

DEPARTMENT OF JUSTICE.  
DEPARTEMENT VAN JUSTISIE.

FILE No. 2/1/9  
LÊER

FILE No. 2/1/9  
LÊER

SUBJECT HARMEL: MICHAEL  
ONDERWERP

*Gelys no 4*

REFERENCES/VERWYSINGS: A30

*Op 27/5/85 besoek die adjuut minister dat  
informeel se naam nie in gheconsolideerde  
lys opgeneem. word nie. Geen Memo  
in kas*  
*27/7/85*

CORRESPONDENCE FROM 4/9/1950 TO 27/5/85  
KORRESPONDENSIE VAN TOT

10/3/2/1

FILE No. 2/1/9 PART I  
LÊER DEEL



MICHAEL MICHAEL



Lêer No. 2/3/2/9 (V/Dz)  
File No. ....

# DIREKTORAAT VAN VEILIGHEIDSWETGEWING DIRECTORATE OF SECURITY LEGISLATION

DIE DIREKTEUR  
THE DIRECTOR

ADJUNK-  
MINISTER

OPNEEM VAN DIE NAAM VAN MICHAEL ALLAN HARMEL IN  
DIE GEKONSOLIDEERDE LYS

MINISTERIE VAN WET EN ORDE  
1985-05-20  
MINISTRY OF LAW AND ORDER

VEILIGHEIDSWETGEWING  
1985-06-03  
LEGISLATION  
3/6/85

HAN  
DRV  
DRV  
DDV  
VD  
3/6/85

1.1 Die naam van Harmel verskyn op die lys van ampsdraers, beamptes, lede of aktiewe ondersteuners van die Kommunistiese Party van Suid-Afrika en moet dus ingevolge artikel 16(2)(a) van die Wet op Binnelandse Veiligheid, 1982 (Wet 74 van 1982) in die gekonsolideerde lys opgeneem word, tensy die Minister van oordeel is dat sy naam nie aldus opgeneem behoort te word nie.

( )

1.2 Die Minister het sy bevoegdheid in dié verband aan die Adjunk-minister opgedra.

2. Kompol berig dat Harmel reeds in 1974 oorlede is. Daar word nie oor toesprake of geskrifte van hom beskik wat van so'n aard is dat dit in die huidige omstandighede as propaganda-materiaal gebruik kan word nie. Daar kan ook geen bewyse bekom word dat hy sedert sy afsterwe in enige geskrifte aangehaal <sup>is</sup> word nie. Kompol beveel derhalwe aan dat sy naam nie in die gekonsolideerde lys opgeneem word nie.

( )

3. Harmel was gedurende sy leeftyd 'n baie aktiewe kommunist. Hy was reeds gedurende 1943 sekretaris van die Johannesburgse tak van die Kommunistiese Party van Suid-Afrika. Gedurende 1948 was hy kandidaat vir die Kommunistiese Party tydens die destydse Volksraadverkie-sing. In 'n feiteverslag wat gedurende 1960 ten opsigte van Harmel opgestel is, is gemeld dat hy reeds in daardie stadium 138 vergaderings van die Kommunistiese Party bygewoon het, terwyl hy ook verskeie vergaderings van ander linksgesinde organisasies bygewoon het. Hy het ook by verskeie geleenthede as spreker opgetree. Hy het gereeld met kommuniste soos Abraham Fischer geskakel. Hy het ook artikels in tydskrifte soos "New Age" en "Fighting Talk" geskryf. Nadat hy in 1962 ingeperk is, het hy uit die "RSA" gevlug.

( [REDACTED] )

4. Aangesien Harmel reeds oorlede is, sal die enigste doel om sy naam op die gekonsolideerde lys te plaas, wees om te verhoed dat geskryfte van hom vryelik in die Republiek gepubliseer kan word. Alhoewel hy artikels in publikasies geskryf het, is daar geen inligting dat hy boeke geskryf het wat as propaganda-materiaal gebruik kan word nie. Die artikels wat hy wel geskryf het, is in publikasies soos "New Age" gepubliseer wat in elk geval nie gepubliseer mag word nie. Dit word verder ook betwyfel of dít wat hy destyds geskryf het, vandag nog as propaganda-materiaal gebruik sal kan word. In die

omstandighede word daar aanbeveel dat Harmel se naam nie  
in die gekonsolideerde lys opgeneem word nie.

*Steyn* 15/5/85  
DIREKTEUR VAN VEILIGHEIDSWETGEWING  
*14/5/85*

Aanbeveling in paragraaf 4 GOEDGEKEUR/ ✓

*Mr M. van der ...*  
*17/5/85*

*A J Vlok*  
A J VLOK 27/5/85  
ADJUNK-MINISTER VAN WET EN ORDE

DECLASSIFIED

3/50/569

*Afskrif vir 2/50/9*  
2/50/9

GENEIN.

16. 3. 1964

Die Kommissaris van die  
Suid-Afrikaanse Polisie,  
Privaatsak 302,  
PRETORIA.

BESPREKINGS : KAMAL & EBRAHIM SATERDIEN : INDIËR :  
T NO. [REDACTED] VAN 28 JANUARIE 1964.

Die volgende is 'n uittreksel uit dienbrief  
No. J.21/22/1 van 6 Maart 1964 ontvang *van die Privaat*  
sekretaris van Sy Edele die Minister *van Justisie*

"Volgens paragraaf 6 van die Kommissaris  
van die Suid-Afrikaanse Polisie se memorandum  
waarin die bogenoemde se bedrywighede uiteengesit  
word, blyk dit dat H. Harmel op 11 Januarie 1963  
'n vergadering aan die huis van Dennis Goldberg  
te Claremont toegesprek het.

In die lig daarvan dat Harmel 'n beperkings  
ondorhewig was, vermoen die Minister graag of daar  
enige stappe teen hom (Harmel) geneem was en indien  
nie, wat die redes daarvoor was."

Dit sal waardeer word indien u die Departement,  
vir Sy Edele die Minister se inligting, van die gevraagde  
informatie wil voorsien.

S. S. TERBLANCHÉ

SEKRETARIS VAN JUSTISIE.

DECLASSIFIED

J. 21/22/1

Ministerie van Justisie,  
Ministry of Justice,

Marksgebou,  
- Marks Buildings,

KAAPSTAD.  
CAPE TOWN.

6.3.1964

GEHEIM.

DIE SEKRETARIS VAN JUSTISIE.

BEPERKINGS : KAMAL @ EBRAHIM SATERDIEN.

1. U lêer No. 3/50/569 is aangeheg.
2. Volgens paragraaf 6 van die Kommissaris van die Suid-Afrikaanse Polisie se memorandum waarin die bogenoemde se bedrywighede uiteengesit word, blyk dit dat M. Harmel op 11 Januarie 1963 in vergadering aan die huis van Dennis Goldberg te Claremont toegesprek het.
3. In die lig daarvan dat Harmel aan beperkings onderhewig was, verneem die Minister graag of daar enige stappe teen hom (Harmel) geneem was en indien nie, wat die redes daarvoor was.

(Get.) ??

PRIVAATSEKRETARIS.

DECLASSIFIED

# Harmel wil

Die Vaetvolant 2/57, 63  
nog ,veg  
2/57 63  
teen S.A.

(Spesiale verteenwoordiger in Lobatsi)

**M**ICHAEL HARMEL, die gelyste Kommunis wat uit die Republiek gevlug het en nou in Betsjoenaland is, is van plan om sy politieke bedrywighede teen die Republiek vanuit die protektoraat voort te sit, is vanoggend in Lobatsi verneem.

Harmel, wat onder 24 uur huisarres was, het saam met twee ander gelystes, Jack Hodgson en sy vrou, Rica, 'n woonstel in Lobatsi gehuur.

Die Hodgsons is van plan om hulle in die protektoraat te vestig en Harmel het glo al verneem na 'n betreding in Lobatsi.

Van die Bantoesiers vrees dat die uitgeweke Kommuniste in Betsjoenaland sal hergroepeer met die oogmerk om hier 'n Kommunisteparty te stig.

Ter stawing van die feit, is daar genoem dat die voormalige voorsitter van die Bechuanaland People's Party, J. Mpho, nou blykbaar van sy aanhang verloor het en dat die Kommuniste hier aantrek om hom te ondersteun. Na verneem word, het Mpho na sy nederlaag in die stryd om leierskap van die B.P.P. gedreig om 'n Kommunisteparty in Betsjoenaland te stig.

