded to go to the police station to report the accident and the police let him go. Mrs Ellen

Jansen said a police officer gave an order to shoot her husband if he returned.

At the police station, Jansen was arrested and charged with attempted murder, assaulting a policeman, evading arrest and failure to pay rent. He was released after appearing in Caledon Magistrate's Court.

He is due to appear in court again on October 20.

Mrs Jansen said she and her husband had received no eviction notice or prior warning of any kind. She also said that although the rent was in arrears, her husband had signed an agreement with the municipality regarding the payment of arrears. Her husband had adhered to this agreement, she said.

Villiersdorp Town Clerk Mr Johan Serfontein said Jansen had not adhered to the agreement with the municipality.

He said members of the police were always present during evictions, for the protection of people carrying out the eviction.

Jansen's arrest is the latest incident in what Villiersdorp residents believe to be a systematic campaign of harassment against community leaders, in a context of ongoing conflict between the civic and the municipality over rents and services.

Jansen has been the most frequent victim of the alleged campaign.

Despite numerous charges having been laid against him in the past year, he has never been convicted of an offence.

In May this year SOUTH reported on an incident where a Villiersdorp shopkeeper tied two boys to a lamppost after they were suspected



Thomas Jansen

of stealing polony. No charges were ever brought against the shopkeeper but Jansen was charged with malicious damage to property for cutting the rope to free the boys, and with intimidation relating to the subsequent boycott of the shopkeeper's business.

Jansen was one of seven Villiersdorp Civic Association members arrested on Friday September 18, and for attempted murder.

The charges appear to be based on allegations that the seven were involved in an attempt to kill Mr Elvis Goci.

The arrest followed a meeting of the Goniwe Park squatter community in which a decision was taken to ask Goci to leave the community.

According to Ms Sandra Haydon of the ANC, Goci was trying to undermine the work of the Villiersdorp Civic Association.

Police had not responded by the time SOUTH went to press.

Another detainee dies in police cells

(329)
Sowetan 5/10/92
■ 20 have died in custody since July 26:

Sowetan Reporter and Sapa

THE body of a black detainee was found in the Marble Hall police cells yesterday morning, Eastern Transvaal regional police commissioner Major General JJ van Zyl disclosed.

This brings to 20 the number of people who have died in detention since July 26. The last person known to have died in custody was Shangani Biyela, who was found dead in a cell at Ladysmith, Natal, on September 23.

Police said yesterday the man, aged about 30, had been arrested early yesterday for being drunk in a public place at the Arabie Dam about 5km from Marble Hall.

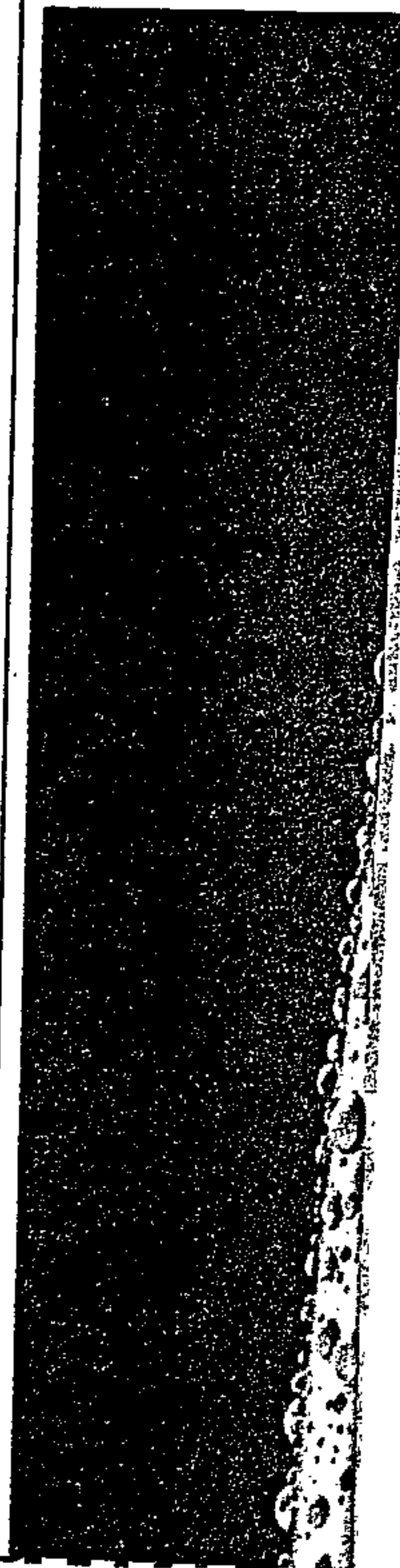
He was taken to the Marble Hall police cells where he was visited regularly by charge office personnel.

"At 5.30am during a routine visit it was discovered that the man had died," a police statement said.

A post-mortem would be conducted to determine the cause of death. On July 26 pathologist Dr Jonathan Gluckman claimed the police were killing people in their custody.

A police public relations spokesman last month confirmed that 178 people had died in police custody between January last year and the end of August this year.

Lawyers for Human Rights have called for independent investigations into deaths in police custody.



Another police cell death 329

A PRETORIA man who was in police custody after allegedly setting a shop on fire has been found dead in his cell. Police spokesman Major Andrew Lesch said the man, identified as Mr Vernon Killian, was handed breakfast about 7.55am yesterday morning and was found dead at 8.40am. *Sowetan 6/10/92*

Lesch said police were investigating but it is believed the man had used a belt to commit suicide.

Damage estimated at millions of rands was caused when a shop and an adjoining pizza restaurant were set alight on Sunday night. - *Sowetan Reporter's and Staff*

NEWS ANC, PAC alarmed by De Klerk move ● Major breakthrough for Red Cross

Red Cross allowed to visit detainees

LAW and Order Minister Hennis Kriel has given the International Committee of the Red Cross (ICRC) permission to visit detainees in police stations throughout South Africa, the ICRC's head of operations in Africa announced yesterday.

Mr Jean-Daniel Tauxe was addressing a Johannesburg Press conference attended by the head of the ICRC in South Africa, Mr Toni Pfanner, and the ICRC's chief representative in Mozambique, Felice Dindo.

Pfanner described the authorisation given by Kriel as a major breakthrough and said it was obtained at a meeting with the minister on Friday.

The ICRC already has unrestricted access to South African prisons following an agreement reached with the Department of Correctional Services in July.

ICRC officials will be able to interview those held at police stations without witnesses present: (321)

The issue of detainees has been the focus of much media attention in recent months, with reports of more than 20 detainees having died since the end of July.

The ICRC plans to start its visits to detainees "as soon as possible", Pfanner said.

Particular attention would be paid to detainees held in areas where unrest was prevalent.

He confirmed the ICRC had negotiated similar agreements with the TRVC states earlier this year.

In terms of Kriel's authorisation, ICRC delegates "are allowed to visit detainees held by the South African Police irrespective of their place of detention", the ICRC said.

"The delegates may examine the conditions of detention of detainees and make recommendations, if necessary, to the competent authorities, aimed at the improvement of the living conditions and treatment of detainees."

The ICRC said the visits would be carried out according to its customary procedures.

These included the right to interview detainees without witnesses, to have access to all places pertaining to detention and to visit detainees as frequently as it deemed necessary.

"The minister and the Commissioner of Police will facilitate such visits and give the necessary attention to all questions of humanitarian concern which the ICRC may raise," the ICRC added. - Sapa.

Green light for visits to police station detainees

STAR 6/10/92

(329)

By Shirley Woodgate
and Monica Oosterbroek

The International Committee of the Red Cross (ICRC) has been granted permission to visit detainees in police stations, a move hailed as a breakthrough by human rights organisations concerned about continuing deaths in police custody.

Law and Order Minister Hernus Kriel gave the ICRC the go-ahead on Friday to visit detainees, the ICRC announced yesterday.

At a press conference in Johannesburg, Geneva-based ICRC delegate-general for Africa, Jean-Daniel Tauxe, said the aim of the visits would be to safeguard the individual's well-being.

Custody deaths have re-

ceived prominent news coverage, particularly after pathologist Dr Jonathan Gluckman claimed in July that police were killing people in their custody.

Human Rights Commission national director Safoora Sadek said 98 people had died in police custody this year. The latest death was reported yesterday.

Those who qualified for ICRC attention would be prisoners convicted under South African security laws and unrest-related common law offences, including public violence, or those awaiting trial on such charges.

The ICRC already had unrestricted access to South African prisons.

The ICRC would also focus on remote unrest areas

where visits to detainees could help to diminish tensions.

Confidential reports making recommendations for improvements where necessary would be handed to the authorities after the visits, a procedure followed by the organisation in its visits to prisoners and detainees worldwide, including 150 000 prisoners in 49 countries last year, said the ICRC.

Law and Order Ministry spokesman Captain Craig Kotze said the decision was part of an SAP strategy to halt deaths in detention.

● The PAC called on "people of goodwill" yesterday to pray or observe a moment's silence on Sunday for prisoners who had died in police custody, Sapa reports.

6/10/92 329
25 held for killings

TWENTY-FIVE people have been arrested in connection with the killing of 10 people in Gengeshe near Richmond in the Natal Midlands last Saturday, police announced yesterday. *Sowetan 6/10/92*

Nine people, all believed to be Inkatha Freedom Party supporters, were killed. One of the alleged attackers also died. Police spokesman Captain Henry Budhram said police had arrested Mr Thandukwazi Dlamini (18) on Thursday.

After further investigations another 24 people were arrested.

Prayers for cell deaths

Sacaton 6/10/92 (329)
■ PAC calls on people of goodwill to observe minutes silence:

THE Pan Africanist Congress yesterday called on "people of goodwill" to pray or observe a minute of silence on Sunday for prisoners who had died in police custody.

More than 20 prisoners have died in custody since July 26 when private forensics pathologist Dr Jonathan Gluckman alleged numerous irregular prisoner deaths.

STAN 7/10/92

Visits will be unannounced

329

By Bronwyn Wilkinson
Crime Reporter

Delegates from the International Committee of the Red Cross intend dropping in unannounced on police stations to visit detainees, taking the permission granted by Law and Order Minister Hernus Kriel to its fullest extent, ICRC spokesman Nic Sommers said yesterday.

Law and Order Ministry spokesman Captain Craig Kotze said the ICRC now has permission to visit any prisoner in any police station at any time.

Sommers said the organisation intended starting its visits as soon as possible.

In July, the ICRC was granted permission by the Department of Correctional Services to visit prisoners in South African prisons. It also has visitation rights in police cells and prisons in the independent and nominally independent homelands.

The only detainees the ICRC does not yet have permission to visit are those in police cells in Venda.

Sommers said he could not comment on condi-

tions in prisons as ICRC findings were confidential and the reports were handed only to the authorities, with recommendations for improvements where necessary.

Although the ICRC would visit all prisoners, the organisation would concentrate on people held on unrest-related charges and in police cells in unrest areas.

The visits would be on a purely humanitarian basis, Sommers said.

He said the ICRC would assess the conditions of detention and the treatment of prisoners. Its delegates would talk

to prisoners in private.

Although the ICRC would liaise with the retired magistrates who are to be appointed by Kriel to monitor conditions in police detention, it would not make its findings available to them, Sommers said.

"The reports will go only to the authorities."

Human Rights Commission figures say 99 people have died in police custody this year.

● A criminal suspect, John Cele of R93 Umlazi, committed suicide yesterday at the Umlazi police station, south of Durban, police reported.

6 claim they were tortured while in jail

By Susan Smuts

Instead of making a confession when taken to a Roodepoort magistrate, a Swanieville massacre accused claimed he had been tortured by police during questioning, the Rand Supreme Court heard yesterday.

This emerged during a trial within a trial to determine the admissibility of confessions made by six of seven men who have pleaded not guilty to 28 counts of murder following the massacre at the West Rand squatter camp on May 12 last year. The seventh accused did not make a statement.

The men have contested the validity of their statements, claiming they were tortured.

Defence counsel As Burger told the court Joseph Mphiwa

Khanyile had been taken to make a statement after being interrogated the night before. However, instead of confessing, he told the magistrate he had been tortured to force him to do so.

He said he had been given electric shocks, tied up and assaulted.

Khanyile also told the magistrate the police had told him what to say in the confession.

Major Alexander Dick had earlier told Mr Justice C Botha and two assessors that neither he nor any member of his team had assaulted or forced the suspects to make statements.

Dick said he had spoken to members of the investigation team about the torture allegations. The magistrate had written to the district commissioner in Krugersdorp to investigate the allegations, he said.

The trial continues.

STAR 8/10/92

329

'The police hit me with a crowbar'

ALLEGATIONS of brutally assaulting a prisoner in police custody have been made against three members of the SAP in Mamelodi. (253) (251)

Police spokesman Maj Andrew Lesch confirmed that a charge of assault was being investigated. (329)

The prisoner was allegedly struck repeatedly with a crowbar and punched and kicked "senseless" by the police shortly after he was arrested on a charge of assault on Saturday night.

The bleeding and seriously injured man was allegedly taken to hospital only 14 hours later.

The alleged incident is sure to add more fuel to calls for an independent commission of inquiry into the mounting death toll in police cells.

Two more prisoners died in police cells this week, bringing the death toll to 21 since pathologist Dr Jonathan Gluckman publicly accused police of killing prisoners in their cells.

The alleged assault victim is hardware store labourer Lucky Thenjekwayo, 23, a breadwinner staying at his grandparents' home in Mamelodi West.

When City Press visited his home on Friday, Thenjekwayo's head was swollen, his left eye was partly shut, there was a gash on his head and he was covered in cuts.

A doctor who examined him said the head injury was consistent with assault.

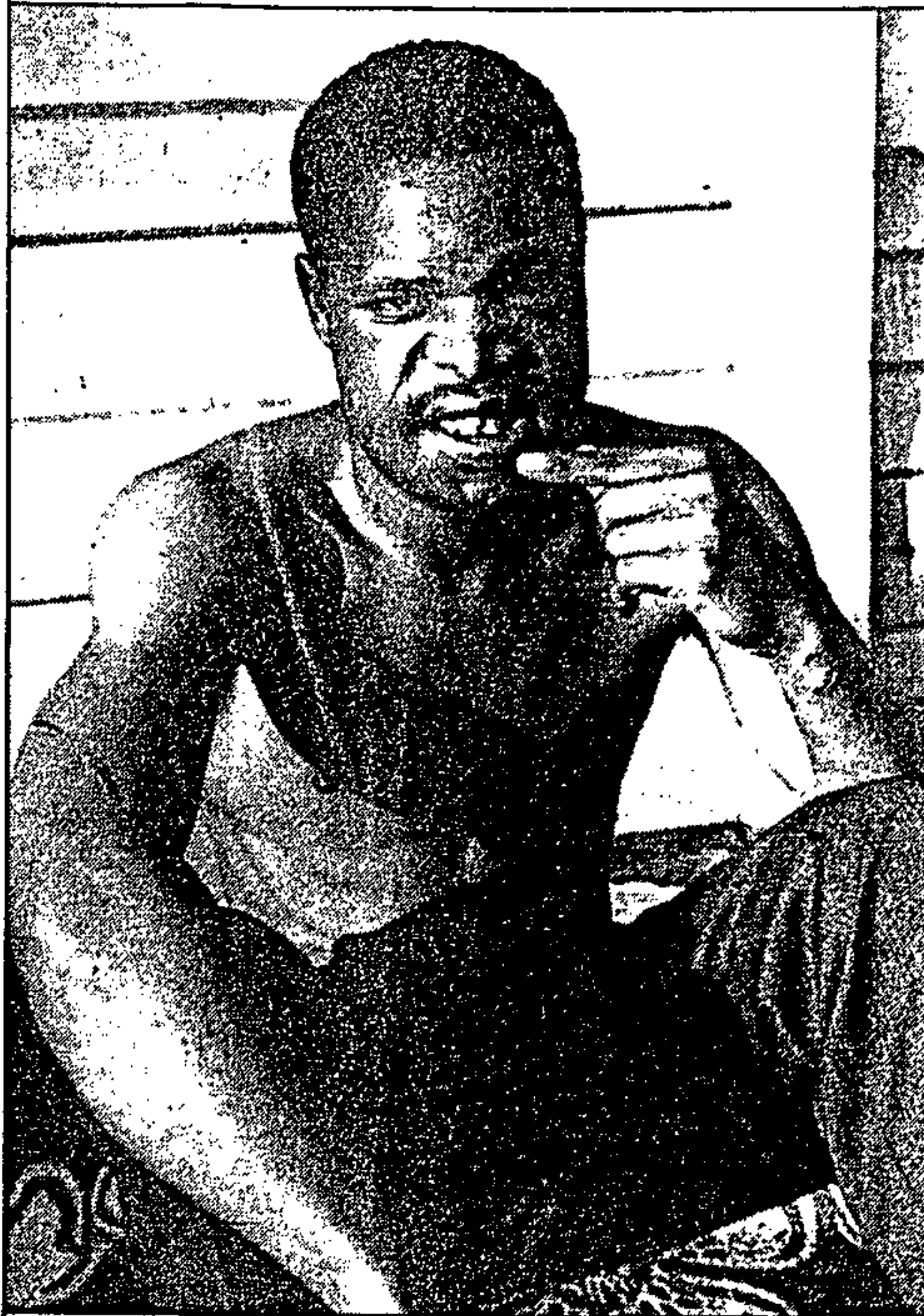
Thenjekwayo alleged the police only took him for treatment after he complained to a senior police officer, who took a statement from him, promising the incident would be investigated.

He was taken to the Kalafong Hospital on Sunday afternoon in the back of a police van.

After his discharge from hospital at 3 pm on Monday, he was taken back to the cells where he was kept until 2 am on Tuesday. He claimed he was made to walk home in the middle of the night, although still in great pain.

The brutal assault on Thenjekwayo allegedly occurred shortly after midnight on Saturday night. He said he had an argument with his aunt, Pauline Thenjekwayo, late on Saturday night and there was a scuffle. In

An alleged brutal midnight assault with a crowbar on a man held in the Mamelodi police cells last weekend is sure to add more fuel to calls for an independent commission of inquiry to investigate the mounting death toll in police custody. ELIAS MALULEKE reports.



JUST ONE MORE ... Lucky Thenjekwayo, 23, claims he was seriously assaulted by Mamelodi cops. BY PLOI ELIAS MALULEKE

a fit of anger, he threw a bunch of keys at her before she ran out of the house, and he went to bed.

Thenjekwayo alleged he was woken up by loud knocks shortly after midnight. When he opened his door, two black policemen started to drag him out.

He protested and was then allegedly slapped in the face. He warned the police that his teeth had been wired following an assault by a thug 14 days earlier.

As they dragged him to the van, allegedly punching him, one of the policemen lost his watch. After a search he was told he

would "s.t" if he did not produce it at the charge office.

He claimed that on arrival at the charge office in Mamelodi West, he was ordered to sit on the floor and as he did one of the cops swung at him with a crowbar. "I raised my arms to protect my head and the crowbar struck my left arm. As I screamed out in pain, a third policeman who was in the charge office joined the two and I was dragged out into the courtyard.

"As we headed towards the cells, I was struck from behind with the crowbar and staggered

forward. I was then punched and kicked and fell down," he said.

The alleged assault continued while he was on the ground, before being dragged semi-conscious and bleeding into a cell. One of the policemen then poured water over his head.

"I collapsed right next to the door. I was helped to some bedding by the other people in the cell," Thenjekwayo said.

Thenjekwayo's aunt, Pauline, who accompanied the police to the police station, said she was outside when she heard Thenjekwayo screaming.

A few hours after he was released from the cells on Tuesday, Thenjekwayo was picked up by detectives and taken to court in connection with the alleged assault on his aunt. He was not asked to plead and was released on his own recognisances.

He said, however, that after his court appearance he was taken to the police station where his injuries were photographed. He was then told to stay home the following day as the police planned to take him to a district surgeon for a check-up, but had by Friday not showed up.

Thenjekwayo said he would approach Lawyers for Human Rights tomorrow, if he was feeling well, to bring a claim against his assailants.

Maj Lesch said the Commissioner of Police and all concerned policemen could not tolerate such behavior from police officers.

More than 180 people have died in police custody from January last year to date.

One of the latest victims this week was a 30-year-old man who was found dead in a cell in Marble Hall on Sunday, few hours after he was arrested for allegedly being drunk in public.