## Ontken

Harmel het, na verneem word reeds ontken dat hy in Betsjoenaland aan die politiek sal deelneem.

Een van die redes vir sy vlug uit die Republiek is glo die nuwe vasvatwet wat die afgelope week vir die derde keer in die Parlement gelees is. Dieselfde rede geld glo vir die Hodgsons.

Hodgson is glo van plan om sy appèl teen die uitspraak van die volle regbank in Pretoria voort te sit in die Bloemfonteinse Appèlhof. Hy is nog steeds besig om opdragte in dié verband aan sy prokureur te gee.

## Kommunis

Verskele lede van die B.P.P. veral die ekstremistiese afdeling wat onder leiding van Mpho staan, het Harmel glo reeds gaan spreek. Onder die bekendste was Fish Keitseng, 'n gelyste kommunis wat ook 'n beskuldigde in die hoogverraadsaak was.

Na verneem word, is Harmel van plan om hom in die Peling-dorp te vestig. Hy het glo reeds reëlings vir huisvesting en moontlik 'n kantoor daar getref. Dié dorpsgebied is strategies in dié middel van die Mpho-groep se invloedgebied geleë.

Verskele gelyste Kommuniste wat in die verlede uit die Republiek gevlug het, verkeer in dié omgewing.



MR. JACK HODGSON



MRS. RICA HODGSON

*Rand Daily Mail  
1/5/63*

Hodgson couple and Harmel

use secret 'escape' route



MR. MICHAEL HARMEL

# HOUSE-BAN TRIO FLEE



# Disappeared — when they arrive in Lobatsi

By ANN CAVILL

THREE Johannesburg people under house arrest have fled to Bechuanaland. They are Mr. Michael Harmel, Mr. Jack Hodgson and his wife, Rica.



BARBARA HARMEL

she and her mother waited in vain for Mr. Harmel to come home after telling them he wanted to speak to his attorneys.

Travelling by a secret "escape" route, they left on Monday night and arrived in Lobatsi yesterday with an unknown African. They had lunch at a local hotel.

Mr. Hodgson and Mr. Harmel were the first people in South Africa to be placed under 24-hour house arrest. Mrs. Hodgson was under a 12-hour order.

When they tried to book rooms at the hotel in Lobatsi, they were told there was no accommodation available.

"I suggested they try to get accommodation in private homes—we are completely booked-up at the moment," a spokesman for the hotel said.

Mr. Harmel, 48, a former Socialist, of High Road, Gardens, was last seen by his wife and 20-year-old daughter, Barbara, on Monday afternoon.

"My father appeared in court on Monday," Barbara said last night. "After the hearing he told us he was going to try to get permission to consult his attorneys. He told us to go home and he would join us later."

"We laid the table for supper, and when he did not arrive my mother and I had our meal and put his in the oven."

## Police call

"We did not think anything was wrong until much later when we still had not heard from him. He had not mentioned anything to us. He left without taking any of his clothes or giving us any idea where he was going," Barbara added.

Shortly after a warrant had been issued for Mr. Harmel's arrest, police called at his home. Mrs. Harmel was at work and Barbara at university.

The police questioned their servant about Mr. Harmel's whereabouts and wanted to know what had happened to his car. The car had been taken into a garage for repairs during the week end. After searching the back and driveway, the police left.

## Order stood

Mr. Hodgson, 54, a former Deputy Clerk who was a director of a wholesale business, and his wife placed under house arrest, successfully appealed against the house arrest order on December 27.

The order was set aside, but the Minister of Justice, Mr. Vorster, appealed against the finding and at a hearing in Pretoria last month it was ruled that the house arrest order should stand. Mr. Hodgson was given leave to appeal to the Appeal Court in Bloemfontein.

Mrs. Hodgson worked as a fundraiser for the now banned newspaper "New Age" and later for "Spark". She had to leave her job when she was served with an order forbidding her to enter the premises of, or having anything to do with, any public callous as defined in Section 2

# More expected to run from S.A.—Vorster

POLITICAL REPORTER

THE SENATE.—The Minister of Justice, Mr. Vorster, said in the Senate yesterday that he expected more people to flee the country as the police "get warmer."

Mr. Vorster said the flight of Mr. Michael Harmel proved his recent assertion that the police were close to a break-through in their fight against subversion.

Mr. Vorster, who said in the Assembly recently that the police were getting close to the "core" of subversion, said the nearer they came to the ringleaders, the quicker one could expect them to try to flee the country.

He said that according to his information, Mr. Harmel, one of those he had in mind, was presumably already over the border.

## LEAD NEARER

Mr. Vorster had also told the Assembly that if the "No-trial" Bill powers were given to him, it might lead the police nearer to those behind subversive organisations.

He said these people were afraid of Clause 17 (the interrogation clause) and "they are right to be afraid of it."

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10. HOF.— Wat

konklusie

★ CONTINUED FROM PAGE 1

## House-arrest trio flee S. Africa

of a Suppression of Communism Act.

Before he left to stay with relatives last night, 16-year-old Spencer Hodgson, who is at school in Johannesburg, tied and locked up their flat. Today relatives will make arrangements for the disposal of the furniture and clothing which Mr. and Mrs. Hodgson left behind.

It is not known whether Mr. and Mrs. Hodgson and Mr. Harmel had passports. All are South African citizens and named Communists.

When Mr. Harmel's case was resumed yesterday morning, Mr. A. Chaskalson, defending, said he had no information about Mr. Harmel's whereabouts. Attempts to contact him and Mrs. Mrs. Harmel had failed.

Before issuing a warrant for Mr. Harmel's arrest, the magistrate, Mr. S. M. Roussouw, said he would allow the matter of the estreatment of R300 bail to stand over to May 15, when the case would continue if Harmel was found.

Was die, el

Die Vaderland 30/4/63

# MICHAEL HARMEL SPOORLOOS WEG



## • Is dalk uit die land • Lasbrief uitgereik

(Misdaadverslaggewer)

**MICHAEL ALLAN HARMEL**, 'n gelys- te Kommunist van Highweg, Gardens, Johannesburg, en een van die eerste persone in die Republiek wat onder 24 uur-huisarres geplaas is, het verdwyn.

Die Veiligheidspolisie hou rekening met die moontlikheid dat hy die land kon verlaat het. Sy vrou Ray, het vanoggend aan die polisie gesê dat sy hom gister laas gesien het.

'n Lasbrief vir Harmel se inhegtenisneming is vanoggend in die Johannesburgse Landdroshof deur mnr. M. S. Rossouw uitgereik.

Die alarm dat Harmel spoor-

loos verdwyn het, is vanoggend gemaak toe hy nie in die Johannesburgse Landdroshof verskyn het by die voortsetting van die saak waarin hy aangekla word dat hy by twee geleenthede nagelaat het om kragtens 'n bevel van die Minister van Justisie by Marshallplein te rapporteer.

### Verontagsaam

Nog 'n aanklag teen hom was dat hy op 26 Februarie vanjaar 'n ander bevel van die Minister verontagsaam het deur met nog 'n gelyste persoon — Harold Wolpe — in verbinding te tree. Toe die verhoor vanoggend om 9.30 voortgesit moes word, en Harmel se naam uitgeroep is, het hy nie verskyn nie. Die hofkonstabel het sy naam daarna nog drie keer uitgeroep, maar Harmel het nie opgedaag nie.

Adv. A. Chaskalson (in opdrag van J. Kantor en verinote namens Harmel) het die landdros, mnr. Rossouw, meegedeel dat hy glad nie weet waar Harmel hom bevind nie. Hy het mnr. Rossouw versoek om die hof tot tienuur vanoggend te verdaag sodat hy ondersoek kan instel en ook dat hy sal probeer om met mev. Harmel by haar sake-adres in verbinding te tree.

### Geen antwoord

Om 10.15 vanoggend het mnr. Chaskalson die landdros meegedeel dat daar geen antwoord by mev. Harmel se sake-onderneming was nie. Die Veiligheidspolisie het egter later met haar in verbinding getree.

Mnr. Rossouw het 'n lasbrief vir Harmel se onmiddellike inhegtenisneming uitgereik, maar het die kwessie van die verbeurdverklaring van R300 borg waarop Harmel vrygelaat is, tot 15 Mei uitgestel wanneer die saak weer geroep sal word.

**MICHAEL HARMEL**, een van die eerste gelyste Kommuniste in die land, op wlo daar vanoggend 'n lasbrief vir sy inhegtenisneming bestel is. Harmel moes vanoggend in die Johannesburgse landdroshof verskyn omdat hy sekere beperkingsbevele verontagsaam het.

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DEPARTEMENT VAN POS-EN-  
TELEGRAAFWESE.

No. R. 375.] [15 Maart 1963.

Dit het die Staatspresident behaag om, kragtens die bepalings van subartikels (1) en (2) van artikel drie van Wet No. 44 van 1958, sy goedkeuring te heg aan die toepassing van die volgende tarief ten opsigte van radio-telefoonoproepe na Burundi:—

Eerste 3 minute of gedeelte daarvan: R10.20.  
Elke addisionele minuut: R3.40.

## DEPARTMENT OF POSTS AND TELEGRAPHS.

No. R. 375.] [15 March 1963.

The State President has been pleased, under the provisions of sub-sections (1) and (2) of section three of Act No. 44 of 1958, to approve of the application of the following charge in respect of radio-telephone calls to Burundi:—

First 3 minutes or portion thereof: R10.20.  
Each additional minute: R3.40.

## DEPARTEMENT VAN JUSTISIE.

No. R. 377.] [15 Maart 1963.

AFKONDIGING VAN BESONDERHEDE INGEVOLGE ARTIKEL TIEN TER VAN DIE WET OP DIE ONDERDRUKKING VAN KOMMUNISME, 1950 (WET No. 44 VAN 1950), SOOS GEWYSIG.

Die Minister van Justisie het kragtens die bevoegdheid hom verleen by artikel tien ter van die Wet op die Onderdrukking van Kommunisme, 1950 (Wet No. 44 van 1950), soos gewysig, sy goedkeuring geheg aan die afkondiging in die Staatskoerant van onderstaande besonderhede van kennisgewings wat ingevolge paragraaf (e) van subartikel (1) van artikel vyf of subartikel (1) van artikel nege van genoemde Wet uitgereik is waarby sekere persone verbied is om byeenkomste by te woon:—

## DEPARTMENT OF JUSTICE.

No. R. 377.] [15 March 1963.

PUBLICATION OF PARTICULARS IN TERMS OF SECTION TEN TER OF THE SUPPRESSION OF COMMUNISM ACT, 1950 (ACT No. 44 OF 1950), AS AMENDED.

The Minister of Justice has, by virtue of the powers vested in him by section ten ter of the Suppression of Communism Act, 1950 (Act No. 44 of 1950), as amended, approved the publication in the Gazette of the under-mentioned particulars of notices issued in terms of paragraph (e) of sub-section (1) of section five or sub-section (1) of section nine of the said Act whereby certain persons were prohibited from attending gatherings:—

Naam. Name.	Adres in kennisgewing vermeld. Address mentioned in Notice.	Artikel ingevolge waarvan kennisgewing uitgereik is. Section in terms of which Notice was issued.	Datum waarop die kennisgewing aan die persoon genoem in kolom A oorhandig is. Date on which Notice was delivered to the person mentioned in Column A.	Datum waarop kennisgewing verstryk. Date on which Notice expires.
A.	B.	C.	D.	E.
Harmel, Michael.....	47 Highway/Road, Gardens, Johannesburg..	5 (1) (e)	12/2/63	29/2/68
Hjul, Peter Donald.....	„Austrel“, Battery Crescent, Seepunt/Sea Point, Kaap/Cape	9 (1)	16/2/63	31/1/68
Hodgson, Percy John.....	44 Pearibrook, hoek van/cor. of Bruce- en/and Banketstraat/Streets, Hillbrow, Johannesburg	5 (1) (e)	12/2/63	29/2/68
Dr. Kazi, Azizullakhar Bahloikham	40A Breestraat/Street, Fordsburg, Johannesburg	9 (1)	12/2/63	29/2/68
Levy, Leon.....	12 Audenhof/Court, 24 Olivieweg/Road, Berea, Johannesburg	9 (1)	15/2/63	29/2/68
Malindi, Zollic.....	N.Y. 11-11 Guguletu-lokasie/Location, Wynberg, Kaap/Cape	9 (1)	11/2/63	31/1/68
Madobi, Mvuyo.....	22 Yokwestraat/Street, New Brighton, Port Elizabeth	9 (1)	12/2/63	31/1/68
Nair, Billy.....	712 Himalayahuis/House, Warwicklaan/Avenue, Durban	9 (1)	20/2/63	31/1/68
Nzo, Alfred.....	182 Mofolo-Suid/South, Johannesburg.....	9 (1)	12/2/63	29/2/68

# Koop Nasionale Spaarsertifikate

# Buy National Savings Certificates

# Sou bepalings van *Die Vaderland* 4/3/63 huisarres-bevel oortree het

**M**ICHAEL ALAN HARMEL, 'n 48-jarige handelsverteenvoerder en gelyste persoon, het vanoggend in die Johannesburgse landdroshof voor mnr. H. S. Bosman verskyn op aanklag dat hy met 'n ander verbode persoon in aanraking gekom het.

Mnr. Bosman het na 'n aansoek van mnr. H. Wolpe, dat Harmel op sy eie verantwoordelikheid losgelaat moet word, borgtog van R100 toegestaan op voorwaarde dat Harmel hom daaglik by die polisie op Marshallplein moet aanmeld.

Toe mnr. Wolpe sy aansoek gedoen het, het hy gesê dat 'n Hooggeregshofspraak verlede Maandag begin het waarin Harmel die eiser was. Die saak was teen speurder-adjutantoffisier C. Dirker verbode aan die Veiligheidsafdeling in Johannesburg. Adjutantoffisier Dirker is tans

die ondersoekbeampte in die saak waarby Harmel verskyn.

## Koste

Mnr. Wolpe het gesê dat uitspraak in die betrokke saak verlede Vrydag gelewer is en dat die saak gegrond was op onwetlike visentering. Die uitspraak is teen mnr. Dirker gelewer en berekening oor koste in die saak is verdaag tot om 11.30 v.m. vandag, 'n feit wat mnr. Dirker moes geweet het.

Toe twee speurders Harmel verlede Saterdagmiddag by sy huis in hegtenis geneem het, het hulle die beskuldigde of 'n lid van sy gesin meegedeel dat die aanklag betrekking het op 'n beweerde voorval op 26 Februarie. Die bewerings lui dat Harmel in aanraking was met mnr. Wolpe, 'n gelyste persoon.

„Ek was ook opdraggewende prokureur in die Hooggeregshofgeding. Ek maak egter geen erkennings nie,” het mnr. Wolpe gesê.

„As die ontmoeting wel sou plaasgevind het, sal nóg die polisie nóg mnr. Dirker kan ontken dat die slegs betrekking gehad het op voorbereiding van die Hooggeregshofspraak.”

## Toestemming

Mnr. Wolpe het daaraan toegevoeg dat Harmel verlede jaar toe hy onder huisarres was, toestemming van die hooflanddroos ontvang het dat hy met mnr. Wolpe in aanraking kon kom met betrekking tot die Hooggeregshofspraak. Ten gevolge van 'n ander saak teen Harmel, moet hy hom daaglik by die polisie aanmeld. Harmel het onlangs werk in Johannesburg aanvaar en daar bestaan geen getuienis dat hy nie sy verhoor in hierdie of enige ander saak sal bywoon nie.

Die aanklaer, mnr. J. O. van Schalkwyk, het geantwoord dat Harmel wel toestemming gekry het van die hooflanddroos om met mnr. Wolpe in aanraking te kom, maar dat die toestemming slegs beperk was tot normale kantoorure. Die beweerde aantygings teen Harmel in die huidige saak het om 10.30 nm, plaasgevind.

# R200 skadevergoeding

Die Transvaler 2/3/63  
aan Harmel

## toegestaan

**D**IE VEILIGHEIDSAFDELING van die Suid-Afrikaanse Polisie is in hul ondersoek van politieke misdaad op die opsporing van dokumente aangewys en adj.-offisier C. J. Dirker het voldoende redes aangevoer waarom hy sonder lasbrief sekere dokumente van Michael Harmel geneem het, het regter J. F. Marais gister in die Randse Hooggeregshof bevind.