The other was SA Commercial, Catering and Allied Workers Union organiser John Cele, who died from a mysterious bullet wound while being "interrogated" by KwaZulu police on Wednesday.

The KZP said Cele shot himself in the head with his own gun.

the nation in brief

Two found dead in cells

Sowetan 16/10/92

329

TWO people were found dead in police cells in different parts of the country this week.

A 35-year-old man apparently hanged himself in a police cell at Sasolburg on Wednesday night.

Free State regional commissioner of police Major-General UT Calitz said in Bloemfontein yesterday the man, who was from a farm in the district, arrived at Sasolburg Police Station about 9:30pm on Wednesday and asked for a place to sleep. He was placed in a cell. Shortly before 11pm he was found hanging from a water pipe in the ablution section. He was already dead.

A 26-year-old woman was found hanging in a cell at East London Prison. A spokesman for the Department of Correctional Services said Miss Nomhle Hermanus had allegedly "committed suicide by hanging herself" on Tuesday. She was found by prison authorities around 5pm and taken to Frere Hospital, where she died at 11:35pm. "There is a single cell in the communal cell. The door was unlocked and she went into it. Nobody saw anything," he said.

Man found dead in cell (329)

A MAN aged 47 was found dead in a cell at the Steenberg police station in the Cape Peninsula early yesterday morning. *Sowetan 19/10/92*

Police said Mr Albert Jacobs who was locked up at 9pm on Saturday to "dry out", had apparently hanged himself with strips of material torn from his T-shirt.

Jacobs was visited at 1am yesterday and his body was discovered about an hour later when another prisoner was brought to the same cell.

A full investigation is to be held. *(Signature)*

1571

Hansard

WEDNESDAY, 21 OCTOBER 1992

1572

The MINISTER OF POSTS AND TELECOM-MUNICATIONS:

Yes.

- (i) (a) 2 697
(b) and (c) 2 360

(ii) 3 543 of the waiting applicants will be provided with service during the current financial year. The demands of a further 1 286 waiting applicants will be met during the 1993/94 financial year. Telkom is awaiting confirmation of the required dates of installation from the remaining 228 waiting applicants.

Persons in police custody: deaths

370. Mr P G SOAL asked the Minister of Law and Order:

How many persons died in police custody in (a) 1991 and (b) each specified month of 1992 for which statistics are available?

B868E

The MINISTER OF LAW AND ORDER:

As the concept "died in police custody" can be more widely construed than just persons who have died in police cells, and various factors such as natural causes, suicide, injuries sustained before arrest, etc also play a role, and because I do not wish to anticipate the outcome of the investigation as a result of Dr Gluckman's representations, it will be a misperception if only a single figure is given.

Broadcasts of Codesa 2: sponsorship

371. Adv J S PRINSLOO asked the Minister of Posts and Telecommunications:

- (1) Whether Telkom sponsored the broadcasts of the proceedings at Codesa 2; if so, (a) what was the total amount of the sponsorship and (b) by means of what media were the broadcasts made;
- (2) whether Telkom received any (a) financial and/or (b) other benefits from this sponsorship; if so, what is the (i) nature and (ii) extent of each of these benefits?

B869E

The MINISTER OF POSTS AND TELECOM-MUNICATIONS:

- (1) Yes,

- (a) R250 000,00.

(b) SABC's CCV and TSS television channels.

- (2) (a) None.

(b) Public exposure.

(i) The broadcast of Codesa 2 with its high newsworthiness was seen as an excellent media opportunity to build awareness of Telkom as a separate company. Telkom's logo and positioning "Let's communicate" were continuously used to support the message. As part of the deal an edited version of 15 minutes of the Telkom launch video of 1 October 1991 was shown for free on Wednesday 27 May 1992 on TV1 and the full launch video of 30 minutes on 28 May 1992 on the TSS channel.

(ii) The sponsorship exposure given to Telkom as compared to the same amount of exposure through paid advertising using the same media was extremely cost-effective. Viewership over the two days was seen as considerable. When measuring advertising costs in print and electronic media against that of a sponsorship of this magnitude and exposure, the latter is much cheaper and more effective. Taking these advantages into account the Codesa 2 exposure was a great boost for Telkom.

Release of political prisoners: agreement with ANC

372. Adv J S PRINSLOO asked the Minister of Correctional Services:

- (1) Whether the Government has concluded an agreement with the ANC in regard to the release of so-called political prisoners; if not, what are the relevant details; if so,
- (2) whether he will furnish any information on the release of such prisoners in terms of this agreement since 1 January 1992; if

1573

Hansard

WEDNESDAY, 21 OCTOBER 1992

1574

not, why not; if so, (a) what are the full names of each of the prisoners, (b) of what offence or offences was each convicted and (c) what are the details in regard to each of these offences?

B870E

The MINISTER OF CORRECTIONAL SERVICES:

- (1) and (2)(a), (b) and (c)

If the hon member is referring to the formal agreements between the ANC and the Government at Groote Schuur on 4 May 1990 and Pretoria on 6 August 1990 as well as the guidelines for defining political offences in South Africa (Government Gazette—7 November 1990) which emanated from the mentioned agreements, the reply is yes.

As regards the issue of the release of political prisoners according to the mentioned agreements, the Government's position is that all political prisoners have been released considerable time ago in terms of the agreements and in terms of the following guidelines as published in Government Gazette No 12834 of 7 November 1990:

- "(i) The motive of the offender, i.e. whether the offence was committed for a political motive (e.g. to further or oppose the aims of a political organization, institution or body) or for a personal motive.
- (ii) The context in which the offence was committed; in particular whether it was committed in the course of or as part of a political uprising or disturbance, or in reaction thereto.
- (iii) The nature of the political objective (e.g. whether to force a change in the policy of or to overthrow or destroy the political opponent).
- (iv) The legal and factual nature of the offence, including its gravity.
- (v) The object and/or objective of the offence (e.g. whether it was committed against the political opponent or his property, or directed primarily against private individuals or property; or was committed on the assumption that a particular cause, governmental or otherwise, was being served).

(vi) The relationship between the offence and the political objective being pursued, e.g. the directness or proximity of the relationship, or the proportionality between the offence and the objective pursued.

(vii) The question whether the act was committed in the execution of an order or with the approval of the organization, institution or body concerned."

However, it soon became clear that there were also other prisoners who committed crimes with a political motivation. This became one of the stumbling blocks which hampered constitutional negotiations. In a spirit of reconciliation and pursuant to agreements reached between the Government and the ANC in preparation for the meeting between the State President and Mr Mandela on 26 September 1992, the Government decided to release a number of prisoners, who were imprisoned for politically motivated crimes, on the following basis:

1. The prisoners concerned must have committed crimes with a political motivation.
2. Their crimes must have been committed before 8 October 1990, which was the cut off date agreed to by both the Government and the ANC.
3. All prisoners who fall within this category, are eligible for release, regardless of their political affiliation.

It was decided that the release of these prisoners would take place on the following basis:

(Quoted from the Statement dated 26 September 1992 by the Government spokesman on the release of prisoners who have committed crimes with a political motivation).

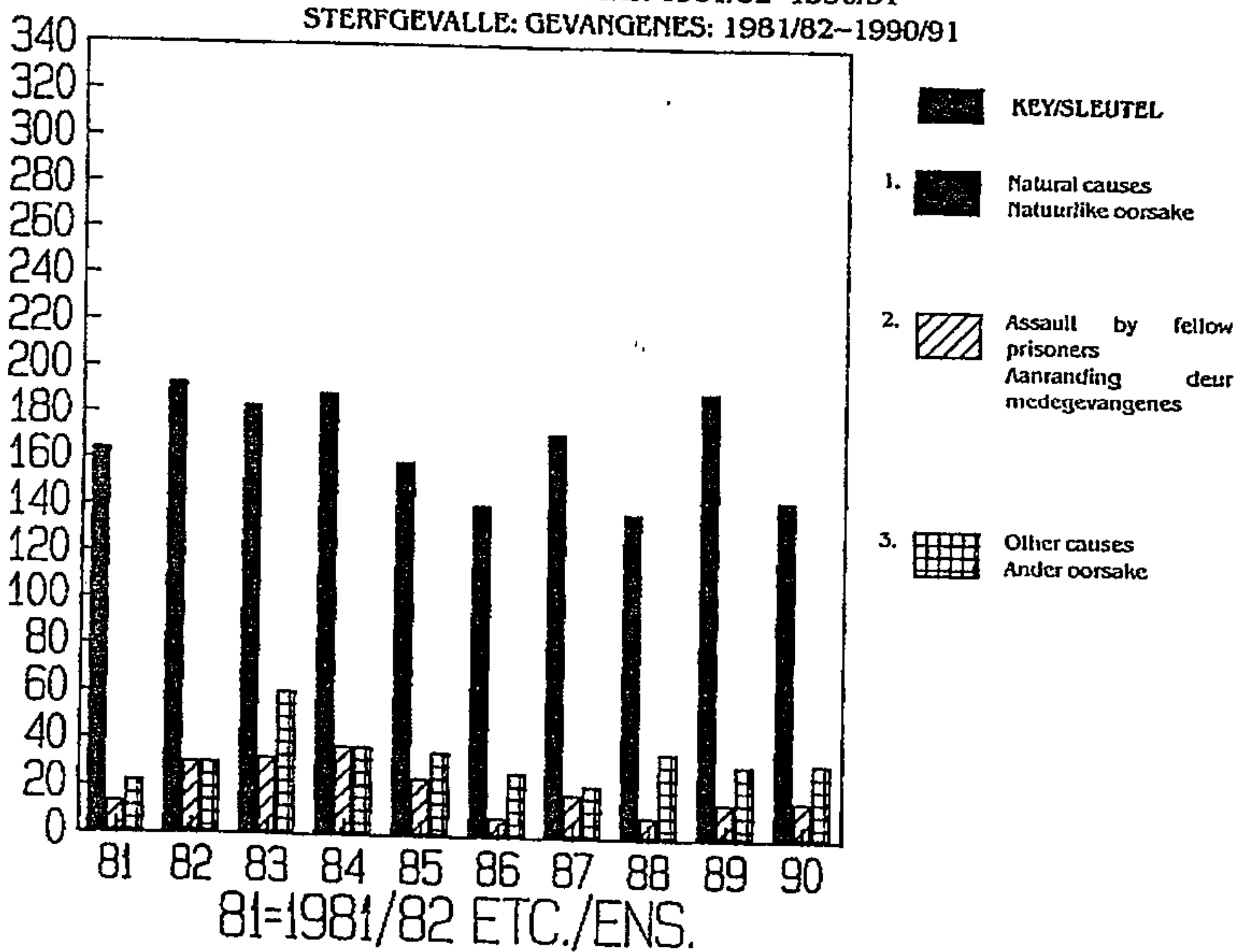
"1. A first category of prisoners will be released within days in terms of section 69 of the Correctional Services Act. As many as 150 of the prisoners on the list submitted by the ANC fall into this category and have already been released or are in the process of being released. A process of identification of prisoners falling into this category, but with other political affiliations, is also now taking place.

2. A second category, those who are serving life sentences, do not qualify for remission of sentence in terms of section 69 of

cont-40

GRAPH 8 • GRAFIEK 8

DEATHS: PRISONERS: 1981/82-1990/91
STERFGEVALLE: GEVANGENES: 1981/82-1990/91



THE MINISTER OF HOME AFFAIRS:

(1) and (2)

The Department has brought to my notice that irregularities regarding applications for permits of permanent residence were uncovered during investigations launched by the Department on its own initiative. The Departmental investigations, which are conducted on an ongoing basis, also revealed irregularities with regard to aliens illegally in the Republic, and two instances of alleged bribery regarding temporary residence in the Republic were also confirmed in the process. On 22 September 1992 the Director-general: Home Affairs issued a media release on this matter, a copy of which is herewith laid upon the Table. All the investigations into alleged offences as well as the possible prosecution of responsible officials and other persons, are not yet finalised at this stage.

MEDIA RELEASE BY MR PIET COLYN, DIRECTOR-GENERAL OF THE DEPARTMENT OF HOME AFFAIRS

Irregularities with the issuing of Permits for Permanent Residence to Chinese Immigrants.

Owing to various factors, South Africa has become increasingly popular amongst prospective immigrants from the East during the past year. This is also clearly evident from the large increase in applications from prospective immigrants from this part of the world. Statistics on Chinese immigrants who acquired permanent residence during the past few years, are: 1961 to 1987-159; 1988 — 286; 1989 — 460; 1990 — 1 382; 1991 — 1 959; and 1992 (from Jan till Aug) — 1 397.

When considering applications for permanent residence permits from prospective immigrants, South Africa, as any other country, has as its objective that such immigrants must be an asset to the country.

In South Africa the Aliens Control Act (Act 96 of 1991) prescribes *inter alia* that prospective immigrants shall comply with certain requirements to acquire permanent residence in South Africa. These requirements are among other that the prospective immigrant shall be of sound moral character, not have been convicted of any serious offence, and that his occupation shall be as such that it will not influence a South African in that particular class of occupation negatively.

The emphasis is especially on those who can promote private entrepreneurship in South Africa.

Naturally, with the increasing popularity of South Africa as country for immigrants from the East, the number of applications from people who do not meet the above-mentioned requirements, has also increased dramatically. Such applications are naturally refused.

The Department of Home Affairs, which is responsible for the consideration of applications for permits for permanent residence, is aware of and extremely concerned about international contacts which endeavour in a well organised manner to acquire permanent residence permits irregularly for some immigrants who do not meet the necessary requirements.

The Department renders a free service to all prospective immigrants, but immigrants are at liberty to use the services of private immigration agencies to act on behalf of the immigrants concerned.

Recent investigations have revealed that some of these agencies submitted forged documents in support of applications for permanent residence permits to the Department. In this regard for example, forged offers of employment have been submitted to the Department. In some instances the employer does not exist, or the employer concerned is not even aware of the existence of the prospective immigrant. Forged medical certificates also occur frequently in instances of irregularities. Bank certificates of so-called prospective entrepreneurs wishing to bring in capital into the country, are also forged.

It is understood that these agencies require up to R20 000 from a prospective immigrant for a successful application. The financial gain for such an agency in respect of a successful application is quite obvious.

Investigations have been conducted by the Department's special investigations unit which investigates, on an ongoing basis, possible irregularities regarding *inter alia* the issuing of permanent residence permits.

The activities of these agencies, in particular two of which have submitted forged documents to the Department, are being investigated in depth at present. The investigations are in its final stage and criminal proceedings against these agencies

what is the name of this person (b) at which police station does he do duty, (c) on the management of which political party does he serve and (d) under which electoral division does he fall;

- (2) whether he has information on who was present at the meeting at which this person was elected to the management of the political party concerned; if so,
- (3) whether he will make this information public; if not, why not; if so,
- (4) whether the member of the House of Assembly for the electoral division concerned was present at the meeting?

B892E

The MINISTER OF LAW AND ORDER:

(1) No.

(1)(a) to (4) Fall away.

Deaths in detention

397. Mr P G SOAL asked the Minister of Correctional Services:

How many persons died while being held by the prison authorities in (a) 1991 and (b) each specified month of 1992 for which statistics are available?

(329)

~~(329)~~

B893E

The MINISTER OF CORRECTIONAL SERVICES:

(a) and (b)

I refer the Hon member to tables 7 and 8 on page 51 as well as graph 8 on page 38 of the report by the Department of Correctional Services for the period 1 July 1990 to 30 June 1991 which was tabled during the 1992 Parliamentary session and of which copies are attached for his convenience.

Statistics regarding deaths for the period 1 July 1991 until 30 June 1992 are as follows:

Deaths: *Unsentenced prisoners: 1 July 1991 until 30 June 1992*

Natural causes	18
Suicide	3
Assault by fellow prisoners	1
Other (gunshot wound—gangrene)	1
Total	23

HOUSE OF ASSEMBLY

Deaths: *Sentenced prisoners: 1 July 1991 until 30 June 1992*

Natural causes	113
Suicide	27
Assault by fellow prisoners	10
Shooting incidents (shot by the traffic police during an attempted escape	3
Other — 6: suffocate during a fire	
— 1: head injury	
— 1: unknown (inquest outstanding)	8
Total	161

(329)

~~(329)~~

161

For the sake of perspective it must be mentioned that for the periods 1 July 1990 to 30 June 1991 and 1 July 1991 to 30 June 1992 respectively, 388 238 and 405 964 prisoners were admitted in South African prisons. On 30 June 1991 and 30 June 1992 respectively, there were 89 723 and 107 522 prisoners in South African prisons.

All deaths in prisons in respect of which a medical practitioner is unable to certify that the prisoner died as a result of natural causes, are dealt with in terms of section 86 of the Correctional Services Act, 1959 (Act No 8 of 1959). Independent inquests into every case where death is ascribed to unknown or unnatural causes, are instituted in terms of the stipulations of the Inquest Act, 1959 (Act 58 of 1959) and at the same time departmental investigations are also undertaken. Apart from this, the South African Police also conducts independent investigations in cases where the medical officer (under control) of the Department of National Health and Population Development) ascribes the death to unknown or unnatural causes.

- (1) A sentenced prisoner from the Brandfort Prison was working in a work team at a school on 23 November 1990. Against the orders of the guard he jumped into the swimming pool and drowned before anyone could save him. The SA Police investigated the case and found that no-one could be held responsible for the prisoner's death.
- (2) and (3) Two sentenced prisoners from the Groenpunt Prison went out in a team on 8 May 1991. The vehicle in which they

were travelling stalled on an uphill and the prisoners were requested to push the vehicle out of the road. Whilst in action, a vehicle tried to pass the van and simultaneously, a vehicle was coming up ahead, with the result that the other vehicle had to swerve back and hit the two prisoners. The outcome of the police investigation has not yet been received.

- (4) A prisoner from the Bethal Prison was one of a team collecting refuse bags next to the roadside on 24 August 1990. The driver of the truck reversed in order to fetch a prisoner in a side street. At this point a prisoner fell out the back of the truck and the truck consequently rode over him. The outcome of the police investigation has not yet been received.

(5) On 27 February 1991 a prisoner from the Groenpunt Prison left in a team to repair a pigsty. Evidently the prisoner stepped over the side of the roof whilst measuring a beam, lost his balance and fell. The outcome of the police investigation has not yet been received.

(6) and (7) Two sentenced prisoners left the Leeuwkop Prison on 28 February 1991 in a team to work at the golf course. During a thunderstorm the two prisoners hid under a roof and were struck by lightning. The outcome of the police investigation has not yet been received.

(8) and (9) Two sentenced prisoners were working at the boilers at the Worcester Prison on 27 November 1990. Workers of the Department of Public Works were working on the boilers whilst the prisoners were performing their routine tasks. The boiler evidently exploded and the two prisoners were killed. The matter was handed over to the SA Police for investigation, but no outcome has as yet been received.

(10) A sentenced prisoner from the Losperfontein Prison was burnt to death by steam escaping from a toilet on 28 December 1990. This was a freak accident and was the result of three mechanical faults:

- hons control valve flex
- cracked coil

— jammed safety valve.

(329)

The matter was investigated by the Department of Manpower and also handed over to the SA Police for further investigation. No result has as yet been received.

(11) A sentenced prisoner from the Durban Prison died on 9 February 1991. Evidently the prisoner attacked a fellow prisoner. Members of the Department stepped in and hit the prisoner with batons. The matter has been handed over to the SA Police for further investigation. The result of the judicial post mortem is awaited.

TABLE 7

Deaths: *unsentenced prisoners: 1 July 1990 to 30 June 1991*

Natural causes	18
Suicide	5
Assault by fellow prisoners	2
Total	25

TABLE 8

Deaths: *sentenced prisoners: 1 July 1990 to 30 June 1991*

Natural causes	126
Transport Accidents (2 and 3) (4)	3
Suicide	16
Assault by fellow prisoners	14
Other (5) (6 and 7) (8 and 9) (10) (11)	7
Drowning (1)	1
Total	167

Graph 8: see cols 1611-1612.