Hy het egter bevind dat Dirker Harmel later, sonder goeie rede persoonlik laat visenteer het en hom daar deur persoonlike vernedering besorg het. In die geval is Harmel op skadevergoeding geregtig, maar omdat daar nie 'n skare was nie, en dit nie ernstig was nie, ken hy R200 skadevergoeding en koste toe, het regter Marais gesê.

Hy het uitspraak gegee in die saak waarin Harmel, wat 'n geïllustreerde Kommunist is, R2,000 skadevergoeding van Dirker geëis het. Die saak spruit voort uit 'n voorval op 17 Oktober 1961 in Prêsidentsstraat, Johannesburg.

### ENIGSTE MANIER

Hy het gesê Dirker het aangetoon dat Harmel daarvan verdink is dat hy die belange van verbode organisasies bevorder het. Dirker se bewering dat die Kommuniste Party en ander organisasies wat met hom saamwerk, ondergronds werk, is nie teengestaan nie.

Dirker het gesê die organisasies het hul beleid van nie-geweld met een van sabotasie en moord vervang. Hul voortsettingswerk word deur persoonlike kontak gedoen en die enigste manier waarop hul politieke oortredings opgespoor kan word, is deur belyg te lê op dokumente soos in die Hoogverraad-saak waar duisende dokumente ingedien is.

Daarby was Harmel in geselskap van Walter Sisulu wat daarvan verdink is dat hy jong Bantoes vir doeleindes van sabotasie oorsê laat oplei het.

### ONBETROUBAAR

Hy het ook bevind dat daar deur albei partye in die saak onbetroubare getuienis gelewer is. Hoewel Dirker nie goeie rede gehad het om Harmel persoonlik te laat visenteer nie, meen hy dat Harmel vir Dirker provokasie

daartoe gegee het maar dit in die hof verswyg het. Ook vind hy geen grond vir Harmel se bewering dat Dirker twee keer woedend geword en geskreeu het nie.

Aan die ander kant het hy bedenkinge daaroor of die drie polisiemanne deurgaans die waarheid gepraat het. Die bewering dat Harmel die dokumente wou gryp is waarskynlik in hul verhaal gevoeg om Harmel se beweerde eienaardige gedrag te motiveer, want dit sou na die persoonlike visentering geleë het.

Regter Marais sal Maandag beslis of die koste in die saak op Hooggeregshof- of landdroshofskaal sal wees.

Adv. J. van Wyk de Vries (in opdrag van die Staatsprokureur) het namens Dirker opgetree en adv. D. Soggot (in opdrag van Kantor, Zwarenstein en vennote) namens Harmel.

DECLASSIFIED

2/50/9.

24120.

GEHEIM.

28.2.1963

Die Sekretaris van Arbeid,  
PRETORIA.

BEPERKINGS: MICHAEL HARMEL.

A  
Afskrifte van kennisgewings ingevolge artikels  
5(1)(e) en 10(1)(a) van Wet No. 44 van 1950 wat op  
12 Februarie 1963 op bogenoemde beteken is, gaan hiermee  
vir u inligting.

O. A. DE MEYER

SEKRETARIS VAN JUSTISIE.

20 28/2/63



TO: MICHAEL RARMEL,  
47 HIGH ROAD,  
GARDENS,  
JOHANNESBURG.

NOTICE IN TERMS OF PARAGRAPH (e) OF SUB-SECTION (1)  
OF SECTION FIVE OF THE SUPPRESSION OF COMMUNISM ACT,  
1950 (ACT NO. 44 OF 1950).

WHEREAS your name appears on the list in the custody of the officer referred to in section eight of the Suppression of Communism Act, 1950 (Act No. 44 of 1950), I, BALTHAZAR JOHANNES VORSTER, Minister of Justice of the Republic of South Africa, in terms of paragraph (e) of sub-section (1) of section five of the said Suppression of Communism Act, 1950, hereby prohibit you for a period commencing on the date on which this notice is delivered or tendered to you and expiring on the 29th day of February, 1968, from attending within the Republic of South Africa or the territory of South-West Africa -

- (1) any gathering as contemplated in sub-paragraph (i) of the said paragraph (e); or
- (2) any gathering as contemplated in sub-paragraph (ii) of the said paragraph (e) (not being such a gathering as is contemplated in the said sub-paragraph (i)), of the nature, class or kind set out below -
  - (a) any social gathering, that is to say, any gathering at which the persons present also have social intercourse with one another;

2/...

2.

(b) any political gathering, that is to say, any gathering at which any form of State or any principle or policy of the Government of a State is propagated, defended, attacked, criticised or discussed.

The notice in terms of paragraph (e) of sub-section (1) of the said section five dated the 30th March, 1962, which is at present in force against you, is hereby withdrawn.

Given under my hand at Cape Town on this 30th day of January, 1963.

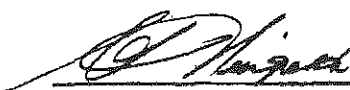
  
MINISTER OF JUSTICE.

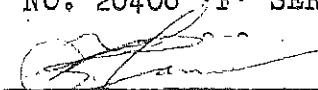
NOTE.

The Magistrate, Johannesburg, has in terms of section 5(1)(e) of the abovementioned Act been empowered to authorise exceptions to the prohibitions contained in this notice.

I certify having served the original of this notice upon the within named personally at his residence at 47 High Road, Gardens, Johannesburg, on 12.2.63 at 7.40pm.

WITNESS :-

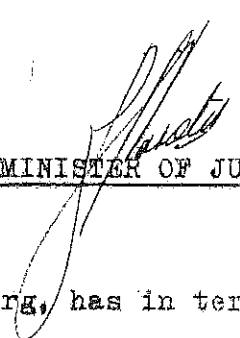
  
NO. 20408 'F' SERGT.

  
NO. 24592 'F' D/CONST.



- (v) the premises of any factory as defined in the Factories, Machinery and Building Work Act, 1941 (Act No. 22 of 1941);
- (c) communicating in any manner whatsoever with any person whose name appears on any list in the custody of the officer referred to in section eight of the said Suppression of Communism Act, 1950, or in respect of whom any prohibition under the said Suppression of Communism Act, 1950, or the Riotous Assemblies Act, 1956 (Act No. 17 of 1956), is in force: Provided that this prohibition shall not apply with reference to your wife Ray Harmel.

Given under my hand at *Cape Town* on this *30th*  
day of *January*, 1963.

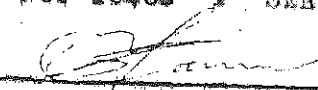
  
MINISTER OF JUSTICE.

NOTE.

The Magistrate, Johannesburg, has in terms of section 10(1)(a) of Act No. 44 of 1950 been empowered to authorise exceptions to the prohibitions contained in this ~~Notice~~ Register having ~~seen~~ certified the original of this notice upon the ~~within named~~ within named personally at his residence at 47 High Road, Gardens, Johannesburg, on 12.2.63 at 7.40pm.

WITNESS :-

  
NO. 20408 'P' SERGT.

  
NO. 24592 'P' S/CONST.

TO: MICHAEL HARMEL,  
47 HIGH ROAD,  
GARDENS,  
JOHANNESBURG.

NOTICE IN TERMS OF PARAGRAPH (a) OF SUB-SECTION (1)  
OF SECTION TEN OF THE SUPPRESSION OF COMMUNISM ACT,  
1950 (ACT NO. 44 OF 1950).

WHEREAS your name appears on the list in the custody of the officer referred to in section eight of the Suppression of Communism Act, 1950 (Act No. 44 of 1950), I, BALTHAZAR JOHANNES VORSTER, Minister of Justice of the Republic of South Africa, hereby, in terms of paragraph (a) of sub-section (1) of section ten of the said Suppression of Communism Act, 1950, prohibit you for a period commencing on the date on which this notice is delivered or tendered to you and expiring on the 29th day of February, 1968, from -

- (a) absenting yourself from the magisterial district of Johannesburg;
- (b) being within -
  - (i) any area set apart under any law for the occupation of Coloured or Asiatic persons;
  - (ii) any location, native hostel or native village as defined in the Natives (Urban Areas) Consolidation Act, 1945 (Act No. 25 of 1945);
  - (iii) the area of jurisdiction of the Alexandra Local Area Committee as defined in Administrator's Proclamation No. 27 of the 3rd February, 1958;
  - (iv) any native compound;

TO: MICHAEL HARMEL,  
47 HIGH ROAD,  
GARDENS,  
JOHANNESBURG.