Permanent residence: bribery/corruption

398. Miss M SMUTS asked the Minister of Home Affairs:

- (1) Whether any instances of alleged bribery and corruption in respect of applications for permanent residence have been brought to his or his Department's notice; if so,

(2) whether any officials of his Department have been (a) investigated or (b) dismissed as a result; if not, why not; if so, (i) what were the results of this investigation, (ii) how many officials were dismissed, (iii) what was the nature of their offences, (iv) how many applications for permanent residence were involved and (v) how much money was involved?

B894E

HOUSE OF ASSEMBLY

ANC man arrested

THE African National Congress chairman at Nhlalakahle, near the Natal Midlands village of Greytown, has been arrested for illegal possession of firearms. (329)

Sixty-year-old Mr. Solomon Mzolo was first arrested in 1990 for illegal possession of two handguns and an AK-47 rifle but the charges were withdrawn when the docket was stolen from court shortly before the trial was due to start.

Sowetan 22/10/92

20wefm 22/10/92 (329)
Police have been rebuilding the
case since then and arrested Mr
Mzolo on Wednesday morning.
He is due to appear in court soon.
Sapa

Ex-detainee plans to write exams

Learning Nation

23/10 - 29/10/92

329

A Soweto student who was released on R1 500 bail after three torturous months in detention plans to sit for his matric examinations next week.

Lucky Nyamande, 21, was arrested on June 23 with his friends while guarding abandoned houses of Meadowlands residents who live near Mzimhlophe Hostel.

They are accused of being members of the township's "Defence Units" allegedly responsible for the bombing of Mzimhlophe Hostel. They are charged under the Sabotage and Terrorism Act.

Nyamande of Emadwaleni High School said the first two months in detention were tough. He said policemen used all means at their disposal to extract information about self-defence units. This pressure eased after two months.

"I then remembered that I had to pursue my studies. It was quite opportune because I was in solitary confinement. I asked my mother to bring my school books.

"I read a lot because there was nothing to do except read and sleep. All this came to an end when I was taken to the Johannesburg Prison (Sun City) to join other inmates. There I

shared the cell with about 36 inmates.

"Daily discussions, singing and other activities in the cell made it impossible to continue studying. I had to send my books back home.

"After my release I immediately returned to school. I still have the urge to further my studies. It was clear from my first day at school that my classmates were far ahead.

"My colleagues have been very sympathetic and have been trying to help me catch-up with the syllabus."

Nyamande said his greatest concern was the bail condition which required him to report



Lucky Nyamande

daily at the police station. Added to this was the monitoring of his movements by the police.

Ex MK man sues State ³²⁹

FORMER Umkhonto we Sizwe commander in Swaziland Mr Ebrahim Ismail Ebrahim is claiming R700 000 from the SA Defence Force or the SAP. ~~(SAP)~~

Sentenced to 20 years' imprisonment for high treason but released after appealing to the Appellate Division, Ebrahim launched his action in the Pretoria Supreme Court against the Ministers of Law and Order, of Defence and of Justice, on the grounds that he was unlawfully abducted from Swaziland and detained in South Africa.

Sowetan 29/10/92

Brigadier admits NIS kidnapped Ebrahim

WIMC 30/10 - 5/11/92
by CAROL GALES

NATIONAL Intelligence Service (NIS) agents had admitted they kidnapped top African National Congress official Ebrahim Ismail Ebrahim in Swaziland in 1986, according to a former acting head of the security police.

Retired Brigadier Johannes Broodryk's testimony, heard this week during a civil action brought by Ebrahim in the Pretoria Supreme Court, is the first admission by a South African official of state involvement in the kidnapping.

But his testimony poses a delicate legal problem for Ebrahim. He is suing the ministers of justice, defence, and law and order, while the NIS answered directly to the state president's office.

Ebrahim is claiming R652 000 in damages. He says he was tortured during more than four years of illegal detention and imprisonment after he was kidnapped. In 1987, Ebrahim was

convicted of high treason and sentenced to 20 years in jail, but he was freed in February 1991 after the Appellate Division overruled the judgment.

Broodryk was a deputy commissioner in the security police, in charge while his chief was on holiday, on the day after the abduction — December 16 1986. He told the court two NIS men had interrupted a braai at his Pretoria home to ask him what to do with Ebrahim, who was in a car parked outside. One of the men was NIS agent Paul Gogh. Broodryk could not recall the other man's name.

Asked by Mr Justice J Els whether Ebrahim had been transported from Swaziland or the Swazi-South African border, Broodryk said he "recalled they brought him from Swaziland".

Broodryk said he phoned security police headquarters in Pretoria and asked that Brigadier Jan Cronje,

commanding officer of the security police, determine whether Ebrahim should be held under section 29 of the Internal Security Act.

Broodryk indicated the NIS commonly conducted investigations for the security police, conceding that it was possible they had collaborated on Ebrahim's case. "There could have been contact between the two intelligence services at a high level," he said.

Under cross-examination by Ronald Selvan SC, counsel for Ebrahim, Broodryk said he had probably filed a report on how Ebrahim came into police hands and on the investigation. But the report had been routinely destroyed after two years.

On Wednesday, Ebrahim spent three hours in the witness box describing his abduction. He said two black men had accosted him with guns outside his suburban Mbabane home. "They said they

329
were from the SAP and warned me if I made a noise they would shoot me," he said.

Ebrahim said he did not recall stopping at Broodryk's home in Pretoria. Instead, he said, the driver parked on a business district street and, using the two-way radio, guided another car to them. This car took Ebrahim to security police headquarters.

He said that when he complained there to SAP Brigadier Willem Schoon that he had been kidnapped, Schoon replied: "That is of merely academic interest now. The important thing is you are here now and you are going to tell us everything about the ANC."

Ebrahim also complained of his kidnapping to a Captain Naude, who told him that "such things are allowed". Another police official told him: "You thought you were safe in Swaziland but we got you."

NEWS Mandela, Mugabe meeting 'without Makwetu' ● Tip-off leads cops to arms

Vital meeting in Harare

By Themba Molefe
Political Reporter

Sowetan 3/11/92
Mugabe in quest to find common ground between African National Congress, Pan Africanist Congress:

AFRICAN National Congress president Mr Nelson Mandela and Pan Africanist Congress president Mr Clarence Makwetu meet Zimbabwean leader Mr Robert Mugabe in Harare tomorrow.

But the ANC insists it will be separately, according to spokesman Mr Sali Macozoma yesterday.

He said the meeting would be private, between Mugabe and Mandela only. Nor would the ANC leader meet Makwetu, Macozoma said.

The OAU Ad Hoc Committee on Southern Africa, which met in Gabon on October 15, endorsed the Senegal resolution after Mugabe cancelled, at the last hour, a meeting he had scheduled for September 9 in Bulawayo.

This was because Mandela would not attend following the Bishop massacre of September 7.

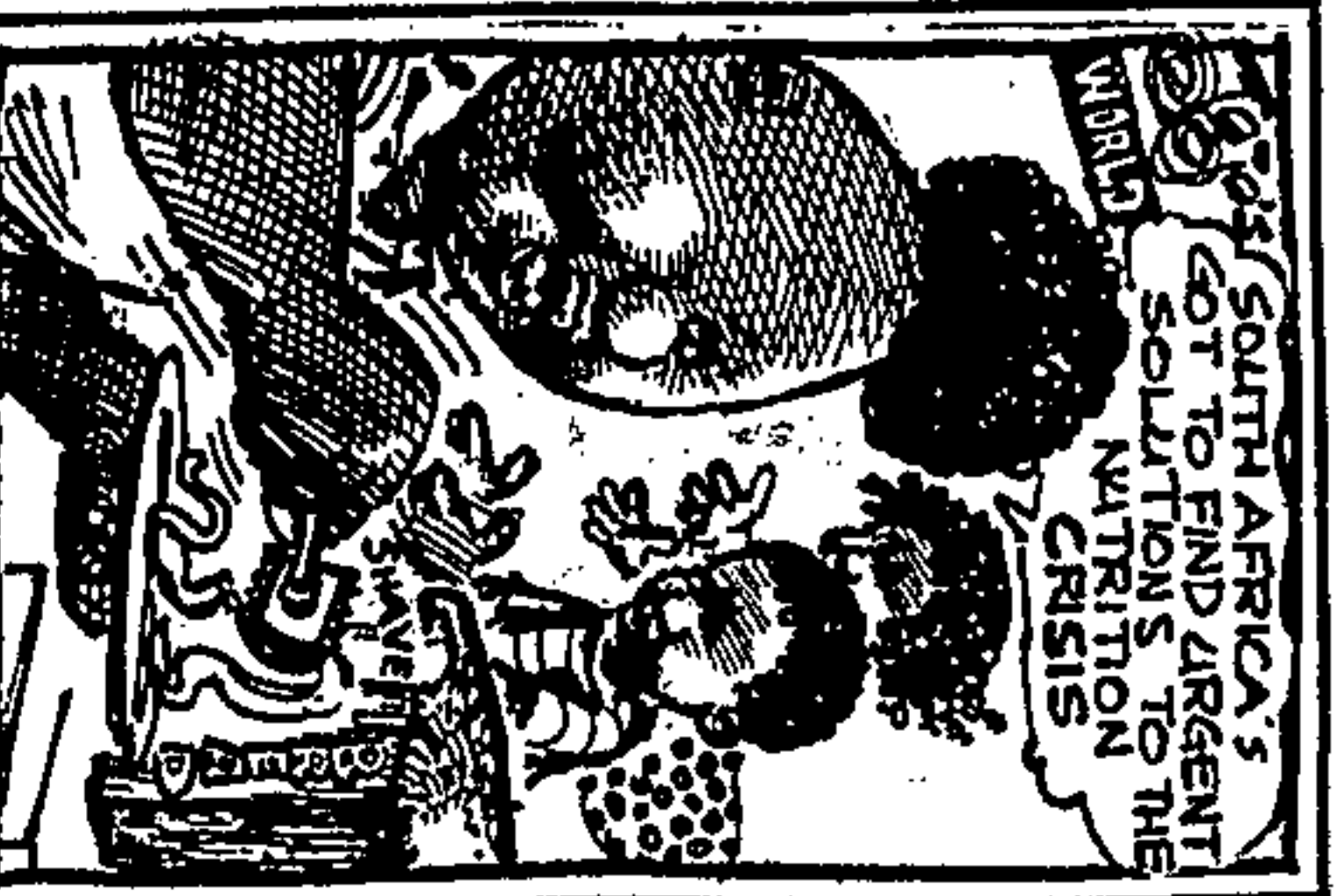
As chairman of the Frontline States, Mugabe's mandate is to discuss the reconvening of the Patriotic United Front of liberation movements, specifically to urge them to find common ground in negotiating with the Government and formulate strategies to end the violence.

The ANC and PAC are officially recognised as observers by the OAU and United Nations and the OAU itself insists that the two's unity, albeit principled, is important in championing the total unity of South Africa's majority.

PAC secretary for foreign affairs Gora Ebrahim said Makwetu had been invited to a meeting with both Mugabe and Mandela.

"The invitation is in keeping with the OAU mandate for Mugabe to pursue the question of a united front of liberation movements," said Ebrahim.

news



To add humour to your day, Sowetan cartoonist Len Sak uses his sharp pen to take a look at a slice of South African life

Arms in a vehicle

53-year-old man held

A TIP-OFF from a member of the public led to the seizure of an arms cache in a car outside a hotel in Nelspruit on Sunday.

The police special investigation found eight AK-47 rifles, nine magazines, 256 rounds of 7.62 AK-47 ammunition, 27 rounds of VZ26 7.62 ammunition and one VZ26 magazine.

A 53-year-old man was detained.

Two more men were arrested. An AK-47 and two magazines were confiscated at a four-way stop in nearby Carino.

SAP Regional Commissioner Maj-Gen JJ van Zyl asked the public to give information to curtail arms smuggling - *Sapa*



2 BUSINESS DAY, Thursday, November 5 1982

Kriel to reply to Gluckman's claims

3/10/82 5/11/92
STEPHANE BOTHMA

LAW and Order Minister Hernus Kriel would reply in the next few weeks to allegations by independent pathologist Jonathan Gluckman that alarming numbers of detainees were dying at the hands of policemen, the department said yesterday.

More than 180 prisoners have died in detention since January this year.

Kriel was still in the process of studying Gluckman's claims and files, but several interim measures had been taken to prevent and investigate deaths in detention, Law and Order spokesman Capt Craig Kotze said yesterday.

In the meantime, Gen Louw Malan had been appointed to investigate

every death in detention and to report immediately any possible irregularities to the Minister, Kotze said.

In addition to 12 former magistrates having been appointed since July to monitor detainees in police custody, 20 former police generals had also been appointed to visit police cells at any time, he said.

"These measures and the agreement reached with the International Red Cross to visit any prisoner at any time all form part of the Minister's programme to monitor deaths in detention," Kotze said.

The fact that the Minister had not yet replied to Gluckman's claims did not mean that no action had been taken, he said.

Kotze said police regulations on the detention of suspects had also been tightened up.

Meanwhile, Sapa reports that a prisoner serving a six-year jail term for theft has died in the Potchefstroom Prison.

The Correctional Services Department said yesterday the man had been found dead in his communal cell on Tuesday. He had multiple chest and neck stab wounds, "most probably inflicted by fellow prisoners". The death is being investigated.

Stabbing, hanging in prison cells

So we have 5/11/92 329
■ Prisoners die in custody: (SS)

By Tsale Makam and Sapa

TWO more prisoners have died in police custody in different prisons in the past two days.

Mr Frans Lekwete was found dead hanging by his belt in his cell at the Pretoria Central Prison on Tuesday night.

He was serving a six-year sentence for house-breaking and theft.

Another man, also serving a six-year sentence, died at the Potchefstroom Prison on Tuesday, "most probably after being stabbed by fellow prisoners", according to the Department of Correctional Services.

Stab wounds

He was found with multiple stab wounds in the neck and chest and died on the way to hospital. His name will be released as soon as his family has been notified.

Government pathologist Dr Jonathan Gluckman drew public attention to prison deaths earlier this year when he claimed police were responsible for many deaths in police custody.

His claims were later denied by the Government and police.

2 held after tip-off

POLICE yesterday arrested two people in Tembisa in connection with the alleged discovery of a large number of handgrenades and ammunition in which a senior SACP member has been implicated.

Police said they reacted to a tip-off and a man and a woman were arrested in two separate homes - the man in Emmangweni section and the woman at "Mandelakhufa Squatter Camp".
Sowetan 6/11/92

Twenty two Russian manufactured RGD handgrenades, a full magazine for a

in brief

Steckin machine-pistol and 20 AK-47 rounds were found in the woman's home. *Sowetan 6/11/92*

Police spokesman Captain Eugene Opperman said the man had told investigators that he had been instructed by "a very senior SACP leader" to store the handgrenades and arms.

The two are expected to appear in the Kempton Park Magistrate's Court today. - *Sowetan Reporter*

Two held in Tembisa after arms haul

STEPHANE BOTHMA

A MAN and a woman were arrested in Tembisa yesterday after a large number of handgrenades and ammunition were found in their possession, police said.

The man said he was storing them on the instructions of a senior SACP member, said Witwatersrand police liaison officer Capt Eugene Opperman.

He declined to name the SACP member.

The arrests followed action by members of the SAP's crime information service and internal stability unit who reacted to a tip-off received from an informant, Opperman said.

At a hut searched in the Mandelakhufa squatter camp, they found 22 RGD Russian-manufactured handgrenades, a full magazine for a Stechkin machine-pistol and 20 AK-47 rounds.

A woman, who said she was a member of the Tembisa Residents' Association, was also held.

Further investigations led the police to a house in Emangweni Section in the township, where an AK-47 rifle, an RGD5 handgrenade and a Russian F1 handgrenade were found.

The arrested man told investigators that he had undergone military training in Angola during 1987, Opperman said. He had returned to SA on August 12 last year.

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the nation in brief

Sowetan 6/11/92
Prison deaths probe (329)

A POLICE general and 12 former magistrates have been appointed to prevent and investigate deaths in detention, Law and Order Ministry spokesman Captain Craig Kotze said yesterday.

Twenty former police generals have also been appointed to visit police cells at any time.

Law and Order Minister Hernus Kriel had given an undertaking to appoint a team of retired magistrates to look into deaths in police custody.

In the meantime, General Louw Malan, of police headquarters, would investigate every death in detention.

Sowetan 6/11/92
Tutu, Buthelezi meet (48)

ANGLICAN Archbishop Desmond Tutu met Inkatha Freedom Party president Mangosuthu Buthelezi at Ulundi yesterday to discuss a proposal for a joint meeting of all black political leaders.

"The Archbishop's request was part of the continuing efforts by church leaders to work for an end to violence and to facilitate a lasting political settlement which accommodates the aspirations of all South Africans."

"Since this was an issue under discussion in the National Peace Committee, the meeting resolved to await the outcome of current discussions in the committee," a statement from Buthelezi said.

Sowetan 6/11/92
March on Parliament (53)

SEVERAL hundred members of the Western Cape Principals' Forum marched on Parliament yesterday to demand a single, democratic and nonracial education department.

A memorandum was handed to Mr Boetie Arendse, the chief inspector of extra-curricular activities in the Department of Education and Culture in the so-called coloured House of Representatives, to shouts of "We want Abe" (HoR Education Minister Abe Williams). - Sapa.

New row over prison deaths

By THEMBA KHUMALO (329)

A NEW controversy has erupted over the circumstances surrounding the death of six prisoners who allegedly died from suffocation at Barberton Prison last year.

The prisoners are alleged to have set their cell on fire to demand their release in line with the State President's three-month amnesty for first offenders in July last year.

The row between the Department of Correctional Services and the Prisoners' Association for Human Rights (Paso) came after David Dilato, a former Barberton inmate who was released in July, said he saw warders assaulting the deceased and trampling on them.

Dilato made an affidavit to an attorney who works for Lawyers for Human Rights in Colesberg in the Cape. *Citation 8/11/92*

He said a group of prison warders sprayed the affected cell with teargas and dragged unconscious prisoners out while assaulting them with truncheons.

Later some of the injured prisoners were transported to hospital, but the six were left behind.

His story was corroborated by nine other prisoners who recently smuggled out a letter to Paso in which they claimed to have been in the cell that was set alight.

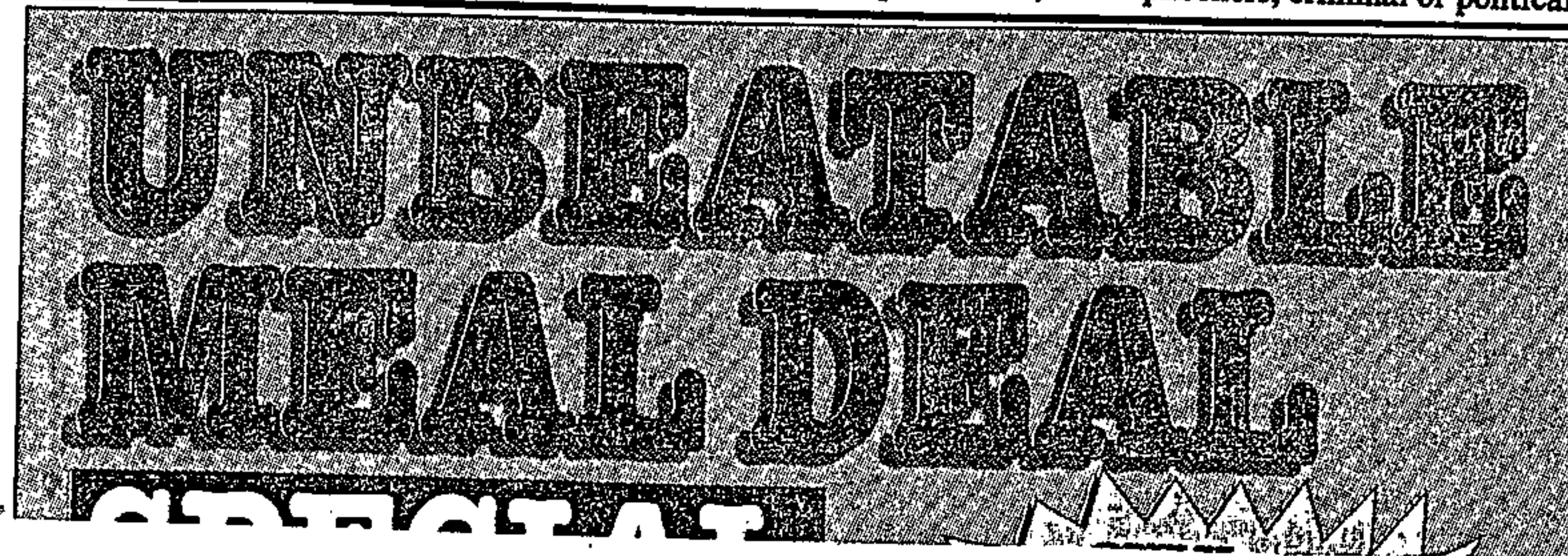
The prisoners who died were Kenneth Khumalo, Joseph Makwane, John Mahlale, Sipho Lubisi,

John Mkhoshwa and Paulos Molepe.

A statement by the Department of Correctional Services this week said a post mortem report stated the six died from suffocation and that no signs of assault were found.

Paso president Golden Miles Bhuda said their efforts to highlight the plight of prisoners were frustrated by political organisations and human rights bodies who treated the matter lightly.

He said: "Quite often letters received from desperate criminal prisoners end up in the files of these organisations because their writers are not political prisoners. But we will not give up the fight for all prisoners, criminal or political."



Jail deaths keep going up and up!

C/P 1992/8/11/92.

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By DAN DHLAMINI

THE brutal murder of a Transkei citizen in the Potchefstroom Prison this week has raised the death toll in SA jails to 152 between January and September.

This was confirmed this week by Department of Correctional Services spokesman Lt-Col J Eksteen, following a City Press inquiry.

Confirmed

Eksteen said from January 1 until September 30 1992, 131 sentenced and 21 awaiting-trial prisoners have died in prison.

Denying allegations by pathologist Dr Jonathan Gluckman that most deaths in custody were caused by police, Eksteen said cancer and heart-related diseases were common in the majority of deaths.

Despite the fact that the deceased died on Tuesday, Eksteen said his department could as yet not confirm that his next of kin had been notified.

But City Press has learned from reliable sources that the dead man was Vincent Wani, 43, a Transkei citizen who was serving six years' imprisonment for theft.

Wani, who before his

arrest and subsequent six years' imprisonment, used to work as a security guard in Potchefstroom, was stabbed several times in what is believed to have been a prison gang fight.

According to Eksteen, the man would have qualified for unconditional release on October 3 next year.

His death follows that of Frans Lekwete, whose limp body was this week found hanging by his belt, in his Pretoria Central Prison cell.

Two weeks ago, Paul Pule Kgosana, 29, of Kana township, who was serving 18 months for dagga, was shot dead inside his locked cell at Orkney police station in the western Transvaal.

Activities

Responding to City Press inquiries about gangsterism in the prisons, Eksteen said the policy was to warn all prisoners not to participate in gang activities.

He said cells and prisoners were thoroughly searched for weapons on a daily basis.

Eksteen rejected the allegation that warders encouraged gansterism in prison.

news in brief

Report on deaths an error 329

POLICE will continue to provide the Press and public with information on deaths in custody, Law and Order Ministry spokesman Captain Craig Kotze said yesterday. *Sowetan 11/11/92*

Referring to a report in a Johannesburg daily newspaper which claimed the contrary, he said the report occurred as a result of a misunderstanding between the newspaper and police public relations officials. Kotze denied that Commissioner of Police General Johan van der Merwe had issued a statement saying such information would not be provided.

'Bolo Punch' to be buried

SOWETO boxing promoter and businessman Mr Isaac Nkumane, who died after a short illness at his home in Mofolo last week, will be buried in the Avalon Cemetery today.

"Bolo Punch", as he was affectionately known, is the father of former *True Love* editor Pearl Luthuli.

He is survived by his wife Christine, three daughters, two sons and 10 granddaughters. A memorial service will be held at his home at 3 Roodepoort Road, Mofolo North, from 11am.

Problems referred to DRC

PROBLEMS leading to the non-payment of rent and the discontinuation of services in Mokgophong township near Naboomspruit have been referred to the Dispute Resolution Committee. *Sowetan 11/11/92*

The decision was taken after the Naboomspruit Town Council and the local business community refused to meet the Mokgophong Civic Association, which had asked the Transvaal Provincial Administration to organise a meeting to resolve the current water and electricity crisis in the area. Supply to the township was cut following a three-month boycott.

ANC branch chairman dies

THE CHAIRMAN of the ANC branch in Bulawayo, Zimbabwe, Mr Marcus Sekano (70), died of a heart attack on Sunday. Sekano went into exile in Zambia in 1962 and became chairman of the northern Copperbelt branch of the ANC, a position he held for 20 years until he moved to Harare in 1984. He is survived by his wife Juanita and six children. *Sowetan 11/11/92*

Council 'acted in bad faith'

POWER was cut off in Tokoza on the East Rand yesterday and community organisations have blamed the local town council, accusing it of acting in bad faith. This follows a statement last week by the town clerk, Mr Herman Combrink, that power cuts in the township were "imminent" because the council was experiencing problems with the "very low and inconsistent" payments by residents. *Sowetan 11/11/92*

Detained then freed (329)

MR Reuben Kekana, deputy chairman of the Mkgophong Civic Association, has been released without being charged after a 10-day spell in detention.

Kekana and five other people who spearheaded the rent boycott in Mkgophong township near Naboomspruit were arrested following the launching of the boycott of white-owned businesses in the area.

Residents embarked on a consumer boycott in protest against the discontinuation of the electricity and water supply to the township. *Sowetan*

Those still being held are Mr Wilson Mothemane, Ms Sinnah Lekalakala, Mr Dan Sebona, Mr Danny Mashalane and Mr Master Sepheso. 26/11/92

By Quentin Wilson

IS IT illegal to cross a public road to climb into your car?

Earlier this month, a disbelieving Claremont resident found this was the law as applied to black people when she was arrested and charged with loitering while crossing Newlands Main Road to reach her car.

On her way to pick up her eight-year-old son from his Plumstead school, Mrs Gloria Hubert (not her real name) was instead taken to the Claremont police station where she was held for just under seven hours.

She alleges that she was prevented from making a telephone call to arrange a lift for her waiting son.

Although she doesn't want her real name disclosed, fearing that her son would be teased at school about

Mother arrested for crossing a road

South Africa 28/11/2002

his mother's arrest, Hubert agreed to tell SOUTH of her ordeal: "I had just finished visiting my cousin who works in Newlands, and I was crossing the road to get to the car-park outside the public swimming pool," she said.

"Before I could get to my car, a Constable Janse van Rensburg, who was seated in a white kombi on the side of the road, told me to get inside.

"I explained to them that I was going to fetch my son from school. The policemen said he would have to spend the night at school because I would be in jail."

Hubert also alleges that she was assaulted by Janse van Rensburg.

She said she was made to sit on the floor of the kombi and a few minutes later the policemen left the vehicle to arrest two women who were walking on the pavement.

"While they were chasing those women, I sat on a seat but Janse van Rensburg kicked me on my hip, telling me I had to sit on the floor," Hubert claimed.

"All the time I was thinking about my son who was waiting outside his school for me. He could have been hurt or killed because he is still very young."

Her son waited six hours for his mother to fetch him. At 8pm he eventually accepted a lift from a schoolfriend's father who helped

him trace his mother to the Claremont police station.

Hubert believes she was arrested because she is black.

"The police would never treat a white woman the same way," she said, "They would also never allow a white schoolboy to be left for six hours for his mother to pick him up."

Hubert said she intended to press charges against the policemen. She was reluctant to do so at first, but decided to go ahead when Janse van Rensburg refused to apologise after she asked him to.

"If he had said he was sorry, then I would have dropped the whole thing. He has left me with no

choice, I will go to the courts and let them punish him," she said. Mr Jan van Eck, ANC member and Claremont MP, said that the arrest was "absolutely disgraceful and unbelievable".

"It is clear that there are elements within the police force who are doing everything they can to keep Africans out of traditionally white suburbs," he said.

"These elements must either change their attitudes or be rooted out of the police - they are a disgrace."

Police spokesperson, Major Denise Brand, said Hubert had been warned earlier in the day not to loiter in the area.

"As the case is sub judice, it would be unfair to comment any further," Brand added.

Gluckman hits back at police on cell deaths

STAR 30/11/92

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Johannesburg pathologist Jonathan Gluckman said yesterday he was "stupefied" by police claims that some of his post-mortem cases were still alive.

"The only possible explanation for this is that the police constable who was afforded the freedom of my filing cabinet photostated its entire contents, including consultations with people still alive," he said.

He rebutted a report in a Sunday paper, Rapport, which labelled as untrue his claim that about 90 percent of the 200-odd post-mortems on police detainees over the past two years had indicated that the victims had been killed by police.

Gluckman said after his revelations regarding deaths in custody he had met three attorneys-general and afforded them complete access to his files.

"The following day, a female

constable came to my rooms and told me she had come to copy my post-mortem reports."

He showed her the filing cabinet and said she could help herself with the full assistance of his secretary, who pointed out that included in the files were a number of consultation cases involving living people. But most were post-mortems relating to deaths in custody.

Gluckman said he was ill the following day and had no idea what files were copied.

"The Minister is in the process of formulating a response," Law and Order Ministry spokesman Captain Craig Kotze said.

"Based on the information at our disposal, including information given to us by Dr Gluckman, the original allegations that policemen were out of control and were murdering prisoners in custody, left, right and centre, cannot be substantiated," he said. — Sapa.

Police 'accentuate crisis'

DURBAN — Natal's political crisis was accentuated in areas under the KwaZulu Police jurisdiction, Legal Resources Centre (LRC) attorney Howard Varney told the Goldstone commission yesterday.

The commission, which is inquiring into the ongoing violence in the province, is on the second day of its sitting.

Varney also referred to a August 13 report compiled by the LRC, entitled "Application for Inquiry" on the role of the KwaZulu Police in Natal. The report was submitted to the commission.

From the LRC's evidence, he said the conflict would never have reached endemic proportions had the KwaZulu Police acted "energetically and impartially".

The failure to act impartially had led to a lack of faith and trust on the part of ordinary citizens, Varney said.

He said the relatively low success rate in criminal investigations conducted by the KwaZulu Police had led to many people believing that it was better to take the law into their own hands.

He cited the most serious allegations against the force as:

- Harassment and intimidation;
- Collusion with Inkatha vigilantes;
- Disruption of political activity; and
- Failure to assist complainants and to

investigate matters.

Varney believed thousands of people from KwaZulu townships would welcome the return of the SAP. But, he said, this was more of an indictment against the KwaZulu Police than a change of heart by residents towards the SAP.

He recommended a single structure to unite the SAP and the KwaZulu Police.

The hearing proceeds tomorrow.

Meanwhile police said at least two people died in political violence in Durban on Monday. A man was shot in Ntuzuma and a woman was shot in Umlazi.

□ UN special envoy Tom Vraalsen said in Johannesburg yesterday that he would accept in writing regional dispute resolution committees' views on the violence if they were unable to meet him in person.

Given the time constraints of his visit to SA he would accept submissions in writing so that he could take them into account in his report to UN Secretary-General Boutros Boutros-Ghali.

Vraalsen urged all relevant parties and organisations to resume multiparty talks as soon as possible, saying unacceptable acts of violence like those which occurred last weekend should not be allowed to frustrate efforts towards peace. — Sapa.

Cell deaths report to be released 'soon'

STEPHANE BOTHMA

said in Pretoria.

THE extent of the investigation launched to establish the "true facts" about deaths in police detention had delayed the release of results by Justice Minister Hernus Kriel, police said yesterday.

Reports of all cell deaths since January last year — requested by Kriel in July — when independent pathologist Jonathan Gluckman claimed detainees were continuing to die at the hands of policemen — were received by the Minister in October.

"The reports have already been received and a thorough study made of them," a police spokesman

said in Pretoria. "The delay in the release of the results (of the reports) can be ascribed to the massive investigations launched to establish the true facts."

The results would be made available to the public soon, he said.

Since Gluckman claimed on July 26 that he had evidence that the killing of detainees and suspects by policemen had continued at an alarming rate, more than 20 people have died in custody.

About 140 cell deaths have been reported since January.

Law and Order Ministry spokesman Capt Craig

Kotze said on Monday that although Kriel's response to Gluckman's claims and to the reports on cell deaths were in the process of being formulated, "initial allegations made in this regard are not all substantiated".

□ Sapa reports a 26-year-old man held on two charges of assault tried to commit suicide in the Paarl police cells yesterday, police said.

When police did their rounds they found the man with his blankets tied around his neck. He was semi-conscious and was treated at the police station before being taken to a district surgeon. He made a full recovery.

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Smear attempt predictable ³²⁹ Gluckman

DR JONATHAN Gluckman is not surprised at reports that the police response to his claims of brutality in cells — still to be released officially — will charge that some of the prisoners the pathologist alleges were murdered are still alive.

"I expected an attempt to discredit me," said Gluckman, who caused a storm in July by publicly charging that police were respon-

A LEAKED report says prisoners alleged to have died at the hands of police are still alive, Chief Reporter JOHN PERLMAN writes.

sible for 90 percent of the deaths he was required to investigate through post-mortems. "But the crucial issue remains the same. It has just gone on and on and on after the revelations."

After Gluckman's disclosures, Law and Order Minister Hernus Kriel ordered an investigation into all deaths in police custody since January 1991. The report has been submitted to Kriel. Leaked details of the report's contents were published in Rapport last Sunday. The newspaper said the report would show that some of those who allegedly died in police custody were still alive and that others had died of natural causes, including heart failure. Gluckman this week said police had sent a constable to his office to

copy his files, initially removed for safekeeping. "I had all my files in the Biko case stolen and I didn't want to lose any more," Gluckman said.

"I do the odd consultation case on people who are still alive. My secretary pointed out to the constable which ones were irrelevant, but she contacted the investigating officer who said 'take the lot'. I don't know what was included, but what strikes me is that they never called me back to seek clarification on this."

The officer supervising the examination of Gluckman's files, Colonel J F de Beer, was unavailable for comment. Law and Order Ministry representatives were still "formulating our response".

Kriel's tardiness in responding to the allegations — made when Gluckman first met the Minister in February — has sparked criticism.

In August, Kriel appeared to pre-empt the findings of the investigation, saying: "My own opinion is that any death in custody is regrettable. But to come to the conclusion that these deaths are through police brutality, that I am not prepared to accept."

Until the report is

published it will be impossible to test the police verdict of "natural causes" for most of the deaths — save in the instance of a detainee who "drowned in a swimming pool".

This case clearly refers to Bethuel Maphumulo who, in December 1990, heard he was a suspect in a robbery case and gave himself up for questioning.

Police said Maphumulo had tried to escape while handcuffed, and in an ensuing struggle had fallen into the swimming pool at Protea police station and drowned. Gluckman's post-mortem found that the cause of death was "multiple injuries... The demonstration of fracture of the hyoid bone is highly suggestive of manual strangulation".

An inquest on Maphumulo's death will be held on January 14. It has already been the subject of a dispute between the Department of Justice and the family's lawyers, who unsuccessfully challenged the decision to hold the inquest in front of a magistrate. They argued that Kriel's promise to submit all custody deaths to a "judicial inquest" required the matter to be heard by a judge.

Good cop or bad cop?

South 5/12-9/12/92

The policeman who solved the crossbow murder is to become a station commander. But he has a past as gruesome as the case he solved, say anti-apartheid activists.

QUENTIN WILSON

reports:



Jeff Benzien

Detective Jeffrey Benzien has been praised in local mainstream newspapers for solving the gruesome crossbow murder of Mr Graham Chatburn.

But anti-apartheid activists paint a completely different picture of Detective Warrant Officer Benzien. They point to a gruesome police career which, they believe, rivals Mrs Louisa Chatburn's crossbow in its methods.

It was Benzien who shot and fatally wounded ANC guerilla Mr Ashley Kriel in July 1987 while allegedly trying to arrest him.

It was Benzien who earned a fearful reputation among anti-apartheid activists in the eighties for his alleged torture of detainees during interrogation.

And now Benzien is off to Stanford — a village near Hermanus — to become the station commander.

Mrs Ivy Kriel, Ashley's mother, said she was saddened by the praise given to Benzien during the crossbow trial.

"When I saw him being praised I thought, 'Good Heavens, and this is the one who killed my son'. But I don't want to say anymore, there is still too much hurt," Kriel said.

During the 1989 inquest into Kriel's death, court records show that Benzien admitted that it was his finger on the trigger when Kriel was shot in the back.

He also admitted that he had stuck a pamphlet with Kriel's photograph on his office wall after the shooting. Below the pamphlet's slogan, "Freedom or Death — Victory is Certain", Benzien had written, "Not for you".

Also scrawled on the pamphlet were the words, "One down, ... to go."

While the inquest magistrate, Mr G Hoffman, had described this

piece of evidence as "tasteless, disgusting and disturbing", Benzien's version of the events leading to Kriel's death was accepted by the court.

While trying to arrest Kriel, who was allegedly concealing a gun, Benzien had struck a blow to his head and disarmed him. Thinking he was unconscious, Benzien's fellow arresting officer started handcuffing Kriel. It was then that Kriel supposedly tried to snatch at the gun.

According to Benzien, Kriel was accidentally shot in the back during the tussle for the firearm.

But ex-detainees who were interrogated by Benzien, allege that he "bragged about killing Ashley".

None of the ex-political prisoners who spoke to SOUTH wanted to have their names connected with their comments about Benzien for fear of harassment.

"I found him to be really weird," said one.

"When he came into my cell, he would threaten to kill me and say things like: 'You ask Ashley Kriel about me. Unfortunately he is not here to tell you'."

"He would interrogate me with a gun lying on the table. Often he had this crazed look in his eyes."

"It was a very scary experience being interrogated by him. Apart from the constant verbal abuse, he often threatened to kill me."

"Once he told me: 'There is no person who does not talk when I ask questions. Either you speak or



Ivy Kriel



Ashley Kriel

you die. Ask Ashley Forbes'. He would brag a lot about his interrogation of Ashley Forbes."

Forbes, who was sentenced to 15 years in December 1988 for ANC activities, was allegedly badly tortured by Benzien after his arrest in May 1987.

Benzien was alleged to have punched Forbes, struck his fingers up his nose, subjected him to electrical shock treatment, strangled him as well as smothering his face with a wet towel causing suffocation.

Benzien flatly denied all allegations of torture, including a claim that he had said to Forbes: "I have not come to question you, I have come to kill you."

Also during the Yengeni trial, other details of Benzien's alleged torture techniques came to light.

The most notorious allegation was that Benzien smothered detainees by placing cloth bags soaked in water over their heads.

Court records show that Mr Bongani Jonas, who refused to give evidence implicating the trialists, alleged that Benzien stood and jumped on his leg while a bullet was lodged in his thigh.

Another ex-political prisoner said: "I didn't have that much contact with him, but once he came into my cell and questioned me about satanism."

"It was really strange. He seemed bent on the idea that my ANC work, as well as the entire anti-apartheid movement, was all part of a satanist plot."

In August 1990, the detective warrant officer was part of a job reshuffle when the Terrorism Detection Unit of the SAP was abolished.

When SOUTH asked Benzien for a photograph of himself, he said: "With all respect, I can imagine what kinds of things you will write in your story. Am I right or am I wrong?"

When told he was "probably right", Benzien said he "certainly did not have the time to help with the story in any way".

Suspect arrested over train killing

57m 5/12/92
MONTSHIWA
MOROKO

POLICE have arrested an alleged train killer as a result of assistance from a witness, Witwatersrand police spokesman Lieutenant-Colonel Dave Bruce said yesterday.

Bruce said the arrest was "unique" because it was the first time since the carnage started that an arrest had been made with the help of a member of the public.

The suspect was named as hostel resident Mkhuluzana Zulu (41).

Bruce said a second suspect was sought by police. Zulu was charged with killing Elmont Mandla, of Transkei, at Cleveland station on November 4.

A further charge of attempted murder of a second commuter was being investigated.

Bruce said that as a result of the suspect's arrest, an AK-47 assault rifle and a quantity of rounds of ammunition were discovered. Zulu had been charged with their possession.

Ballistic tests would be carried out to determine whether the AK-47 had been used in any attacks.

"However, this is not the murder weapon. We are looking for a 9 mm pistol.