NOTICE IN TERMS OF SUB-SECTION (1) OF SECTION  
TEN QUAT OF THE SUPPRESSION OF COMMUNISM ACT,  
1950 (ACT NO. 44 OF 1950).

WHEREAS your name appears on the list in the custody of the officer referred to in section eight of the Suppression of Communism Act, 1950 (Act No. 44 of 1950), I, BALTHAZAR JOHANNES VORSTER, Minister of Justice of the Republic of South Africa, hereby, in terms of sub-section (1) of section ten quat of the said Suppression of Communism Act, 1950, order you for a period commencing on the date on which this notice is delivered or tendered to you and expiring on the 29th day of February, 1968, to report to the officer in charge of the Marshall Square Police Station, Johannesburg, on every day between the hours of twelve noon and two in the afternoon.


Given under my hand at *Cape Town* on this *30th*  
day of *January*, 1963.

  
MINISTER OF JUSTICE.

I certify having served the original of this notice upon the within named personally at his residence at 47 High Road, Gardens, Johannesburg, on 12.2.63 at 7.40pm.

WITNESS 1:-

  
NO. 20408 'P' SERGT.

  
NO. 24592 'Y' D/CORPST.



# INTENDED TO HUMILIATE HARMEL

— COUNSEL

COURT REPORTER

**M**R. MICHAEL HARMEL'S counsel asked a judge in the Rand Supreme Court yesterday to grant his client substantial damages against a Security Branch officer because a search conducted on Mr. Harmel in a public street was inspired by spite and was intended to humiliate Mr. Harmel.

The counsel, Mr. D. Sogot, has finished his argument before Mr. Justice Marais in the R2,000 damages action brought against Detective Warrant Officer Carel Dirker by Mr. Harmel. Mr. J. van Wyk de Vries, S.C., for Mr. Dirker, will start his argument today.

Mr. Sogot submitted that Mr. Dirker's order to search Mr. Harmel in President Street on October 17, 1961, was inspired by spite and was carried out for the sole purpose of humiliating Mr. Harmel.

## ENCROACHMENT

"When an encroachment is made on the liberties of an individual, suspicion in the air is not good enough. There must be a suspicion of a specific offence."

Mr. Dirker had not proved that there were reasonable grounds for conducting a search on Mr. Harmel.

There were two exclusive sets of evidence that were inconsistent on all vital points. It was his submission that, from watching the witnesses in the box, Mr. Harmel and Mr. Walter Sisulu gave "true and probable evidence."

"It is my submission that Mr. Dirker and his witnesses gave evidence that was grossly improbable and untrue," he said.

One of the officers at the incident, Detective Warrant Officer Helberg, had taken the middle way out and had pretended ignorance rather than give false information.

## TYRANT

If Mr. Harmel and Mr. Sisulu's version was true, then Mr. Dirker acted like a "little tyrant of President Street" without justification.

"When you examine Mr. Dirker's mind you find that he is a man who thinks 'Well, the man's a Communist, a Leftist, I am entitled to dip my hand into his pockets. In other words, that Leftists are beyond the law.'"

He said the defence evidence of Mr. Harmel's behaviour at the incident read like a Charlie Chaplin film — "Mr. Harmel makes a sudden grab at boring legal documents taken from him and then searches frantically in his pockets in front of two policemen."

Their over-all evidence of Mr. Harmel's actions was a "laughable improbability."

"If a person takes part in politics and Mr. Dirker is allowed to act in the way he did, then there is no rule of law and this person has no protection for his dignity or his rights," he concluded.

Mr. D. Sogot, assisted by James Kantor and Patricia, is appearing for Mr. Harmel. Mr. J. van Wyk de Vries, S.C., instructed by the Deputy State Attorney, is appearing for Mr. Dirker.

DECLASSIFIED

1/330/30.

24120.

GEHEIM.

7.2.1963

Die Kommissaris van die  
Suid-Afrikaanse Polisie,  
Postbus 1895,  
PRETORIA.

BEPERKINGS : [REDACTED], M. HARMEL,  
[REDACTED] KH [REDACTED].

en Oorspronklike, duplikaatoorspronklike en  
twee afskrifte van die kennisgewings wat teenoor  
die ondergenoemde persone se name vermeld word  
gaan hiermee vir betekening op hulle:

- (a) [REDACTED]: Artikels 5(1)(e),  
10(1)(a) en 10quat(1) van  
Wet No. 44 van 1950.
- (b) M. Harmel: Artikels 5(1)(e),  
10(1)(a) en 10quat(1)  
van voormelde Wet.
- (c) [REDACTED]: Artikels 9(1) en 10(1)(a)  
van voormelde Wet.
- (d) [REDACTED]: Artikels 5(1)(e), 10(1)(a)  
en 10quat(1) van voormelde  
Wet.
- (e) [REDACTED]: Artikels 9(1) en 10(1)(a)  
van voormelde Wet.

U sal merk dat geen nuwe kennisgewings ten  
opsigte van [REDACTED] (en ander wat aan soort-  
gelyke beperkings onderhewig is) uitgereik is nie.  
Die rede vir hierdie stap is dat die Prokureur-  
generaal vir die Transvaal en die Regsadviseurs die  
mening huldig dat slegs daardie gedeelte van die  
kennisgewings wat die betrokke persone verbied om  
vanaf hulle woonpersele afwesig te wees in die lig  
van die uitspraak in die saak van [REDACTED] teen  
die Minister verval en dat die res van die  
kennisgewings van krag bly.

A. P. J. COETZER

SEKRETARIS VAN JUSTISIE.

DECLASSIFIED

2/50/9.

7.2.1963

24120.

GEHEIM.

DIE LANDDROS VAN JOHANNESBURG.

BEPERKINGS : MICHAEL HARMEL.

Afskrifte van kennisgewings ingevolge artikels 5(1)(e) en 10(1)(a) van Wet No. 44 van 1950 wat op 30 Januarie 1963 ten opsigte van bogenoemde uitgereik is, gaan hiermee vir u inligting.

Die magtiging aan u en u Adjunk soos in my enersgenommerde diensbrief van 14 November 1962 vervat, geld ook ten opsigte van bogenemde kennisgewings.

S. J. RENKE

SEKRETARIS VAN JUSTISIE.

7.2.1963

GEHEIM.

Die Kommissaris van die  
Suid-Afrikaanse Polisie,  
Posbus 1895,  
PRETORIA.

Afskrif vir u inligting.

U No. [REDACTED] [REDACTED] het betrekking.

S. J. RENKE

SEKRETARIS VAN JUSTISIE.

no 7/2/63  
ca 7/2/63



TO: MICHAEL HARMEL,  
47 HIGH ROAD,  
GARDENS,  
JOHANNESBURG.

NOTICE IN TERMS OF PARAGRAPH (e) OF SUB-SECTION (1)  
OF SECTION FIVE OF THE SUPPRESSION OF COMMUNISM ACT,  
1950 (ACT NO. 44 OF 1950).

WHEREAS your name appears on the list in the custody of the officer referred to in section eight of the Suppression of Communism Act, 1950 (Act No. 44 of 1950), I, BALTHAZAR JOHANNES VORSTER, Minister of Justice of the Republic of South Africa, in terms of paragraph (e) of sub-section (1) of section five of the said Suppression of Communism Act, 1950, hereby prohibit you for a period commencing on the date on which this notice is delivered or tendered to you and expiring on the 29th day of February, 1968, from attending within the Republic of South Africa or the territory of South-West Africa -

- (1) any gathering as contemplated in sub-paragraph (i) of the said paragraph (e); or
- (2) any gathering as contemplated in sub-paragraph (ii) of the said paragraph (e) (not being such a gathering as is contemplated in the said sub-paragraph (i)), of the nature, class or kind set out below -
  - (a) any social gathering, that is to say, any gathering at which the persons present also have social intercourse with one another;

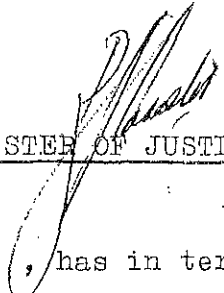
2/...



- (b) any political gathering, that is to say, any gathering at which any form of State or any principle or policy of the Government of a State is propagated, defended, attacked, criticised or discussed.

The notice in terms of paragraph (a) of sub-section (1) of the said section five dated the 30th March, 1962, which is at present in force against you, is hereby withdrawn.