"The mere fact that we have confiscated this firearm means we may have saved lives. People who commit crimes on trains are not boy scouts. They perpetrate the most barbaric acts," Bruce said.

Police had repeatedly stated that without the assistance of the public it was difficult to investigate cases of murder. In any criminal investigation, the police depended on witnesses who might have information to pass on.

Cleveland attack: man held (329)

POLICE arrested a 41-year-old hostel resident and seized an AK-47 rifle following an attack on commuters at Cleveland station in Johannesburg a month ago during which commuter Elmont Mandla was killed.

Witwatersrand police spokesman Lt-Col Dave Bruce said Mkhuluzana Zulu appeared in the Johannesburg Magistrate's Court on Thursday and had been remanded in custody until December 17.

Col Bruce said the arrest was a breakthrough for police in that an arrest in connection with train killings had been made for the first time due to the assistance of a member of the public.

He declined to name the hostel where the accused lived, saying police did not wish to increase tension which could spark revenge attacks.

C/Pres 6/12/92
Calls can be made to the toll-free numbers 0800-1110-141 or 0800-1112-13.

■ Reports by Sapa.

Marching to a different drumme

Star 7/12/92

329

LIVING in the country may seem a dream to some, but for those who transgress the law it can become a nightmare. Jabulani Dluola, a 23-year-old man from Maritzburg, was allegedly such a transgressor. He was shot in the head by police during a robbery at a small bank in Kranskop, a village near Greytown.

He was admitted to Greytown hospital with a serious head injury but was later transferred to Wentworth Hospital where he underwent surgery. Three weeks later he was deemed fit to be released into the custody of the SAP.

Despite the fact that Greytown Prison has a hospital section nearby, he was held in custody at the police cells in Kranskop where he slept on the concrete, was fed an inadequate diet, had no exercise, and grew weaker by the day. The head wound began to go septic and after two weeks he began to

scream to such an extent that the district surgeon had to be called.

Jabulani was again sent to hospital where more drastic surgery was done. He emerged with a depressed fracture of the skull, which is a large hollow about the size of a tennis ball. Damage to the brain has impaired his right arm and leg.

Unbelievably, when Jabulani was released back into the custody of the SAP, they returned him to the familiar cell at Kranskop police station.

It was at this stage that his distraught family contacted Lawyers for Human Rights. With Jabulani's mother and sister we drove out to Kranskop Magistrates' Court. When we arrived, I asked a police officer where I might find the prosecutor.

"I am the prosecutor," he said. Trying not to bat an eyelid I told him that I wanted to consult with my client.

"I don't know if he will be able to understand you," he said.

I explained that I had seen the medical report and that, in fact, I was intending to bring an application for my client to be sent for mental observation in order to ascertain whether he was able to understand the proceedings.

The policeman-cum-prosecutor said, "Oh, I am sure he knows what is going on."

It does not take a cross examination expert to spot that contradiction. With as much control as I could muster, I suggested that we leave that to the psychologists to decide.

Jabulani was a horrible sight, the dent in his head was shocking. He was extremely emotional, the tears jumped off his face. His mother and sister heaved and sobbed as we stood in the hot dusty yard behind the courtroom. They had brought him food and drink and he begged to be allowed

to consume it outside because once inside the cell it would be stolen by a stronger prisoner.

I went to see the magistrate in chambers to introduce myself.

We discussed the case and our application to have Jabulani transferred to a mental hospital for observation was granted, and the chapter seemed to be closed.

But urban black South Africa also holds its grim surprises, and when, three days later I telephoned to check that Jabulani had arrived safely at Fort Napier, I was informed that there was a shortage of beds and that Jabulani's name was well down the list. He would have to stay where he was until they could receive him.

By this time I was raging, and after several telephone calls to several hospitals tied up in medical red tape, no further in my submission.

Finally we got a doctor from

New Hanover to drive to Kranskop to examine the patient. His determination was that the patient was extremely weak, undernourished, suspected of having epileptic seizures and required immediate treatment at a hospital or in the hospital section of the prison.

I then decided to approach the one and only attorney practising in Kranskop, and asked him to go to court with a copy of the doctor's report to apply to have the client moved to a hospital. He was quite friendly and agreed to do so. However, he explained that he would not be able to act for the client at a trial as he would probably be called as a State witness as he was present at the time the robbery took place. By this time I could almost picture him jumping in an out of the witness box to answer his own cross examination — anything seemed possible in Kranskop.

The attorney also let slip a juicy bit of information. The policeman-cum-prosecutor whom I had met was also the same police man who had shot Jabulani in the head. Jabulani was transferred to the hospital section of the prison in Maritzburg where he was treated until he was transferred to Fort Napier Hospital. The psychiatric report is awaited. If Jabulani does have to stand trial (with his co-accused who, by the way is still in custody in Kranskop police cells) it will be in the regional court, so the knowledge and partiality of the officers of the court will not be at issue. Nevertheless, the experience shows that criminal justice is sung to a different tune in the country — and I cannot say I care much for country music. □

● Ann Skelton is director, Applied Criminal Justice Project, Lawyers for Human Rights.

ANC IFF link in arrests

STAFF 16/12/92
DURBAN — Two suspects arrested yesterday in Newtown, Inanda, for possession of illegal firearms were found to have dual membership of the ANC and Inkatha Freedom Party, said police.

When police searched the men's room they found a Stechin machine-pistol and ammunition.

In a separate incident, an Inkatha township councillor was arrested at the KwaMashu men's hostel in possession of an AK-47 and ammunition.

Moses Jabulani Sishi, who is also the head of the hostel, was released on R750 bail yesterday.

— Own Correspondent.

Sequel to attack on golf club

Fury over arrest of ANC trio

STAR 10/12/92

329

Political Staff

A row blew up yesterday between the Government and the ANC as police arrested and then released three members of the ANC on suspicion of being involved in the recent attack on whites in King William's Town.

The attack has been widely attributed to the Azanian People's Liberation Army (Apla), military wing of the Pan Africanist Congress.

And it is understood that diplomatic efforts are being contemplated to isolate the PAC internationally as a follow-up to the worldwide condemnation of the organisation for failing to distance itself from the Apla terror campaign.

The ANC and SA Communist Party yesterday lashed out at the SAP for the arrests of three of their members, charging that the police were deliberately trying to embarrass the ANC and its military wing, Umkhonto we Sizwe (MK).

Two of the three people detained were MK members and one was also a member of the SACP.

But police shrugged off criticism and said the three — two men and a woman — had been acting suspiciously on Tuesday night near the East London City Hall, where a function was taking place. Police said one of them resembled the identikit

of a suspect in the terror attack on the King William's Town golf club, in which four people were killed.

The three drove off in a car when approached and, after a chase through the streets of East London, the car stopped outside the ANC offices where the suspects were arrested.

Police raided the offices yesterday and confiscated a magazine and an ammunition of a Government-issue R-4 rifle — of the type used in the King William's Town attack.

The three were released yesterday because they could not be identified in an identity parade.

SACP spokesman Jeremy Cronin yesterday accused the SAP of playing politics.

Funding

On the diplomatic front it was learnt that some Western governments are contemplating a concerted effort to isolate the PAC until it denounces the Apla campaign.

And it is understood the Government has stepped up efforts to mobilise international pressure against the PAC and has expressed the hope that the United Nations will take steps to halt its funding of the organisation.

South Africa's deputy director-general for multilateral relations, Jeremy Shearar, said he was sure the UN would now be aware that there was an inconsistency in its supporting an organisation persisting with terror

attacks while also being involved in a mission to end political violence.

Shearar suggested that the UN General Assembly might pass a resolution condemning the PAC and calling on the UN itself and member countries to withdraw support from it.

However, the Organisation of African Unity special envoy in South Africa, Legwaila Joseph Legwaila, denied reports that the OAU was considering cutting its funding to the PAC.

Police said that in their raid on the East London ANC office they had found two cartridges for an R-4 automatic rifle, an R-4 magazine and a teargas canister.

The ANC Border region said the items found by the police in its office had been handed in by members of the public whose homes had been attacked by Ciskei security forces.

It called the raid police harassment.

A large crowd had gathered outside and a potentially explosive situation had developed during the search.

The PAC said in a telephonic statement to Sapa last night that the events proved that Government security forces were demoralised, inept and confused.

Restaurants countrywide have been put on full alert.

Fedhasa National Restaurant Guild chairman Robert Mauvis said he had high-level talks with the SAP to ensure the safety of patrons during the holiday season.

Bombing: police free trio after questioning

810AM 10/12/92
POLICE yesterday arrested three ANC/SACP members for questioning in connection with the Apla bombing in Queenstown last week, a police spokesman confirmed.

An identification parade was held, but as none of them was positively identified, the three suspects were released.

The SAP did not believe they had made a breakthrough in tracking down the attackers and said the men were arrested purely by "police following all leads and suspicions".

Both the ANC and the SACP have strongly condemned the bombings and attacks in King William's Town and Queenstown, urging restraint and reconciliation.

The police became suspicious of a car travelling with the three occupants in East London on Tuesday night. After follow-up operations, three men were arrested early yesterday.

A gas grenade, an R1 magazine and two cartridges were apparently found in a subsequent search of the ANC Border region's offices.

The arrests have outraged the SACP, which accused the SAP of "playing politics instead of doing its work".

SACP central committee member Jeremy Cronin said the detentions of the three

men, including SACP member Vumile Ngcula, in connection with the Apla bombings "would be utterly laughable if the circumstances under which they were detained were not so sinister".

STEPHANE BOTHMA reports that SADF chief Gen Kat Liebenberg said yesterday possible strikes against PAC armed wing Apla military bases depended on political considerations.

"If we knew where these Apla bases were situated, it would be a government decision if we attacked them or not. Any actions (taken by the SADF) will have a definite effect on the current negotiation process," Liebenberg said.

The SADF did not know of any "clean" Apla bases in neighbouring countries. All known Apla bases were a mixture of several groups.

Meanwhile, Law and Order spokesman Capt Craig Kotze warned the CP and other right-wing groups not to "play into Apla's hands" by threatening to form vigilante squads. "The police will not tolerate this in the slightest. It would just spark off further violence and even a race war that no-one wants, except Apla," Kotze said.

SA 'has top new mortar system'

LONDON — SA's state-owned Denel armaments group was about to start testing a computer-controlled 120mm mortar system that could be a world beater, the leading military journal Jane's Defence Weekly said yesterday.

Quoting senior industry officials in Pretoria, Jane's said the new mortar, with an expected range in excess of 6 000m, and its computerised fire control system, were suitable for fitting into a Ratel mortar carrier armoured vehicle.

The new mortar, far more potent than the largest 81mm carried by Ratels, is to be tested by LIW, part of the Denel group, with the ammunition being developed by

Somchem.

Jane's, frequently used to announce SA defence industry developments, said the new mortar system could be in production as early as November next year.

In a separate report on self-propelled artillery, Jane's said SA's famed G6 155mm howitzer, also part of Denel's production, still beat anything the West could produce.

Denel group executive Paul Holtzhausen said in terms of the Armaments Act he could not comment on the Jane's report.

What's in a name?

Five days in detention

By CARMEL RICKARD

IF the police knew their Shakespeare better perhaps the Girja Singh case would never have happened.

Singh is an African National Congress member, sentenced in 1964 to 10 years in jail for sabotage. He left South Africa illegally in 1976 and was then trained in various ANC camps before ending up as ANC chief in Amsterdam.

In October 1990 the ANC in South Africa applied for a visa for him, under his *nomme de guerre* Kumar Sanjay, so that he could come into the country to attend an ANC consultative conference. Sanjay was not Singh's only alias. He was also known as "Bobby" or "Bob Singh".

Once in the country, he was given temporary immunity by the state president, but it was published in the name of Sanjay. The next day he applied for a passport. The security police picked up the application. And the next thing Singh knew, he was in detention. Despite his protestations and complaints by his lawyers, he stayed in detention until the supreme court ordered his release.

The police appealed to the Appellate Division, and the AD has now handed down its judgment, ruling that Singh was wrongfully arrested.

The argument of the police, as summed up by the AD, was that immunity had been granted to a natural person whose name was specified as Kumar Sanjay. "There was and is no natural person whose

name was Kumar Sanjay; the immunity did not apply to a natural person whose name was Girja Singh; and since the immunity purported to apply to a non-person it was accordingly a nullity."

Judges of the AD, knowing all about the Montagues and the Capulets and that a rose by any other name would smell as sweet, did not buy this argument, which they called fallacious. "As a matter of fact there was and is a natural person with the name Kumar Sanjay. True, that may not have been his real name, but it is still a name by which he was generally known."

"Nothing in the (Indemnity) Act provides that the schedule is to contain only the exact name of a person as a precondition to the grant of a valid immunity; ergo, that an assumed name vitiates an immunity which would otherwise be valid."

They said the immunity granted was clearly intended to apply to each individual listed, regardless of his or her correct name. "The immunity in short arose by any other name — true or false. Here the incorrect name identifies the correct person. And that, for the present purposes, is all that matters."

They said since the name question did not invalidate the immunity, Singh was protected from arrest and detention, and they upheld the judgment of the Natal Supreme Court in ordering his release.

Singh has, in the meantime, brought a claim for R30 000 for five days he spent in wrongful detention.

Gluckman's offices bugged

Political Staff

The offices of top Johannesburg pathologist Dr Jonathan Gluckman — whom Law and Order Minister Hernus Kriel criticised yesterday — were recently found to have been extensively bugged with sophisticated equipment, Gluckman confirmed this morning.

Gluckman, who had to call in technical experts because he suspected he had been placed under surveillance, received numerous anonymous death threats after he had made dramatic allegations five months ago that police were killing prisoners in their custody.

He said bugs were found on his private line and in the

main switchboard at the office, and others were in the ceiling, in the lights and in the skirting boards.

Yesterday, responding to Gluckman's allegations, Kriel criticised the Johannesburg pathologist and released statistics showing only a handful of cases in which the police could be implicated.

Kriel provided a detailed police report with a breakdown of 118 cases obtained from files at Gluckman's offices, and said only 34 of these people had died in police custody.

According to Kriel:

● In two cases SAP members were found guilty of criminal actions, and in two cases they were not guilty;

two cases were still pending; six cases were suicides, according to inquests, and eight cases were still under investigation.

● There were 14 cases in which inquests had already been finalised and in which the police had not been found responsible by the courts.

● In another 14 cases, the named people were not dead.

In his reaction yesterday, Gluckman accused Kriel of trying to discredit him, and said his implication that he had performed autopsies on 14 people who were still alive was "the most bizarre charge" ever levelled at him in a long career.

He said the allegation repeated by Kriel yesterday had first been made in an

Afrikaans Sunday newspaper on November 29. Since he had spent most of yesterday giving evidence in a murder case, he had not been able to ascertain the full extent of Kriel's remarks.

Gluckman said a woman police constable who had arrived at his office had collected records of consultations from his files which had nothing to do with the deaths in custody.

"I await, with interest, details of the rest of the Minister's statements, as well as the report on which they were presumably based, all of which I assume his office will supply to me in time.

"In the meantime, I con-

● To Page 3

Gluckman's offices were bugged

From Page 1

tinue to nurse the concerns that prompted me to write to the State President: that almost every week people die while in the custody of those whose duty it is to protect life," Gluckman said.

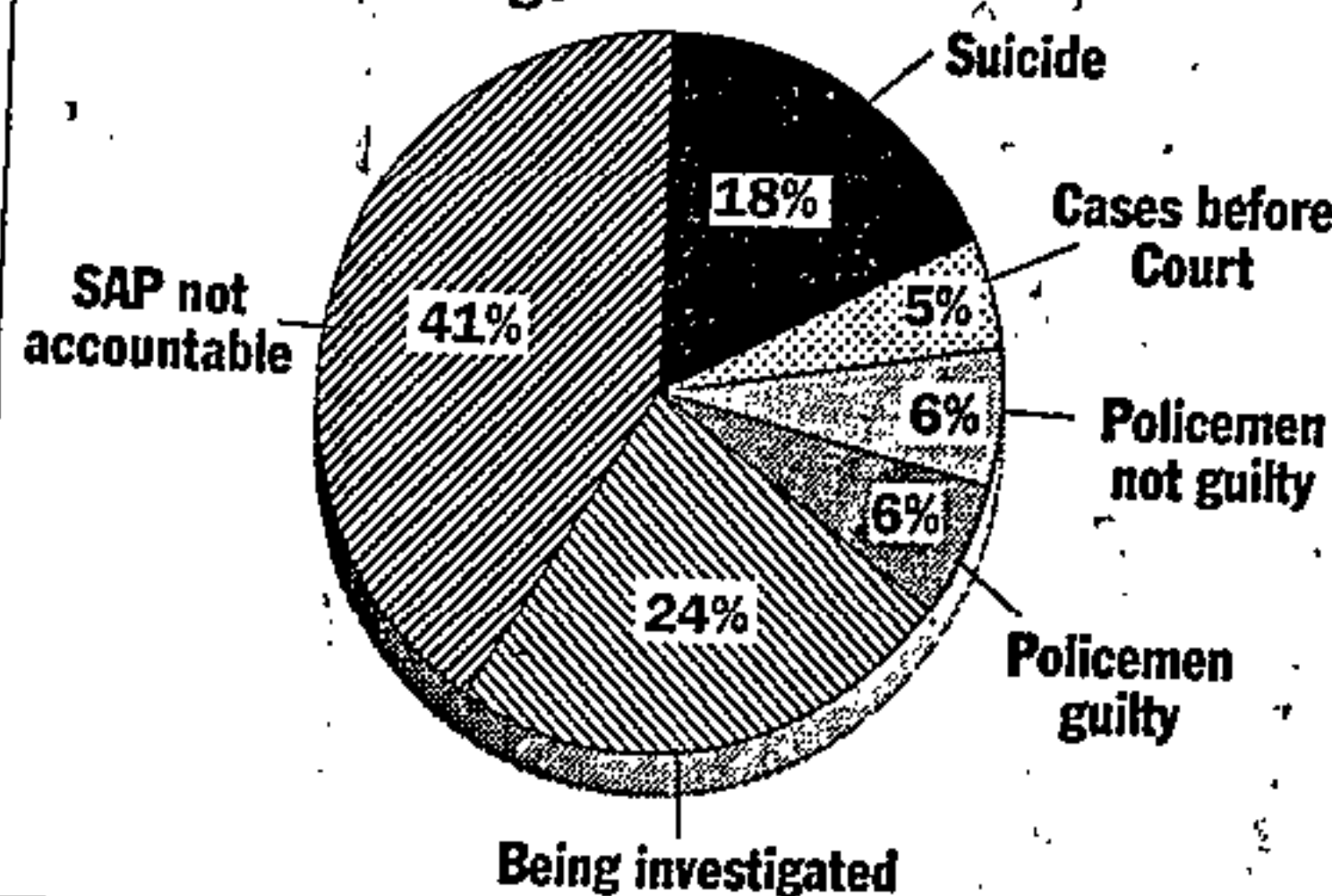
Although he said the perception that detainees in police custody were murdered or were dying in large numbers were false, Kriel also announced measures to prevent deaths in custody, including the formation of a Board — to be chaired by a judge — which would investigate suspected criminal actions.

He said even one death in detention due to criminal behaviour was one too many, and that it was for this reason that 20 retired generals had been appointed to conduct surprise visits to police stations.

In addition, 12 retired magistrates were acting as inspectors of people in

Deaths in detention

Findings



Breakdown ... how the SAP classifies the Gluckman cases.

custody.

Kriel said the International Red Cross had also been given permission to visit prisoners without prior warning, and that an investigation was being conducted to see how suicides could be prevented.

Police would also consider going through police cells to remove any object which could be used to carry out a sui-

cide, the Minister said.

Gluckman, who believed he was on the receiving end of a campaign by the police and the Government to discredit him, said the bugging seemed "to fit in well" with on-going attempts to discredit him.

Apart from confirming the bugging, Gluckman declined to comment further or answer any other question this morning.

Gluckman cell deaths row takes new turn

**Pathologist
finds bugs in
his offices**

THE pathologist at the centre of the deaths in detention controversy, Dr Jonathan Gluckman, suspected that he was under surveillance. So he called in technical experts, who discovered electronic bugs in his office ceiling, lights and skirting boards.

This disclosure comes in the wake of a press conference called yesterday by Law and Order Minister Hernius Kriel who claimed that allegations made by Gluckman — which provided details of extensive mistreatment of detainees — were false.

Kriel claimed that 14 of the people said by Gluckman to have died in custody were still alive.

Gluckman retorted that "this bizarre allegation" was the fault of police investigators who had mixed up his files — and that the problem could have been solved with a single phone call.

Gluckman added he was not surprised that his offices were bugged. "It seems to fit well with the general campaign aimed at discrediting me," he said.

Full story on PAGE 2

We're clean - Kriel

Sowetan 11/12/92 (293) (329)
■ Minister says police are innocent:

POLICE have found themselves not guilty of the 200 deaths in custody publicised by pathologist Dr Jonathan Gluckman in July.

The Minister of Law and Order, Mr Hernus Kriel, said yesterday the police had concluded their investigation into Gluckman's allegation that "the police are out of control and are murdering prisoners in custody".

Only 29 percent of Gluckman's 200 deaths, Kriel pointed out, occurred while the deceased had been in police custody. And in nine fatal cases only, members of the SAP were prosecuted for murder and culpable homicide.

The SAP report on the investigations on its own people lists Gluckman's reduced death list of 118 as follows: 14 were still alive, seven were killed in the TBVC states and Lesotho, 29 died "not in police detention or due to police action", 26 died "during police action" and on eight the SAP "cannot legally be held accountable"; in seven a magistrate could not determine "accountability"; in three SAP members were prosecuted for murder and culpable homicide, while eight investigations are still underway, 34 died while in detention; six were suicides; in 14 cases police were not accountable; eight under investigation and in six police custody were prosecuted for murder, six died while in the care of the Department of Correctional Services; and two died "as a result of SADF action".

Bugs found in Gluckman's office

W/MAIL 11/12 - 17/12/92

(329)

As the state continues its attempts to discredit him, sophisticated bugging devices have been found in the offices of the top pathologist involved in the deaths in detention row.
By **PHILLIP VAN NIEKERK**

THE offices of Dr Jonathan Gluckman, the man at the centre of the deaths in detention controversy, were recently found to have been extensively bugged with highly sophisticated equipment.

Gluckman confirmed yesterday that he had called in technical experts because he was concerned that as a result of his disclosures to the press he had been placed under surveillance.

This disclosure comes in the wake of a press conference yesterday by Law and Order Minister Hernus Kriel who claimed that allegations made by Gluckman were false.

He claimed, among other things, that 14 of the people said by Gluckman to have died in custody were still alive. Gluckman retorted last night that this was the most bizarre allegation levelled at him in a long career.

He said that after the newspapers reported his statements about deaths in custody, a woman constable visited his offices and collected a number of files. "She insisted on taking all the files, including some records of consultations which, it was pointed out, were not relevant."

After the claim in the Sunday press that 14 of his "cases" were still alive, Gluckman issued a statement pointing out "how the police appeared to have confused the files".

Kriel had ignored this when repeating the charge yesterday.

Gluckman told *The Weekly Mail* that, after he called in the technical experts, bugs were discovered on his private line and in the main switchboard at the office. In addition, there were bugs in the ceiling, in the lights



Dr Jonathan Gluckman ... There's a general campaign to discredit me and in the skirting board.

The private technical experts, who asked not to be identified, said the people who placed the bugs would have had to have access to the telephone lines in the roof of the Braamfontein office block which houses Gluckman's offices.

Gluckman said he was not surprised that his offices were bugged. "It seems to fit well with the general campaign aimed at discrediting me," he said.

Gluckman is the subject of a Channel Four documentary on deaths in detention.

African National Congress representative Gill Marcus said yesterday that the bugging of Gluckman's offices was outrageous. "Our question is," she said, "who authorises this bugging, and how do the police intend dealing with it?"

Marcus said the ANC demanded full

disclosure of who the authorities were still bugging. "If they are willing to bug Gluckman for exposing deaths in custody, what are they doing against political opponents?" she asked.

Kriel said yesterday that he had reached the conclusion that Gluckman's claims about deaths in custody were false after an investigation into Gluckman's files. He said that after 118 cases cited by Gluckman had been investigated, only three policemen had been prosecuted and one convicted.

Among the measures to prevent deaths in custody would be the formation of a board, to be chaired by a judge, which would investigate suspected criminal South African Police actions.

Gluckman said Kriel had issued the statement without attempting to consult or contact him. He said this contrasted with the co-operative approach he took

in attempting to raise the matter with the state president in the first place.

"Between November 1991 and May this year I wrote three letters to President FW de Klerk, attempting to draw his attention to my concerns about the incidence of deaths in custody."

"My intention in writing these letters was to have the matter addressed in collaboration with the authorities. It was when I failed to get a satisfactory response from the government that I turned to the press for assistance."

"I await, with interest, details of the rest of the minister's findings from his inspection of my files. In the meantime I continue to nurse the concerns that prompted me to write to the state president: that almost every week people continue to die while in the custody of those whose duty it is to protect life."

Meanwhile, *The Weekly Mail* has

Photo: Courtesy THE STAR

uncovered details of yet another case of death in police custody. Edward Malele, who died in a police station at Hlanganani, Gazankulu, on Christmas Day last year was initially found by a district surgeon, J Naude, to have died of bronch-pneumonia.

Fresh post-mortem findings on the body, exhumed after almost a year, by independent pathologist Gert Saayman are believed to contradict this finding.

According to Saayman's findings, which are believed to be supported by chief state pathologist Johann Loubser, Malele suffered massive brain haemorrhaging as a result of blows from a blunt instrument. He was also apparently badly beaten on his chest with a number of ribs broken.

These findings are to be presented at an inquest next month.

●See PAGE 25

BRIXTON'S Murder and Robbery Squad headquarters has a *waarheidkamer* (truth room) where policemen routinely extract information from detainees by torturing them — frequently at the exclusion of all other forms of investigation.

The *Weekly Mail* has a statement from a police source which details various forms of torture that are carried out in the *waarheidkamer*. The statement is backed by interviews with other policemen, former policemen, lawyers and former Brixton detainees.

One former police officer said he recently witnessed torture at Brixton "as often as five times a day". In the townships surrounding Johannesburg the Brixton headquarters has reached such notoriety that it has been dubbed *die kak en betaal plek* (shit and pay place) and "the workshop".

Investigations indicate that despite the revelations by pathologist Dr Jonathan Gluckman of widespread police torture, and subsequent police promises that illegal means of investigation would not be tolerated, torture and assault remain the method of choice for extracting information from common law detainees.

Electric shocks, "hanging" of detainees from ropes tied to their wrists, the "helicopter" and other methods of beatings appear to be an everyday occurrence at Brixton, frequently carried out by members of the Brixton unit.

According to police sources, detainees are brought into the *waarheidkamer* — a room with a single table and chair — with their hands handcuffed behind their backs. A police officer will then put a black sack over their faces and another over their genitals, after which a bucket of water is poured over them.

The wires from "a black box the size of a car battery with a crank handle" are attached to the detainees' genitals, ears, toes and fingers, and the officer on duty invariably tells him: "You'll shit if you don't tell us the truth."

After the shocks are administered the detainees lose control of their bowels and bladders. If they want to "confess" they tap their feet.

Their confessions, or statements, are drawn up on the basis of information supplied during these torture sessions.

In each of the cases cited by the police sources, the information supplied to *The Weekly Mail* was corroborated in detail by the detainees themselves or their lawyers.

The torture apparatus described here appears to be standard police issue. It is worth noting, for instance, that an identical instrument was last year seized at the CR Swart police headquarters in Durban. And in the case *State v Madikane*, three Mar-

Police comment

Late yesterday, police commented: "The SAP has never condoned or tolerated misconduct by its members, particularly unlawful killings and torture."

"In the near future an independent police board will investigate serious complaints and investigations."

"The SAP believes that he who alleges must prove ... Mere allegations will not assist us to rid the force of any unsavoury characters. We need people to supply us with evidence. They should also be prepared to testify in court concerning the alleged crime or misconduct."

gate policemen admitted torturing a detainee to death with an instrument fitting the same description and using the same methods. They were convicted of assault with intention to do grievous bodily harm by the Natal Supreme Court.

Examples taken from the files of lawyers who deal with Brixton cases include:

In July 1992 Victor Manuel senior, father of robbery suspect Victor Manuel, was taken to the *waarheidkamer*. Only when he agreed to surrender his son was he released.

A number of informants say that evidence from "witnesses" that Manuel had died when he jumped from the 8th floor of a flat in Hillbrow was manufactured by the Brixton police.

According to police sources, Major Charlie Landman, who heads the Veldspan (field unit), reported that Manuel died having been pushed out.

A charge of murder has since been laid against the Brixton police by Manuel's parents, Connie and Victor Manuel.

Manuel senior (59) says he was stripped naked and tortured with electric shocks by Brixton policemen who were hunting for his son. Connie (47) says she was slapped, kicked and abused by the same policemen, who promised her they would kill her son.

In another case, armed robbery suspect Sunnyboy Zondi was beaten by the Brixton police to the

The nasty truth of Brixton torture room

W/Mail 11/12-17/12/92

Lawyers, policemen and prisoners all

tell the same story: Brixton police

extract 'confessions' from detainees

by torturing them in the 'truth room'.

By GAVIN EVANS, EDDIE KOCH

and PAUL STOBER

point where he was unable to move on his own.

Zondi (44) told the Johannesburg Regional Court the Brixton policemen had hung him from a tree and applied electric shocks to his genitals. He said he had been tortured "almost daily" from the day of his arrest and showed the court cuts on his wrists and back. The magistrate then ordered he be referred for immediate medical treatment.

Asked to comment, Landman denied that either he or his men were involved in torture.

"No court ever found that I, or any other mem-

ber of the unit, assaulted people. These allegations have been going through the courts for 27 years and they are not true. We don't do this at Brixton.

"A criminal will make any kind of allegation to get out of his confession. It's a standard practice which they get taught in prison. If it was true the commissioner of police or the district commissioner would have taken steps against us. We are not above the law and if I assault anybody I can go to jail."

He added he didn't know of any policeman at Brixton who had been found guilty of assault.

However, in several cases detainee confessions had been ruled invalid because their allegations of torture by Brixton policemen were upheld. And policemen have been convicted for assault.

For instance, in August this year Brixton Constable Eugene Scheepers was convicted in the Johannesburg Magistrate's Court of assaulting a Johannesburg businessman falsely arrested for

involvement in a drugs deal. He broke the man's nose. Scheepers was given a suspended sentence of a R500 fine or three months imprisonment.

Another prominently reported case involved former Brixton detainee Sello Bubazane, who, in 1990, emerged from a spell in police custody with a broken arm and other severe injuries. Bubazane said the Brixton police had taken him to a base in Magaliesburg where they tied his hands behind his back, threw a rope over a tree, pulled him up from the back and gave him electric shocks — all while enjoying a braaivleis.

The police said the man's injuries were sustained when he fell out of a car. Dr Ntatho Motlana, who gave evidence in the trial, said this explanation was "laughable". The magistrate rejected the police version (and the detainee's confession) and found Bubazane not guilty.

According to *The Weekly Mail's* sources, torture has always been standard practice at Brixton, reaching its peak in the 1980s when the squad was headed by Staal Burger.

As one prominent Johannesburg criminal lawyer put it: "Ninety-nine percent of the people I represent from Brixton have alleged they have been tortured. What is remarkable is that the details of their accounts corroborate each other, suggesting very strongly that torture is the preferred method of investigation at Brixton. In fact, they don't seem to have many others."



Despite living conditions that shocked local and international observers during a tour of Meadowlands Hostel this week, this resident could still find cause to smile. The tour followed the formal agreement made on November 30 between the African National Congress and the Transvaal Hostel Residents Association that most hostels need upgrading. Photo: KEVIN CARTER

Policeman skips MK inquest

W/Mail 11/12-17/12/92

BY ROSALEE TELELA

A POLICEMAN allegedly involved in the killing of Umkhonto weSizwe (MK) member Tumi Padi again failed to appear in the Johannesburg Magistrate's Court yesterday.

Despite the issuing of a warrant for his arrest by magistrate JW Botha on Monday, Lieutenant Daniel Knoester's whereabouts are still not known. The case has been adjourned until January 6, when an inquiry will be held into the non-appearance of the policeman.

Knoester was supposed to be a prime witness during this week's inquest hearing into the death of MK member Padi and his girlfriend Nokuzola Ncalo, killed during a raid by police in the early hours of May 19 last year. Police say Padi was shot and killed when he attempted to throw a hand grenade at them. Ncalo, who was in the same room as Padi, was shot when she allegedly "stormed" the police.

Pathologist Russell Johnston testified that Padi had died of gunshot wounds and a head wound from a gunshot, either from a R1 or R5 that the police carried during the raid. He said Ncalo's death was caused by sustained shotgun wounds to the chest and abdomen.

Two policemen, Constable Harry Mhlanga

and Sergeant Moeledr Moagi, who were present during the shooting, told the court they could not recall whether they were present when affidavit stamps were put on their statements.

During cross-examination it emerged that both witnesses had given their statements to a policeman who had also been present during the shooting, and not the investigating officer in the case.

The investigating officer, Detective Constable Neele, declined to answer most questions put to him by defence counsel Gys Rautenbach. He confessed, however, that at times he stamped statements in the absence of those who made them and that it was possible he had done the same with the statements of Moagi and Mhlanga.

Testimony by a forensic expert, Dr David Klatzow, contradicted the police claim that Padi had been sitting on the right side of the bed when police entered the room. He argued that it was more probable that he was on the left side, basing his deduction on the fact that there were no signs of massive bleeding on the right side and the manner in which blood had splattered on the ceiling.

ANC-IFP pow-wow

By CARMEL RICKARD

PRECONDITIONS set by both the African National Congress and the Inkatha Freedom Party may prove a daunting obstacle to talks between their leaders, Nelson Mandela and Mangosuthu Buthelezi.

From Inkatha's side, these include the disbanding of the ANC's armed wing, Umkhonto weSizwe. The ANC wants all hostels fenced and a ban on traditional weapons. W/Mail 11/12-17/12/92

This week, senior officials of the ANC and Inkatha met in Durban, after months of official silence, to prepare for a meeting between Mandela and Buthelezi.

Political observers and many members of the two sides say a summit of leaders is essential if peace is to be restored in Natal, though they stress that such a meeting on its own will not be enough to end the conflict.

At a brief news conference after this week's two-hour pow-wow, the negotiators said they had identified issues which could form the agenda of the proposed summit. They added that they would be meeting again in three weeks' time, on December 29.

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Three men arrested

TWO suspects were arrested by police at Newtown, Inanda, for possession of illegal firearms and police also found them to have had dual membership of the African National Congress and Inkatha Freedom Party. *Sowetan*

When police searched the room where the men were staying, they found a Stechin machine-pistol and four magazines, an AK-47 assault rifle magazine and more than 100 rounds of ammunition. *11/12/72*

In another arrest, an Inkatha councillor was arrested at the KwaMashu men's hostel in possession of an AK-47 rifle with magazine and 23 rounds of ammunition.

Mr Moses Jabulani Sishi, who is also the leader of the hostel, was released on R750 bail yesterday.

Cell deaths claims are false Kriel

PRETORIA — Law and Order Minister Hernus Kriel has dismissed as "false" allegations by pathologist Dr Jonathan Gluckman that large numbers of prisoners were dying in police custody.

Armed with a 70-page report detailing each case investigated, Kriel said police had found that the perception detainees were murdered because of the criminal actions of the SAP was untrue.

Kriel said in only two of the 200 cases originally mentioned by Gluckman were SAP members found guilty of culpable homicide or murder. Two others were still before the courts.

But even one death was one too many, he said, adding that an independent board would be established to investigate cell deaths and that legislation establishing such a board would be presented to Parliament early next year.

Kriel said of the 200-odd names mentioned by Gluckman, only 130 names and files of only 119 had been provided. One name was not traceable and of the 118 cases investigated, 14 were people who were not dead.

Seven people died outside SA's jurisdiction, 29 died in circumstances which had

TIM COHEN

nothing to do with the SAP, 26 as a result of police action outside custody, six in the custody of Correctional Services and two as a result of SADF action.

However, 34 of the cases supplied by Gluckman did concern people who had died in detention. Of these, six were suicides and 14 led to inquests which found the SAP not responsible.

Eight of the cases were still being investigated. In six cases SAP members were prosecuted for murder and culpable homicide. In two cases members were found guilty, two others were still to be heard and in two cases members were acquitted.

Kriel issued a stern warning to the media yesterday, saying: "Newspapers may be reminded that, in a volatile situation, they should not cry fire in a crowded theatre."

Sapa reports Gluckman said Kriel had implied he had mistakenly performed post-mortems on living people. "(This) must be the most bizarre charge that has ever been levelled at me in a long career."

Gluckman said a police constable had arrived at his office and collected records

To Page 2

Cell deaths

of consultations that had nothing to do with deaths in custody.

"Today, without any attempt to consult or contact me, the Minister held a Press conference at which he apparently attempted to discredit me and my complaints to the President."

Gluckman said he hoped the Law and Order Ministry would provide him with the police report containing the findings.

"In the meantime, I continue to nurse the concerns that prompted me to write to the President: that almost every week people die while in the custody of those whose duty it is to protect life."

WILSON ZWANE reports that the ANC slated Kriel's response, saying it was "unacceptable and inadequate".

ANC spokesman Gill Marcus said it should be of concern to all South Africans

that people arrested in connection with wide-ranging offences had a tendency to commit suicide shortly afterwards.

For someone who had promised a thorough investigation into cell deaths, Kriel's response left much to be desired. Instead of dealing with the problem, Kriel had questioned the "integrity and professionalism" of Gluckman, she said.

DP justice spokesman Tony Leon said his party would have to study Kriel's reasoning and conclusions before commenting. However, confidence in the police was bound to be restored if it was true that they were not responsible for the deaths of people in their care, Leon said.

"Measures should be found to prevent people from dying under mysterious circumstances in prisons".

From Page 1

Police to probe torture claims

STAN 12/12/92
POLICE will thoroughly investigate allegations made in the Weekly Mail newspaper yesterday that Brixton Murder and Robbery Squad detectives routinely tortured detainees to extract information, police spokesman Captain Eugene Opperman said.

The newspaper reported that detainees were tortured in a "waarheidskamer" (truth room) in the squad's headquarters in Brixton, Johannesburg,

in spite of police pledges that illegal investigation methods would not be tolerated.

It quoted police sources and lawyers as saying confessions were extracted from detainees by giving them electric shocks, hanging them from their wrists and beating them.

Opperman said in a statement yesterday the SAP had never condoned or tolerated misconduct by its members, especially unlawful killings

and torture

In the near future an independent police board would investigate serious complaints and allegations, he added.

The Weekly Mail report said torture had always been standard practice at Brixton and reached a peak during the 1980s, when the Murder and Robbery Squad was headed by former Civil Co-operation Bureau section leader Staal Burger. — Sapa.

Ball back in Gluckman's court

JOHN PERLMAN
Chief Reporter

IF LAW and Order Minister Hennis Kriel is feeling a little aggrieved this morning, he may well be justified. Yesterday's newspaper headlines were dominated by news that the offices of pathologist Dr Jonathan Gluckman had been bugged and by Kriel's statement that the Government would consider cross-border raids to curb the activities of the Azanian People's Liberation Army.

Kriel made his statement on April in response to a question at a press conference in the Union Buildings called to present the Minister's response to allegations of police brutality made by Gluckman in July. The real business of the press conference, Kriel's riposte to Gluckman, ended up relegated to secondary significance.

Document

The Ministry of Law and Order has compiled an 81-page document based on an examination of 118 cases obtained from Gluckman's records. Gluckman had charged that he had more than 200 files on post-mortems he had performed on prisoners, 90 percent of whom "I am convinced were killed by the police".