Given under my hand at *Cape Town* on this *30th*  
day of *January*, 1962.

  
MINISTER OF JUSTICE.

NOTE.

The Magistrate, *Johannesburg*, has in terms of section 5(1)(e) of the abovementioned Act been empowered to authorise exceptions to the prohibitions contained in this notice.



TO:

MICHAEL HAHMEL,  
47 HIGH ROAD,  
GARDENS,  
JOHANNESBURG.

NOTICE IN TERMS OF PARAGRAPH (e) OF SUB-SECTION (1)  
OF SECTION FIVE OF THE SUPPRESSION OF COMMUNISM ACT,  
1950 (ACT NO. 44 OF 1950).

WHEREAS your name appears on the list in the custody of the officer referred to in section eight of the Suppression of Communism Act, 1950 (Act No. 44 of 1950), I, BALTHAZAR JOHANNES VORSTER, Minister of Justice of the Republic of South Africa, in terms of paragraph (e) of sub-section (1) of section five of the said Suppression of Communism Act, 1950, hereby prohibit you for a period commencing on the date on which this notice is delivered or tendered to you and expiring on the 29th day of February, 1968, from attending within the Republic of South Africa or the territory of South-West Africa -

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2/...

- (b) any political gathering, that is to say, any gathering at which any form of State or any principle or policy of the Government of a State is propagated, defended, attacked, criticised or discussed.

The notice in terms of paragraph (e) of sub-section (1) of the said section five dated the 30th March, 1962, which is at present in force against you, is hereby withdrawn.

Given under my hand at *Cape Town* on this *30th*  
day of *January*, 1963.

*B. J. VORSTER*  
MINISTER OF JUSTICE.

NOTE.

The Magistrate, *Johannesburg.*, has in terms of section 5(1)(e) of the abovementioned Act been empowered to authorise exceptions to the prohibitions contained in this notice.

TO: MICHAEL HARMEL,  
47 HIGH ROAD,  
GARDENS,  
JOHANNESBURG.

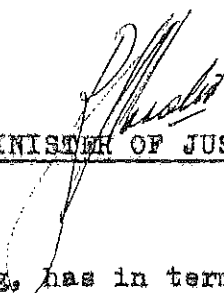
NOTICE IN TERMS OF PARAGRAPH (a) OF SUB-SECTION (1)  
OF SECTION TEN OF THE SUPPRESSION OF COMMUNISM ACT,  
1950 (ACT NO. 44 OF 1950).

WHEREAS your name appears on the list in the custody of the officer referred to in section eight of the Suppression of Communism Act, 1950 (Act No. 44 of 1950), I, BALTHAZAR JOHANNES VORSTER, Minister of Justice of the Republic of South Africa, hereby, in terms of paragraph (a) of sub-section (1) of section ten of the said Suppression of Communism Act, 1950, prohibit you for a period commencing on the date on which this notice is delivered or tendered to you and expiring on the 29th day of February, 1968, from -

- (a) absenting yourself from the magisterial district of Johannesburg;
- (b) being within -
  - (i) any area set apart under any law for the occupation of Coloured or Asiatic persons;
  - (ii) any location, native hostel or native village as defined in the Natives (Urban Areas) Consolidation Act, 1945 (Act No. 25 of 1945);
  - (iii) the area of jurisdiction of the Alexandra Local Area Committee as defined in Administrator's Proclamation No. 27 of the 3rd February, 1958;
  - (iv) any native compound;

- (v) the premises of any factory as defined in the Factories, Machinery and Building Work Act, 1941 (Act No. 22 of 1941);
- (c) communicating in any manner whatsoever with any person whose name appears on any list in the custody of the officer referred to in section eight of the said Suppression of Communism Act, 1950, or in respect of whom any prohibition under the said Suppression of Communism Act, 1950, or the Riotous Assemblies Act, 1956 (Act No. 17 of 1956), is in force: Provided that this prohibition shall not apply with reference to your wife Ray Harmel.

Given under my hand at *Cape Town* on this *30th* day of *January*, 1963.

  
MINISTER OF JUSTICE.

NOTE.

The Magistrate, Johannesburg, has in terms of section 10(1)(a) of Act No. 44 of 1950 been empowered to authorise exceptions to the prohibitions contained in this notice.

TO: MICHAEL HARMEL,  
47 HIGH ROAD,  
GARDENS,  
JOHANNESBURG.

NOTICE IN TERMS OF PARAGRAPH (a) OF SUB-SECTION (1)  
OF SECTION TEN OF THE SUPPRESSION OF COMMUNISM ACT,  
1950 (ACT NO. 44 OF 1950).

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- (b) being within -
  - (i) any area set apart under any law for the occupation of Coloured or Asiatic persons;
  - (ii) any location, native hostel or native village as defined in the Natives (Urban Areas) Consolidation Act, 1945 (Act No. 25 of 1945);
  - (iii) the area of jurisdiction of the Alexandra Local Area Committee as defined in Administrator's Proclamation No. 27 of the 3rd February, 1958;
  - (iv) any native compound;

- (v) the premises of any factory as defined in the Factories, Machinery and Building Work Act, 1941 (Act No. 22 of 1941);
- (o) communicating in any manner whatsoever with any person whose name appears on any list in the custody of the officer referred to in section eight of the said Suppression of Communism Act, 1950, or in respect of whom any prohibition under the said Suppression of Communism Act, 1950, or the Riotous Assemblies Act, 1956 (Act No. 17 of 1956), is in force: Provided that this prohibition shall not apply with reference to your wife Ray Harmel.

Given under my hand at *Cape Town* on this *30th*  
day of *January*, 1963.

*B. J. VORSTEK*  
MINISTER OF JUSTICE.

NOTE.

The Magistrate, Johannesburg, has in terms of section 10(1)(a) of Act No. 44 of 1950 been empowered to authorise exceptions to the prohibitions contained in this notice.

TO: MICHAEL HARMEL,  
47 HIGH ROAD,  
GARDENS,  
JOHANNESBURG.

NOTICE IN TERMS OF SUB-SECTION (1) OF SECTION  
TEN QUAT OF THE SUPPRESSION OF COMMUNISM ACT,  
1950 (ACT NO. 44 OF 1950).

WHEREAS your name appears on the list in the custody of the officer referred to in section eight of the Suppression of Communism Act, 1950 (Act No. 44 of 1950), I, BALTHAZAR JOHANNES VORSTER, Minister of Justice of the Republic of South Africa, hereby, in terms of sub-section (1) of section ten quat of the said Suppression of Communism Act, 1950, order you for a period commencing on the date on which this notice is delivered or tendered to you and expiring on the 29th day of February, 1968, to report to the officer in charge of the Marshall Square Police Station, Johannesburg, on every day between the hours of twelve noon and two in the afternoon.

Given under my hand at *Cape Town* on this *30th*  
day of *January*, 1963.

  
MINISTER OF JUSTICE.



TO: MICHAEL HARMEL,  
47 HIGH ROAD,  
GARDENS,  
JOHANNESBURG.

NOTICE IN TERMS OF SUB-SECTION (1) OF SECTION  
TEN QUAT OF THE SUPPRESSION OF COMMUNISM ACT,  
1950 (ACT NO. 44 OF 1950).

WHEREAS your name appears on the list in the custody of the officer referred to in section eight of the Suppression of Communism Act, 1950 (Act No. 44 of 1950), I, BALTHAZAR JOHANNES VORSTER, Minister of Justice of the Republic of South Africa, hereby, in terms of sub-section (1) of section ten quat of the said Suppression of Communism Act, 1950, order you for a period commencing on the date on which this notice is delivered or tendered to you and expiring on the 29th day of February, 1968, to report to the officer in charge of the Marshall Square Police Station, Johannesburg, on every day between the hours of twelve noon and two in the afternoon.

Given under my hand at *Cape Town* on this *30th*  
day of *January*, 1968.

*B. J. VORSTER*  
MINISTER OF JUSTICE.

TO: MICHAEL HAHMEL,  
47 HIGH ROAD,  
GARDENS,  
JOHANNESBURG.

NOTICE IN TERMS OF SUB-SECTION (1) OF SECTION  
TEN QUAT OF THE SUPPRESSION OF COMMUNISM ACT,  
1950 (ACT NO. 44 OF 1950).

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Given under my hand at *Cape Town* on this *30<sup>th</sup>*  
day of *January*, 1963.

*B. J. VORSTER*  
MINISTER OF JUSTICE.

TO: MICHAEL HARMEL,  
47 HIGH ROAD,  
GARDENS,  
JOHANNESBURG.

NOTICE IN TERMS OF SUB-SECTION (1) OF SECTION  
TEN QUAT OF THE SUPPRESSION OF COMMUNISM ACT,  
1950 (ACT NO. 44 OF 1950).

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Given under my hand at *Cape Town* on this *30<sup>th</sup>*  
day of *January*, 1963.

*B. J. VORSTER*  
MINISTER OF JUSTICE.

1/330/30.

KAAPSTAD.GEHEIM.DIE SEKRETARIS/MINISTER.

I/s : DIE UITWERKING VAN DIE UITSPRAAK IN HODGSON  
SE SAAK OP GEBIEDSBEPERKINGS IN DIE TRANSVAAL.

1. Luidens n skrywe van die Privaatsekretaris het die Minister, na oorlegpleging met u, opdrag gegee dat ten opsigte van persone woonagtig in Transvaal -
- (a) die Polisie met die Prokureur-generaal oorleg moet pleeg of optrede teen persone -
- (i) wat volle huisarres en
- (ii) wat nagarres
- opgelê is wenslik en doenlik is voordat daar tot optrede oorgegaan word;
- (b) indien daar nie teen persone wat volle huisarres opgelê is opgetree kan word nie daar oorweeg moet word of daar wel teen persone wat nagarres opgelê is, opgetree kan word;
- (c) die Regsadviseurs se mening ingewin moet word oor die wettigheid van sodanige optrede; en
- (d) die gewone gebiedsbeperkings ten opsigte van alle gevalle waar nagarres opgelê is en ook in Hodgson se geval voorberei en aan hom tesame met die Prokureur-generaal en Regsadviseurs se sienswyses vir oorweging voorgelê moet word. (3.1.63).
2. Kompol is reeds kort nadat die uitspraak in Hodgson se saak gelewer is, aangeraai om liawer eers met die Prokureur-generaal oorleg te pleeg voordat stappe teen enige persoon

2/...

gedoen word vir verbreking van sy beperkings ingevolge artikel 10(1)(a). In die lig van die Minister se opdrag is Kompol egter versoek om aan te dui in hoeverre die betrokke persone hulle by die bepalings van die kennisgewings hou sodat verdere optrede bepaal kan word. Hy berig dat -

(a) Michael Harmel (volle huisarres) hom nie by sy beperking hou nie. Hy het sy tuiste verlaat en is gedurende die aand besoek af by ander "gelyste" persone;

(b) [REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]

(c) [REDACTED]),  
[REDACTED]  
[REDACTED]  
[REDACTED] (REDACTED).

3. Die Prokureur-generaal van Transvaal merk onder andere soos volg op:

"Dit is my mening dat die uitspraak van Regter Trollip verkeerd is en wel aangeval kan word op die grond dat die betekenis van die woord "plek" in artikel 10(1) van die Wet duidelik en nie dubbelsinnig is nie. ....

Ondertussen kan daar geen strafregtelike stappe gedoen word teen persone wat sogenaamde 'huisarres' bevale verontagsaam nie. Indien ek stappe sou doen en iemand aankla sal die uitspraak dat die bevel ultra vires is gevolg moet word en, in elk geval,



sal dit sekerlik in sekere koerante weer uitgebasuin word dat die beginsel van regssoewereiniteit (rule of law), omseil word. Indien skuldigbevinding seker was sou hierdie aspek nie belangrik wees nie maar myns insiens sal skuldigbevinding nie volg tensy daar met die sake gewag word tot nadat alle appèlle afgehandel is en dan slegs indien hierdie appèlle ten gunste van die Minister van Justisie uitgewys word nie. ....

Daar kan geen twyfel wees dat persone wat onder nagarres geplaas is sowel as dié onder volle huisarres deur die gewraakte uitspraak gedek is. Die bevel is ongeldig, indien die uitspraak reg is, aangesien die Minister dan sy magte te buite sou gegaan het deur die 'plek' waar hulle moes bly te bepaal. Gevolglik is geen strafregtelike stappe teen enige van hulle tans moontlik nie. Die uitspraak raak slegs die beperking van persone tot 'n bepaalde plek en affekteer nie enige ander aspekte, byvoorbeeld die verbod op kommunikasie met ander persone ens."

Hy wys verder daarop dat Hodgson hom waarskynlik op die Appèlafdeling van die Hooggeregshof sal beroep indien die Staat se appèl deur die Transvaalse Provinsiale Afdeling gehandhaaf word. Aangesien dit onseker is wat die uiteindelige uitslag van die geding sal wees en Hodgson, deur gebruik te maak van die reëls van die Appèlafdeling, die aangeleentheid miskien kan vertraag tot na afloop van die huidige sessie, beveel hy aan dat daar so spoedig doenlik oorweging aan 'n gepaste wetwysiging geskenk word.

( )

4. Die Prokureur-generaal is daarop gewys dat in Hodgson se geval die kennisgewing wat in die Hof ter sprake was slegs bestaan het uit -

- (a) n verbod om sy woonperseel te verlaat;
- (b) n verbod om met sekere persone in verbinding te tree; en
- (c) n verbod om besoekers te ontvang.

Aangesien (b) en (c) onbestaanbaar is sonder (a) is dit dus duidelik waarom die kennisgewing in sy geheel tersyde gestel is. In die geval van persone wat onder nagarres geplaas is, is daar egter die volgende verbodings -

- (a) om sy woonperseel gedurende die nag te verlaat;
- (b) om die betrokke landdrosdistrik te verlaat;
- (c) om in sekere Bantoewoongebiede en fabriekpersele aanwesig te wees;
- (d) om met sekere persone in verbinding te tree; en
- (e) om besoekers te ontvang.

Ons het die mening gehuldig dat slegs (a) van diè tipe beperking deur Regter Trollip se uitspraak geraak word en dat (b) en (c) dus bly staan. Ons het verder aangevoer dat (d) en (e) ook bly staan omdat hulle geheel en al bestaanbaar is met die verbodings vervat in (b) en (c). Die Prokureur-generaal gaan met die sienswyse akkoord.

5. Die Regsadviseurs merk soos volg op:

"Ons het onder meer diensbrief No. 5/5/2/32(1)1963 gedateer 9/1/63, van die Prokureur-generaal, Pretoria, ter insae gehad.

Ons gaan akkoord met hom dat tot tyd en wyl die Appèlhof die uitspraak van regter Trollip omverwerp, daar op grond van die betrokke huisarres sowel as nagarresbevele nie teen die betrokke persone - altans nie in Transvaal nie - opgetree kan word nie.

Soos regter Trollip se uitspraak verder onses insiens tereg aandui, kan daar nie ten opsigte van die bykomstige verbod soos bv. op in verbinding tree met enige persone opgetree word nie aangesien laasgenoemde slegs van krag is 'while the former prohibition (d.w.s., die huisarres- of nagarresbevel) is in force'. Dieselfde sou geld ten opsigte van byvoorbeeld enige bykomstige verbod ingevolge artikel 10(1)(a) van Wet 44 van 1950 om 'enige aldus bepaalde handeling te verrig'.

Vervangende bevele ingevolge gemelde artikel 10 wat die betrokke persone tot n gebied soos bv. n landdrostdistrik of die provinsie beperk, word natuurlik nie deur die uitspraak geraak nie. Die wenslikheid al dan nie van sodanige bevele is n beleidskwessie, steunende op feite waaroor ons in ieder geval nie beskik nie.

In Transvaal dan, ten minste, is die toedrag van sake soos in die voorlaaste paragraaf uiteengesit. Indien die dringendheid van die saak en ander verwante redes onmiddellike optrede soortgelyk aan die oorspronklike stappe ingevolge gemelde artikel 10 gebiedend maak, skyn die enigste uitweg te wees die wysiging van artikel 10, gesien die verwagte tydsverloop, deur die Prokureur-generaal genoem, voordat n Appèlhof-beelissing verkry sal kan word. Ons kan ten slotte nog net byvoeg dat selfs al sou so n wysiging weens die latere Appèlhofuitspraak onnodig blyk te wees, die dan gewysigde artikel 10 nie noodwendig daardeur ten kwade geraak hoef te wees nie." ( )

Hulle gaan ook akkoord met die aenswyse uiteengesit in paragraaf 4 hierbo. ( )



6.1 In die lig van die sienswyse uiteengesit in paragraaf 4 skyn dit nie nodig te wees om nuwe gebiedsbeperkings ten opsigte van die persone wat onder nagerres was voor te berei nie omdat sodanige beperkings slegs 'n duplikasie sal wees van die beperkings wat nog van krag bly.