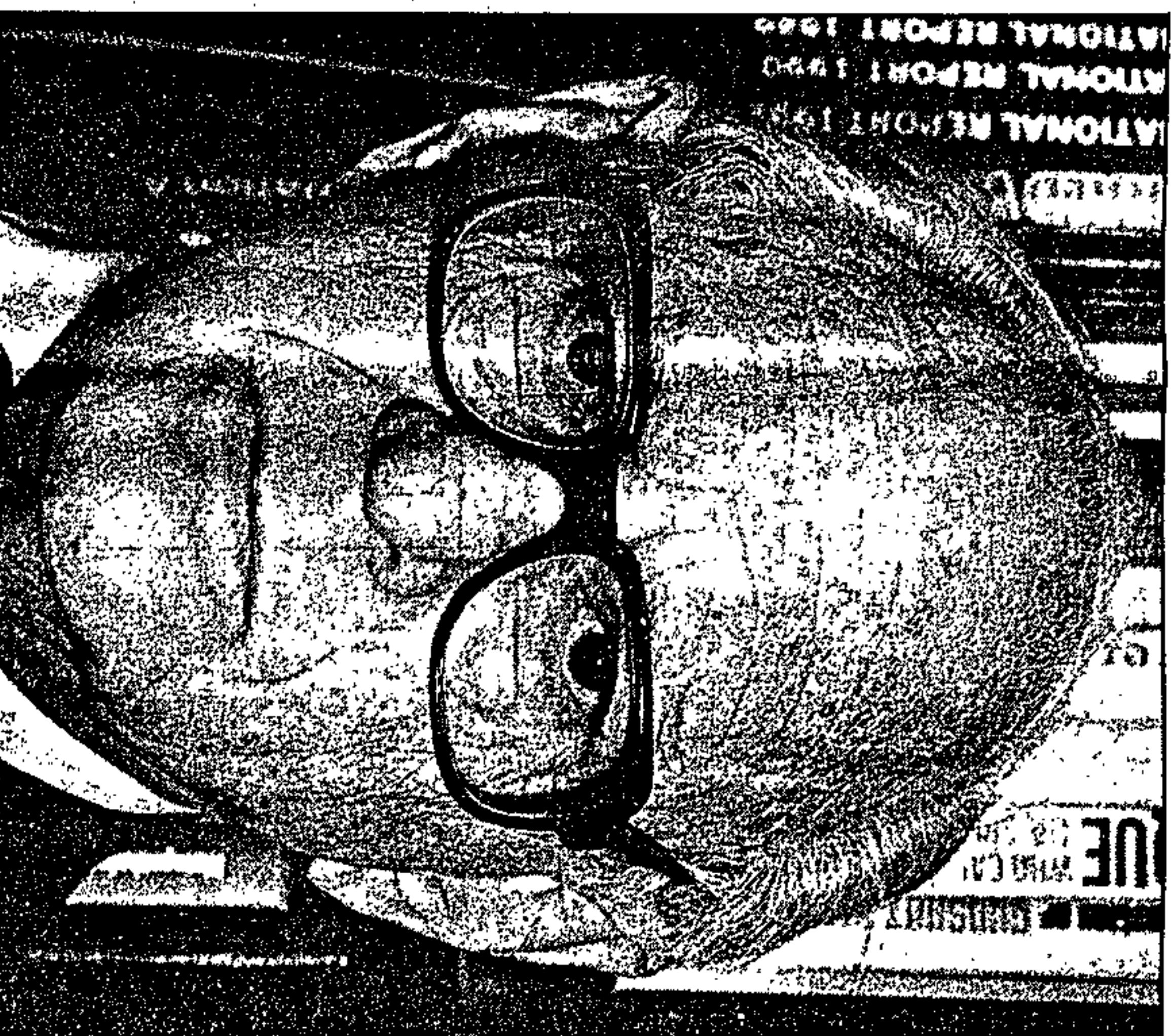
Kriel said Gluckman handed over just 130 names to his investigator, Colonel Jan de Beer, and was able to provide files for only 119 cases. In one of these cases, police were unable to find any information.

The ministry's investigation reached the following conclusion: 14 cases concerned people who were still alive, seven died "outside South African jurisdiction", 29 died in cases that had "absolutely nothing to do with the South African Police", 26 died "as a result of police action outside of custody", six died while in prison and two as a result of South African Defence Force action.

Kriel said 34 people, 29 percent of the cases from Gluckman's files, died while in police custody. Of these, six committed suicide — Gluckman's findings agreed with those of the State pathologist.



HENNIS KRIEL. The perception that prisoners are dying in large numbers because of criminal actions by police "is false".



DR JONATHAN GLUCKMAN. Claimed that 90 percent of more than 200 post-mortem cases were a result of killings by the police.

Minister's detailed report defends SAP on cell murder claims

had been the subject of inquiries which had not found the police responsible, eight were still being investigated and six had led to prosecutions. Convictions were secured in two of these cases, two led to verdicts of not guilty and two cases were still pending.

Based on these findings, Kriel said the "perception that detainees in police custody are murdered or are dying in large numbers because of the criminal actions of members of

the South African Police is false". Kriel also levelled criticism at the press: "Newspapers may be reminded that, in a volatile situation, they should not cry 'fire' in a crowded theatre."

Gluckman initially responded to Kriel's report by defending his basic contention: "Almost every week, people die while in the custody of those whose duty it is to protect life," he said.

But yesterday he refused to offer

any comment on Kriel's findings which offer a strong challenge to the pathologist's allegations. Gluckman charged that bugs had been placed on his private line and in the main switchboard at his office as well as in the ceiling, in the lights and in the skirting boards. He said this was part of "the general campaign aimed at discrediting me".

Kriel's report, however, is a detailed document which will not easily be dismissed. Gluckman has al-

ready responded to the contention that 14 of the people were still alive. Last week he said police investigators had been told not to include these cases in the files they photocopied.

The seven cases which Kriel describes as "outside South African jurisdiction" include one death in Lesotho, two in Bophuthatswana, one in Venda, two in Labovra and one in KwaNdebele. In three of these, Gluckman found evidence of

serious injury before death. The 29 cases which had "absolutely nothing to do with the South African Police" include three deaths in motor accidents, three from natural causes, and four people killed by "unknown persons" — one of them was Sisoelo Dhlomo, a prominent student activist, who was shot in 1988. Other causes of death include post-natal complications, drowning in a hotel swimming pool, hand-grenade and limpet-mine explosions, and

chemical poisoning. None of the deaths, Kriel said, occurred while the deceased was in police custody.

Kriel found that 26 people died: the course of police action and not, "where the SAP cannot be held legally accountable" and include the people "killed while fleeing at having committed a crime" at three killed "during unrest incidents". Inquest proceedings found police not accountable in a further seven cases and police have been prosecuted for another three.

A further eight cases are still being investigated, some of which raise questions about the speed with which police act on allegations against them. One shooting incident in which three men died while fleeing a suspected robbery, took place in December 1990.

Suicide

Regarding the 34 deaths in custody, Kriel found that six of the prisoners committed suicide, all hanging themselves. Another were the subjects of inquiries, all which found the SAP not accountable. One of these, Themba Moloi had various bruise and scratch marks on his body "which had allegedly been sustained before his arrest".

Another drowned in a river near Klerksdorp while pointing out dagga stash to the police. A third Johannes Ngalo, died of internal injuries. Ngalo was arrested after robbery attempt, in which he fought with the shopowner. Eyewitnesses claimed they saw Ngalo being assaulted by the police well, but the inquest magistrate found no one responsible.

The eight cases still under investigation also raise questions about delays in these cases. One death occurred in December 1989 and another in January 1990. In one case Gluckman's report directly contradicts the official police explanation of the death. In the other, an inquest was held without Gluckman's testimony and without the deceased's lawyers.

There are some nagging questions that remain unanswered by Kriel's report. But the Minister was asked to respond to Gluckman's allegations and he has done so in detail. The ball is now back in the doctor's court.

Magistrate acquits cop who shot cowering boy

By DAN DHLAMINI

329

THERE was elation and bitterness in the Potchefstroom Regional Court this week when the magistrate acquitted a cop who fatally wounded a student who hid under a bed.

Bongi Nyokong's mother Elizabeth Mathapelo Boqo and relatives wept bitterly while Constable Ephraim Fente Rampete exchanged smiles of victory, shaking hands with colleagues and advocate EM Coetzee, who successfully defended him in the murder trial which emanated from an inquest two years ago.

In discharging Rampete Magistrate LP Virtue said independent pathologist Dr Jonathan Gluckman's admission this week that there were some mistakes in his statement weighed in favour of Rampete.

The magistrate said Dr Gluckman's inquest report on how Nyokong, a Tlokwe Secondary School Standard Nine pupil died on February 23 1990, had prompted the Attorney General's decision to prosecute Rampete in a criminal court.

The elderly Dr Gluckman who has been a pathologist for the past 40 years made newspaper headlines recently when he said police were responsible for most deaths in detention.

This week Dr Gluckman accused Law and Order Minister Hernus Kriel

of trying to discredit him over allegations that criminal police actions caused the deaths of detainees.

During cross examination Dr Gluckman conceded that he had made a mistake when he said the shot which hit Nyokong had been fired about 12 inches away from the deceased whereas it was much nearer as testified by both Dr Klupp and Rampete.

Earlier, State pathologist Patricia Klupp testified that Nyokong's injuries were in line with allegations that he was shot at a very close range while under the bed.

Her evidence correlated with that of Rampete who said Nyokong had grabbed the barrel of the gun and in the ensuing struggle a shot went off hitting him in an arm. Nyokong died of his injuries at Potchefstroom's Kallie de Haas hospital.

The magistrate said there were no eyewitnesses who saw exactly what happened inside the bedroom of school teacher Marcus Mosete on February 23 1990.

Magistrate Virtue said it was clear that Rampete's intention was not to kill Nyokong, but to arrest him because he could have shot him during an earlier chase.

He said police were targets at that time and their attackers were dangerous.

'Killer cop rap just the beginning'

By FRED KHUMALO

"MORE heads must roll."

This was the message from both the ANC and the DP after W/O Hendrik Steyn, of the Empangeni murder and robbery unit, was sentenced to 18 years' imprisonment for the murder of ANC members Michael Mthethwa and Simon Msweli.

DP unrest monitor Roy Ainslie applauded the Pietermaritzburg Supreme Court judge for his finding and his hard-hitting comments against Steyn's colleagues who tried to cover up for him.

The colleagues refused to take part in an identity parade from which the suspected killer was to be pointed out by witnesses.

The judge further hinted that at least two officers in the unit "may have" defeated the ends of justice and could be deemed ac-

cessories after the fact.

He formally asked that his harsh comments be forwarded to the Commissioner of Police, raising the likelihood that a thorough investigation could be carried out and that action could be taken against unit head Capt Joseph Erasmus and Det-Sgt Koen Maritz.

During the sensational case, the court heard that members of the Empangeni murder and robbery squad visited a house which they believed was a hideout for murder suspects Msweli and Mthethwa.

Following a shootout, in which three policemen were killed, the two suspects were overpowered and arrested.

Immediately after the incident, police issued a statement saying the two suspects had died in the shooting, but the ANC disputed that version.

The ANC, in conjunction with

family members of the two men, commissioned independent pathologist Dr Jonathan Gluckman to examine the bodies.

Gluckman's finding - that the two men were killed while in police custody - was confirmed during court proceedings by SADF conscripts and witnesses Andrew Watson and Gavin Law.

Watson and Law were with the police in a bakkie which was taking Msweli and Mthethwa to hospital after the shootout.

Watson told the court four white policemen stopped the bakkie to look at the injured men. One of the policemen was Steyn.

Steyn then climbed on the bakkie and instructed the driver to turn into a plantation.

Once there, Watson and Law jumped off and Steyn told Msweli and Mthethwa to get out

of the car. Steyn then apparently

"rolled" Msweli off the bakkie as his "intestines were coming out" and he was unable to move. It was then that Steyn fired the fatal shots.

At a police station in KwaMbonambi, the two witnesses claimed that they were told by a policeman to keep quiet and to write that Msweli and Mthethwa had died on the way to hospital.

ANC northern Natal secretary Senzo Mchunu said: "The case itself and the judgement in particular indicates why the majority of people in SA have completely lost faith in the regime's discredited and corrupt police force."

Ainslie said the conviction of Steyn did not come as a surprise. "We certainly think more heads will roll."

Cell deaths: top doctor hits back

S/Times 13/12/92.

(329)

DR JONATHAN GLUCKMAN and senior legal counsel are to meet tomorrow to draft a full reply to Government charges that the independent pathologist made false claims about deaths in police custody.

The veteran pathologist said yesterday: "My honour is at stake and I intend to defend it."

Dr Gluckman conceded his claim that 90 percent of the deaths on his files were caused by police was "generalised". Law and Order Minister Hernus Kriel claimed this week it was only 29 percent and in only two cases were policemen convicted of murder or culpable homicide.

But, said Dr Gluckman yesterday, he had from the start advised the attorneys-general investigating the deaths that the figure he had used was a guess.

"Now we are playing the numbers game and that is not the point. The deaths of people in custody is the important thing," he said. Dr Gluckman's response will challenge the Government's report this week on a number of fronts:

- The investigators had only

BRIAN POTTINGER reports on the seesawing battle between Law and Order Minister Hernus Kriel and independent pathologist Dr Jonathan Gluckman

studied his register of cases since 1986 and not all his cases which number between 300 and 400;

- The investigators had mistakenly taken all his files — even those not relating to cell deaths;

- The criteria used by the police for determining who had died in custody was very narrow — by the same criteria the famous black consciousness leader Steve Biko would not have been characterised as a death in custody;

Interrogation

- The police had hived off deaths in prisons and in independent homelands from the overall statistic although these were also clearly deaths in custody;

- Among the files referred to the police were seven for skin biopsies on people who were not dead and this had led to jokes by the police about Dr Gluckman carrying out post-mortems on live people. In fact, they were biopsies undertaken as a result of

complaints by prisoners that they had received electrical torture under interrogation.

Dr Gluckman's response to the police will also include a study of the 14 inquest hearings which Mr Kriel said had exonerated the police from any blame in the custody deaths.

The point, said Dr Gluckman, was that inadequate investigation by the police of deaths in custody, incompetent post-mortems by some district surgeons and less than competent informal inquests obscured the real number of people dying in police custody.

Among the cases in which the police were held blameless and which would be studied were:

- Joel Phoshoka was arrested as a housebreaking suspect, he later became "ill" and died on April 1, 1986. The post-mortem showed brain damage. The attorney-general declined to take any steps against the police;

- Phillip Moloto was detained on December 16, 1989, as a suspect in a theft case, complained of a stomach ache, was taken for treatment, returned to his cell and died. He was diagnosed as having died from a perforated bowel and various bruises and scratches were found on his body;

- On March 15, 1989, Johannes Mofokeng was arrested as a suspect in a theft case in Vereeniging. During interrogation he complained of pain and died. The post-mortem was unable to establish the cause of death;

- Moses Gulebe was arrested on June 15, 1988, for stock-theft,

released on bail 12 days later and two days after that he died. His wife claimed he had been assaulted but the post-mortem diagnosed meningitis;

- Ronnie Mutoto Letsholo was arrested on March 18, 1987, for dealing in dagga. He allegedly tried to flee from the police while taking them to his hiding place for dagga, fell into a river and drowned;

- Richard Mabaso was arrested for robbery. During interrogation he indicated he felt "nauseous and thirsty". He died soon afterwards. The cause of death could not be determined;

Ruptured

- Aaron Rodger Dlamini, a motor theft suspect, was interrogated and indicated his willingness to point out a vehicle in a storage yard. On the way to the yard he attempted to flee, was pushed to the ground by the policeman accompanying him and later died from "bruising of the heart". Nobody was held accountable for his death;

- Bonakele Johannes Ngalo was arrested on September 15, 1984, in Parys after allegedly stabbing a shop owner during a robbery attempt. He was allegedly assaulted by the shop owner and then, eyewitnesses claim, by the police. He died in his cell from a ruptured kidney. Nobody was held accountable for his death;

- Hlahla Gidfrey Shongwe was arrested for armed robbery in Benoni. During interrogation he asked to be taken to the toilet. Once there he attacked the policeman with him, a struggle ensued and Shongwe suddenly went "limp" and died. The magistrate found he had died of "strangulation". Nobody was held accountable for the death.

Post mortem reveals dead detainee had been badly beaten

By CHARLES LEONARD

THE day after Law and Order Minister Hernus Kriel attacked Dr Jonathan Gluckman's credibility, the pathologist performed a post mortem on a man who allegedly died in police custody.

Mr Moses Nkosi, 23, was found to be brain-dead at Baragwanath hospital on December 3. Two days earlier, six policemen allegedly marched him from his Soweto home and put him in their vehicle.

Mr Nkosi's cousin, Nicholas, jumped into the vehicle with them when he heard Moses

pleading: "Don't hit me."

After they had gone a short distance Nicholas was forced out of the vehicle.

Later Nicholas went to the Moroka and Protea police stations, but they had no record of any Moses Nkosi.

The next morning Mr Nkosi's aunt, Mrs Clidah Nkosi, did the police station rounds again — with no success.

She went to Baragwanath hospital that afternoon, but Mr Nkosi had not been admitted.

However, the hospital has a register list-

ing "unknowns" admitted to the hospital. A clerk said that at about 2am the police had brought in a man they said might be called Dludu. (329)

Mrs Nkosi went to the ward where she recognised the patient as her nephew, Moses, who was in a coma. He died the next day. *STimes* 13/12/92

Dr Gluckman, who conducted the post mortem on Friday, said Mr Nkosi's death had been the result of severe head injuries, and that his lips were bruised and one of his teeth had been knocked out.

Judge says police are protected by falsified records

5 Times 13/12/92

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BY BOETI ESHAK

A POLICE station's occurrence book is meant to be an accurate diary of events of the day. Instead, it has become a weapon for the self-protection of policemen, littered with false entries and deliberate omissions, says a judge.

This emerged in a recent Rand Supreme Court trial involving a police assault at Brixton police station in 1990.

The beating was not recorded in the occurrence book.

And during the two-week trial three policemen gave "palpably false" evidence about assaults at the station, the judge found.

Mr Justice John Myburgh last month awarded Mr Alfred Mbunjana R265 000 damages and costs against the Minister of Law and Order.

Torn

Mr Mbunjana, 29, of Soweto, was hospitalised for four months with a torn pancreas in 1990 after he was assaulted by police in the Brixton charge office.

In his judgment, Mr Justice Myburgh said the fact that the occurrence book entries for that night did not contain any reference to Mr Mbunjana nor to an assault on him was not significant.

"The occurrence book has become a weapon in the protection of policemen," he said.

"If the assault is considered petty, no entry is

made. If the assault is serious, a false entry that 'necessary violence' was used — when the opposite is true — is made."

Mr Mbunjana told the court that on Saturday evening, July 14, 1990, he was stopped in Brixton by two men in plainclothes — one black and one white — who identified themselves as policemen and ordered him to accompany them to the Brixton police station.

At the charge office the white policeman made false allegations that he had kicked their vehicle. When he denied the allegations, he was slapped by the two men.

Punched

He was taken to an adjoining room. The black policeman fired two tear-gas canisters into the room and locked the door. He lost consciousness.

The judge found that it was "improbable" that teargas had been used in the assault, and rejected the claim that the door had been locked.

Mr Mbunjana said he was revived and taken to the charge office where he was repeatedly punched all over his body until he collapsed again.

Shortly before midnight he was told to take his things and leave. Barely able to walk, he managed to reach Langlaagte station where he collapsed and fell asleep.

He was too sick to go to work on Monday morning and his mother called an ambulance to take him to Baragwanath Hospital.

Mr Mbunjana was diagnosed as having traumatic pancreatitis. He was discharged from the hospital on November 19, 1990.

The judge found that Mr Mbunjana had been "slapped in the face and punched or kicked in the stomach" by a policeman.

Assault

Although police witnesses at the trial denied members of the public were assaulted by policemen or that excessive force was used, they said "necessary force" was often used.

Constable J Strydom, who was duty officer in the police station's charge office at the time the alleged assault took place, told the court that during his six-month stint as duty officer he had never seen an assault on suspects, even on the night of Mr Mbunjana's assault.

This evidence was "palpably false," the judge said.

Another witness, Sergeant Maree, whose spell as duty officer in 1990 followed that of Constable Strydom, said suspects were often slapped around and this was not entered in the occurrence book.

If all those assaults had to be recorded they would quickly fill an occurrence book, he said.

NEWS Potch police to face civil claim over alleged torture

Young man's anguish

■ COURT ACTION Legal counsel to file claim
after boy's alleged torture at the hands of cops:

Mathatha Tsedu
Investigations Editor

(329)

A 19-YEAR old boy has been turned into a human vegetable after he was arrested and allegedly tortured by Potchefstroom-based police detectives.

Moses Mcenthe of a farm in the Wilgeboom area outside the town was arrested by white police officers on September 22 after a robbery at a nearby farm.

The police officers allegedly assaulted Mcenthe, kicking him and smashing him against a wall. The police alleged that he had taken part in a robbery in which a gun, watch and a wallet were allegedly stolen from a white farmer.

Together with two other brothers, George and David Mothatha, Mcenthe was taken to the Potchefstroom police cells where further assaults, including electric shocks, were allegedly administered.

He was released 24 days later, mentally deranged and shaking, according to his parents and a colleague, Philip Mothata.

Mcenthe is presently at the Witrand Rehabilitation Centre for psychiatric patients, after he chased his friends screaming that they were the police that tortured him.

He speaks incoherently and cannot stand upright.

Several tests done by the hospital to determine the extent of the injuries have so far proved inconclusive and more have been ordered, the superintendent, Dr DC Greyling, said.

Greyling said Mcenthe suffered from mental disorders, a condition which could result from "severe emotional stress" such as assault and torture. Tests have so far failed to show any injuries of the brain that could support the allegation of police assault, he added.

Mcenthe's attorney, Mr Lebogang Mogale, said he is to file a civil claim against the police.

Police spokesman Lieutenant PP Ramatsoele said Mcenthe had not laid any charge or complaint against the police while in custody. He said Mcenthe "is welcomed (sic) to come forward and lay a charge" in order for an investigation to start.

(See Page 11)



A broken and confused Moses Mcenthe looks vacantly ahead of him as he sits on a bed in the Witrand Rehabilitation Centre. Police say they cannot respond to questions about his torture while in detention because he did not complain of the alleged assault while in detention.

PIC: PAT SEBOKO

Torture claims

Sowetan 14/12/92

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See stories pages 2 & 11

'Report on cell ³²⁹ deaths 57412 15/12/92 a failure'

A report on deaths in police custody was inadequate and a full, detailed, investigation of individual cases was needed, pathologist Dr Jonathan Gluckman said last night.

The report was ordered after Gluckman alleged in July that cases he had investigated indicated that the police were out of control and were murdering prisoners in custody.

Law and Order Minister Hernus Kriel said on Thursday the report showed police could be implicated only in a handful of custody deaths and the perception that detainees were dying in large numbers at the hands of the police was false.

There were many within the police force who had no respect for the life and limb of persons in their care, Gluckman said last night.

"The Minister's report fails to show that this is not the case."

He said he had decided to go public with his allegations after direct appeals to President de Klerk proved fruitless.

Kriel said after thorough investigations into 118 of the 119 cases handed over to the police by Gluckman, only six cases involved police members who had been prosecuted for murder or culpable homicide.

Police had been found guilty in two cases, acquitted in two cases, and two cases were still before the courts. Eight other cases were under investigation.

Gluckman said last night that, judging by the contents of the police report, "hardly any time was spent on investigating the allegations made in individual cases, but much time was spent on statistical analysis of my files without due regard to the nature of the complaint".

He said he welcomed the appointment of 20 retired police generals and 12 magistrates to monitor police conduct. — Staff Reporter and Sapa.

● Number of deaths rises

— Page 8

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on the bribery charges.

said.

shark at the aquarium of the National Zoological Gardens in Pretoria.

By Charmela Bhagwat

The deaths of two more people in police custody — one in the Free State, one in the western Transvaal, has brought to 119 the number of people who have died in custody this year.

Vincent van der Ross

Number of deaths in custody rises to 119

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(30) was arrested for drinking in public and taken to the Marquard police station to sober up at about 12.30 pm on Friday, according to Free State police spokesman Captain Johlene van der Merwe.

Van der Merwe said his wife, Wendy, was with him when he was arrested and taken to the cell.

She apparently visited her husband in the cell with a policeman shortly before 3 pm. However, 30 minutes later, when the pair returned to the cell, they found Van der Ross's body hanging from a 70 cm-long cord tied to a bar on a metal

gate. In Carletonville on Saturday night, police detained an unidentified drunk man on the corner of Annan and Angwest roads at about 8.30 pm.

SAP spokesman Lieutenant Koos Degenaar said the man was taken to the local police station and put into a "waiting room" to sober up. He said the man's body was discovered by the duty officer at 5 am on Saturday, during the half-hourly cell check.

"These services are provided to help you reduce your anxieties and confusion about

JOHANNESBURG

ape 411

Detainee found hanged in cells (329)

A 39-year-old detainee was found hanging from the cell bars of the Wentworth police station in Durban yesterday morning.

Natal police liaison officer Captain Bala Naidoo said Mr Walter Robertson of Wentworth was detained earlier on a charge of crimen injuria.

Prison guards found the body during a routine check at 3am.

■ Two detainees die in police cells within two days:

The exact cause of death would be determined at a postmortem examination, Naidoo said.

He said no foul play was suspected.

Second detainee

Sowetan
17/12/92
Robertson is the second person to have died in police detention in as many days.

On Tuesday at 7.30pm, police discovered a

39-year-old detainee hanging by a piece of wire from the cell bars at the Morgenon police station in the Eastern Transvaal.

The area's regional police commissioner, Major-General CL Smith, said yesterday that the man, whose name has not been released, was detained for stealing a power generator. - *Sapa*.

Magistrate system under fire

Political Correspondent

18/12/92 ^{STAT} ³²⁹ people were ill-treated, or even tortured, meant that few members of the public were prepared to help prosecute offenders.

The Commonwealth Observer Mission in South Africa (Comsa) has criticised the SAP's new system of appointing magistrates to check that people in police custody are not ill-treated — and has suggested that the National Peace Secretariat should do the job instead.

Comsa member Chief Superintendent Peter Stevens, head of Scotland Yard's department of community policing, said at a press conference in Johannesburg yesterday that this would improve the credibility of inspections of detainees.

He said the lack of public trust in the police and the widespread belief that arrested peo-

The fear of ill-treatment or of reprisal against witnesses led to great difficulty in convicting offenders. This meant suspects were more likely to be tortured to extract confessions.

Stevens said the police had recently introduced a system of magistrates visiting police stations to ensure detainees were not ill-treated.

But the reports of the magistrates were confidential and so the community was unaware of visits or of their findings. An opportunity to improve public confidence in the police had been lost.

Stevens said that in many countries, including Britain, there were systems allowing public visits to police stations. These visitors were given unimpeded and unannounced access to all police stations and detainees.

He suggested that selected members of local dispute resolution committees under the National Peace Secretariat should be given immediate access to police stations and the right to report publicly on what they found.

This would do much to allay fears of ill-treatment of detainees and to curb it if it occurred. Stevens said his plan was straightforward and not "resource-intensive".

'Police beat suspect's mother'

By HEIDI KRIZ 18/12-22/12/92

them, even the three-year-old girl.

that she had to sign it and then, she said, she was allowed to go home.

THE Brixton Robbery and Murder Squad regularly tortures and abuses family members of criminal suspects in the course of investigations, according to a leading Johannesburg defence attorney.

When the police came back, Kenny Masemela accompanied them with his face "black and blue" from an apparent beating, according to his mother. "The family, still wearing pyjamas, was then herded into a minibus and taken to the Brixton station."

Kenny Masemela is on trial for armed robbery and murder and was subsequently tortured in detention, according to his mother. "He told me that they stuck wires to him, his private parts and electrocuted him. He said he can still hear the sound of his skin burning, of the 'fire on me'."

The allegations square with those in numerous statements and affidavits collected by the South African Prisons Organisation for Human Rights. Much of this evidence was contained in article about torture at Brixton published in last week's *Weekly Mail*.

There, Muriel Masemela said, she and her son were separated from the others, taken to a room and beaten. "A big white cop *klapped* me in the face so hard that I fell to the ground, and then another one kicked me," she said.

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The lawyer, who has asked not to be named for professional reasons, this week introduced *The Weekly Mail* to the mother of one of his clients, who gave a horrifying account of the physical abuse of her son, herself and other family members by Brixton squad members.

Kenny Masemela, she continued, begged the police to stop beating his mother, saying he would co-operate fully, but the beatings continued for several hours, no matter what the two said or did.

Responding to allegations that suspects are routinely tortured at Brixton, the SAP launched a top-level investigation, saying it had never condoned or tolerated misconduct by its members, particularly unlawful killings and torture.

According to Muriel Masemela, the family's ordeal began on a day in mid-November at about 1am, when about a dozen policemen showed up outside her home in Rockville, Soweto, and pounded on the windows and doors.

After holding her in custody for about seven hours, one of the policemen brought her a statement and said

She alleged that when her 17-year-old niece, Sandra Thema, opened the front door, she was struck in the face by a policeman who demanded to know the whereabouts of Masemela's son, Kenny.

"He hit me so hard that I flew across the room into the refrigerator," Thema said.

Kenny Masemela was taken away handcuffed, while the rest of the family was forced to wait for about an hour until the police returned, said Masemela, adding that: "If people wanted to go to the toilet, the police would only let them go with a gun pointed at



Muriel Masemela and Sandra Thema (left) after their alleged ordeal in the hands of the Brixton Murder and Robbery Squad Photo: SARAH PRALL

'If a prisoner really wants to kill himself, he'll find a way'

Blanketed in mystery

Star

19/12/92

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YOU don't need to be strong to rip a police cell blanket into strips. Made of rough grey fabric, a typical blanket has a seam at each end that takes no time at all to unpick — that is if it's not coming apart already.

After that, one sharp tug gets you started and the cloth rips easily along the grain.

A total of 121 people have died in police custody this year and since July a large number of these have been found hanging in their cells.

Rigged to bars

Many of the bodies had blankets around their necks. This week saw another four custody deaths — three of them hanged.

Saturday Star visited a typical

Johannesburg police station cell this week, examined standard blankets and clothing ripped into lengths and saw how easily these could be rigged to the bars that run from floor level to roof.

"Prisoners who have been to the hospital can tear up their bandages as well," says Johannesburg North district commissioner Brigadier Jac de Vries.

"If someone really wants to kill himself he will find a way."

The controversy surrounding cell hangings, though, does not centre on whether it is physically possible for a prisoner to string himself up. Police representatives clearly have little doubt that these hangings are cases of suicide.

Human rights lawyers and police monitoring groups, however, believe that each case of "suicide" may be part of a wider pattern of alleged

THIS week the Saturday Star found out just how easy it is to fashion a prison blanket into a noose. Chief Reporter JOHN PERLMAN reports.

abuse. According to the records of the Human Rights Commission, 21 out of 48 people killed since pathologist Dr Jonathan Gluckman made public allegations of police abuse of prisoners have been found hanging.

One of the deceased this week was found hanging from his own belt. Another choked to death on a piece of wire. Prisoners should not be in possession of either item.

Another recent case concerns Shadrack Madiakgotla, a young

Soweto man who was taken into custody last month by the Brixton Murder and Robbery Unit in connection with the robbing of a restaurant in Malvern. Police say they found Madiakgotla hanging in his cell.

The dead man's girlfriend Abigail Phage, however, has testified that Madiakgotla did not have the use of his left hand, which had been injured in a shooting incident in Alexandra. The post-mortem report confirms that the "index and middle fingers of the hand seem to have been fixed in an extended position."

In a sworn affidavit Phage says: "Shadrack could not use his left hand and I often helped him wash and dress. Shadrack was a happy person and was not depressed."

Phage has also alleged that she saw Madiakgotla being assaulted at the time of his arrest. Police have launched a high-level

investigation into the Brixton Murder and Robbery Unit following published allegations that assault and torture are routine occurrences.

Police treatment of those in their custody has been under the spotlight since Gluckman's allegations. Law and Order Minister Herens Kriel last week released the results of an investigation into cases in Gluckman's files.

The Minister found that "perceptions that detainees in police custody are murdered or are dying in large numbers because of the criminal actions of members of the South African Police is false."

Gluckman has hit back, saying "hardly any time was spent on investigating the allegations made in individual cases, but much time was spent on statistical analysis of my files without due regard to the nature of the complaint".

Complaint to FW

AMNESTY International has lodged a complaint with President FW de Klerk concerning the continued solitary confinement of five alleged victims of arbitrary detention.

The organisation complained in a letter that Morris More, Victor Radebe, Michael Kgaile, Levy Makoe and Oupa Modikoane, appeared to be victims of arbitrary detention.

Southern
2/12/92

(329)

Trio in custody over killings

Star 23/12/92

329

Staff Reporters

Three men were arrested yesterday in connection with the murder of a farmer and his daughter in their home at Theunissen in the Free State on Monday night.

Free State police spokesman Captain Johlene van der Merwe said the three men — aged 26, 30 and 31 — were arrested at Meloding in Virginia for the attack on Koos Ward (70), his wife Anna (68) and daughter Ammie (32) on their farm Emmaus.

She said police had originally believed two men were responsible for the attack. One gunman was killed by Miss

Ward, and police believed his accomplice escaped.

Although the political Right and agricultural unions immediately linked the killings to recent attacks in the Ficksburg area near the Lesotho border, Van der Merwe said investigation since the arrests confirmed the police's belief that the attack was "definitely" an attempted robbery.

The elderly farmer was shot dead after he had answered a knock on the door. His daughter killed a gunman before she died. Mrs Ward is in hospital.

The body of the intruder was found outside.

Cache tip-off: SAP assault alleged

By Charmeela Bhagwat
Crime Reporter

Two Verwoerdburg men, whose tip-off resulted in the confiscation of a small arms cache in Buccleuch, near Sandton, on Christmas Day, have alleged that the police assaulted them after receiving the information.

Robert Bardsley (23) — a former policeman and the owner of a security company called Max Security — and Lance Haefliger (32) have laid charges of assault against the police.

According to Haefliger, Bardsley tipped off the police and told them he had taken the

weapons to his offices, where he said the police could collect them.

Bardsley said he initially refused to tell the police where he found the weapons because he knew the people involved.

When he did say where he had found the weapons, the policemen drove him away in a minibus and assaulted him.

"They then returned to the offices and assaulted Haefliger. I directed them to the house where I found the weapons," said Bardsley.

In addition to three Uzi machine-guns, magazines and ammunition which police found at

Bardsley's office, they found an R-1 rifle, explosives and other ammunition at the house in Buccleuch, police said.

"I was taken to the police station, where I met Lance who had to be treated for his wounds," said Bardsley.

Police spokesman Major Andrew Lesch confirmed that charges of assault had been laid against the police and said an investigation would be conducted.

He said the case would be taken to the Attorney-General after investigations were completed for a decision on whether to prosecute.

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Star 30/12/92 (329)

Custody death sparks probe

The death in custody last week of a Johannesburg man after he was allegedly assaulted by police has prompted an intensive investigation into his death.

A police spokesman said Norman Hlongwane (25) was arrested in the city by members of the municipal traffic department on December 18 on robbery and theft charges.

He was taken to John Vorster Square where he was allegedly assaulted by SAP and traffic department members, police said.

Hlongwane was admitted to hospital under police guard. He died there on December 21.

The SAP said the acting regional commissioner of police, Major-General Jan Lourens, had appointed a Brigadier van Edeh to investigate the case.

They said the findings would be submitted to the Attorney-General.

Hlongwane's death brings the number of people who have died in police custody this year to at least 120. — Crime Reporter.

CP mobilises home guard units

CP HOME guard units in the Ladybrand area announced yesterday they were to establish camps to train communities in self-defence and weapon skills after recent attacks on whites.

This decision was taken by the leadership of 14 CP home guard units in the Ladybrand area at a meeting in the southern Free State town of Marquard yesterday.

CP MP for Ladybrand Charl Hertzog said yesterday's meeting was part of a nationwide mass mobilisation. Local home guard units would improve and extend the existing neighbourhood watch system, he said.

Training camps would instruct communities in weapon proficiency and self-defence against attacks on pedestrians or motorists.

Hertzog encouraged all countrymen (volksgenote) to involve them-

SUSAN RUSSELL

Yesterday's meeting follows two further incidents in the border area this week. A 15-year-old white teenager, Daniel Keis, was knocked down and slightly injured by a black taxi on Monday while jogging.

On Tuesday a white motorist was forced off the road by two black taxis while driving between Ladybrand and Hobhouse.

The SAP has assured the National Transport Policy Forum it will provide maximum protection to taxis and other vehicles after attacks on two black minibuses last week left one person dead and three others injured.

Two black taxi minibuses were shot at on Wednesday and Thursday last week, days after 15-year-old

Leonie Pretorius was killed in a grenade attack on her parents' Ficksburg farmhouse.

The transport forum, representing all SA taxi associations, met the SAP in Ficksburg on Tuesday to discuss the situation.

Forum road safety campaign coordinator Molefe Rapodile said yesterday the forum had complained about unlawful roadblocks manned by bogus police personnel, and the negative attitude of some traffic officers.

Rapodile said the SAP had told them extra policemen and soldiers had been deployed, and a helicopter and two aeroplanes were on standby.

"The police dealt with our problems most satisfactorily and assured us that roadblocks would be clearly marked and would be staffed by identifiable police officers," he said.

Police officer beaten to death

STEPHEN COPLAN

JOHANNESBURG policeman Jerry Tlou was beaten to death by a group of 50 taxi drivers and their accomplices in Hillbrow on Monday night, Witwatersrand police spokesman W/O Andy Pieke said yesterday.

The policeman, who was off duty and not wearing a uniform, approached a man suspected of theft in order to arrest him when the group surrounded him and beat him to death, Pieke said.

He said two men had been arrested for murder but had subsequently been released.

Taxi drivers questioned by the police alleged that the policeman attempted to rob one of the taxis, sparking off the incident, Pieke said. He said the police hoped to clear up the details of the attack soon, and had questioned 18 people so far.

Pieke said the gun carried by the policeman could have reinforced the perception that he was a robber. He added that the SAP strongly condemned all vigilante activities.

Tlou was rushed to hospital in a police vehicle after waiting for an ambulance for more than two hours and was pronounced dead on arrival, Pieke said.

He said he hoped that the group was not aware that Tlou was a policeman, because the attack might then be interpreted as one directed specifically against a member of the SAP.

Police hope arrests end Pretoria train attacks

STEPHANE BOTHMA

THE arrest of three men, allegedly responsible for a spate of killings and robberies shortly before Christmas, could put an end to train attacks in the Pretoria area, police believe.

Four attacks on Pretoria Metro trains — the first train killings in the area this year — took place on December 18, 19 and 24 and left three men dead and one injured.

The first arrest was made on Monday this week at the Belle Ombre station outside Pretoria, and was followed by two more arrests at the Pretoria station on Tuesday and at Mabopane yesterday, Northern Transvaal police said.

"All indications were that the motives for the attacks were robbery and not political, and we therefore believe the arrests will put an end to the incidents," a spokesman said.

Sapa reports police also announced a man had been arrested in connection with the deaths of two policemen on Christmas Eve in Vosloorus.

East Rand police liaison officer Capt Ida van Zweek said the arrest of a 21-year-old man on Monday followed the shooting of a municipal

policeman and a fingerprint expert who were gunned down after responding to a housebreaking report.

The suspect was due to appear in Boksburg Magistrate's Court yesterday. A second man is being sought in connection with the incident.

And in Durban, police arrested a man yesterday in connection with the death of a man who was abducted and shot and whose legs were hacked off with a bush knife before he was buried in a shallow grave in Tongaat, on the Natal North Coast.

The arrest ends a month-long saga which involved the abduction and alleged abuse of two boys by six men at the beginning of December.

The suspect, along with three others arrested in connection with the incident, are due to appear in court shortly.

Two youths who witnessed the killing and mutilation of the man were abducted by the six men and held captive in a shack at a Tongaat refuse site for nearly two-and-a-half weeks.

Women and dogs shot on smallholding

WEST Rand police discovered the bodies of two women and the carcasses of six dogs on a smallholding near Randfontein after a worker found a note on the door asking that the police should be called.

The body of Myrna Barnard, 59, was found on her bed with a bullet wound in her head. Her elderly mother, Florence Cherry, was also shot in

the head.

One of the dogs was shot and killed next to Cherry, and five others were killed in the bathroom.

Police have seized a firearm and a note claiming responsibility for the murder and are searching for a Gideon Barnard, who could assist in the investigation.

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