'n Gebiedsbeperking ten opsigte van [REDACTED] asook die kwaai tipe verbod op byeenkomste en 'n bevel om daaglik by die Polisie aan te meld is egter voorberei en is in die omslag vir die Minister om te teken asseblief. Aangesien Michael Harmel, [REDACTED], [REDACTED] en [REDACTED] hulle nie by hulle huisarres kennisgewings hou nie en geen stappe teen hulle as gevolg daarvan gedoen kan word nie is sulke kennisgewings ten opsigte van hulle ook voorberei vir die Minister se handtekening asseblief. Daar is vasgestel dat [REDACTED], [REDACTED] en [REDACTED] nog werkloos is en dat hulle net vir kwaadgeld rondloop. Ons voel dat hulle soveel moontlik aan bande gelê moet word en stel derhalwe voor dat hulle tot die lokasie waarin hulle woon beperk word.

6.2 Omdat [REDACTED] en [REDACTED] tot 'n lokasie waarin daar nie 'n polisieostasie is nie, beperk word, word hulle nie aangesê om daaglik aan te meld nie.

7. Daar word aan die hand gedoen dat die vraag of artikel 10(1)(a) gewysig moet word, oorgehou word tot na afloop van die appèl in die Transvaalse Provinsiale Afdeling van die Hooggeregshof. Die kwessie sal onmiddellik daarna in die lig van gebeure aandag geskenk word.

DIE SEKRETARIS.

Kennisgewings geteken en voorstel in paragraaf 7 goedgekeur.

B.J. VORSTER. 30/1/63.

MINISTER.

Kennisgewings in my teenwoordigheid geteken.

J.B.W. MEYER.

PRIVAATSEKRETARIS.

DECLASSIFIED

17/33/7

Republiek  
~~XXXX~~  
/MS

Republie  
~~XXXX~~

LANDDROS,  
JOHANNESBURG.

30 November 1962.

VERTROULIK

Die Sekretaris van Justisie,  
PRETORIA.

REKORD VAN UITSONDERINGS GEMAGTIG DEUR LANDDROS  
INGEVOLGE ARTIKELS 5(1)(e), 9(1) EN 10(1)(a) VAN WET  
NO. 44 van 1950.

U diensbrief No. 1/330/30 van 15.11.1962. verwys.

Naam: MICHAEL HARNEL

Hoofkantoor lêer No: 2/50/9.

Wetsbepalings ingevolge waarvan beperk en kort uiteensettings  
daarvan:-

Kennisgewing ingevolge artikel 10(1)(a) van Wet No.  
44 van 1950 gedateer 5 November, 1962. -

- (a) dat hy nie sy woonperseel verlaat nie;
- (b) dat hy nie in verbinding tree met enige persoon  
waarna in paragraaf (b) van genoemde Kennisgewing  
gedateer 5 November, 1962, verwys word, of persone  
wat aan 'n verbod ingevolge genoemde Wet of die  
Wet op Oproerige Byeenkomste (Wet No. 17 van 1956)  
onderhewig is;
- (c) dat hy geen besoekers by sy woonperseel ontvang nie.

Uiteensetting van Aansoek	Polisie se aanbeveling	Landdros se besluit	Opmerkings
Aansoek om werk te soek.	Aanbeveel	Goedgekeur	Sien aanhangsel

*L. J. ...*

17/33/4/4

Republiek  
~~XXXX~~  
ID/MS

Republic  
~~XXXX~~

MAGISTRATE,  
JOHANNESBURG.

30th November, 1962.

FOR ATTENTION: MR. J. KANTOR

Messrs. James Kantor & Partners,  
P.O. Box 734,  
JOHANNESBURG.

Gentlemen,

RESTRICTIONS : MR. MICHAEL HARMEL

On 15 November, 1962, Mr. Kantor wrote about Mr. Harmel

The restrictions imposed by the Minister of Justice in his Notice dated 5 November, 1962, are hereby relaxed to the following extent:

- (a) Mr. Harmel may absent himself from his home between the hours of 9 a.m. and 12 midday from Mondays to Fridays for the express purpose of enabling him to seek bona fide employment, provided he reports daily, from Monday to Friday, between the hours of 9.30 a.m. and 11.30 a.m., to the Police at Marshall Square, Johannesburg;
- (b) Should he obtain employment he may approach me for further relaxation;
- (c) The above relaxation will lapse on 28 February, 1963, if Mr. Harmel does not find employment before then.

It should be noted that Mr. Harmel may not communicate with any person referred to in paragraph (b) of the said Notice dated 5 November, 1962, or with persons in respect of whom any prohibition under the Riotous Assemblies Act (Act No. 17 of 1956) is in force.

Yours faithfully,

I. DEKENAH

CHIEF MAGISTRATE

NAME: MICHAEL HARMEL

HEAD OFFICE FILE NO: 2/50/9.

Employment was offered to Mr. Harmel by Messrs. Richard N. Harvey (Pty.) Ltd. as a commission traveller in Johannesburg and on the Reef.

The application was not recommended by the Police and was refused by the Magistrate.

2/50/9.

Messrs. Kantor, Zwarenstein  
and Partners,  
P.O. Box 734,  
JOHANNESBURG.

-5.12.1962

Gentlemen,

RE: NOTICE IN TERMS OF SECTION 10(1) OF  
ACT NO. 44 OF 1950 : MR. M.A. HARMEL.

With further reference to your letter of the  
20th November, 1962, I am directed by the Honourable  
the Minister of Justice to advise you as follows:-

Reasons and Information:

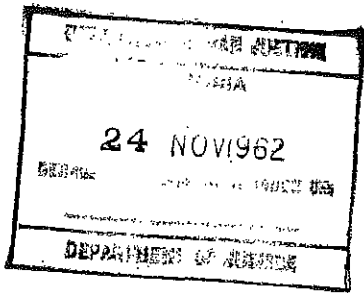
Your client's name appears on the list in the  
custody of the officer referred to in section eight  
of the Suppression of Communism Act, 1950  
(Act No. 44 of 1950).

Yours faithfully,

**J. GREEFF:**

SECRETARY FOR JUSTICE.

*lvz* 3/12/62  
*Ques* 4/12/62  
*L* 5.12.62  
*tru* 6.12.62.



J.21/22/1.

23 NOV 1962

Mesars. Kantor, Zwarenstein  
and Partners,  
P.O. Box 734,  
JOHANNESBURG.

Gentlemen,

RE: REASONS FOR NOTICE IN TERMS OF  
THE SUPPRESSION OF COMMUNISM ACT:  
MR. MICHAEL HARMEL.

I have been instructed by the Honourable  
the Minister of Justice to acknowledge the re-  
ceipt of your letter of the 20th November, 1962,  
and to inform you that the request on behalf of  
your client is receiving attention.

Yours faithfully,

J. B. W. MEYER

PRIVATE SECRETARY.

23 NOV 1962

THE SECRETARY FOR JUSTICE.

Forwarded by direction for your disposal  
please.

*m. rem. me -  
BR 26/11/62  
GTH  
B  
21/11/62*



PRIVATE SECRETARY.

*Kantor, Lwarsenstein & Partners*

JAMES KANTOR  
HAROLD WOLPE (B.A. SOC. SCIENCE LL.B.)  
ASSISTED BY  
ABRAHAM KANTOR

ATTORNEYS, NOTARIES PUBLIC  
AND CONVEYANCERS

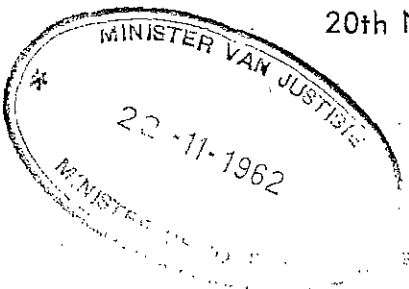
TELEPHONES 835-5905/6  
TELEGRAPHIC ADDRESS, "BAILBOND"

*Second Floor  
Provident Assurance House  
Cor. Simmonds & Commissioner Sts.  
Johannesburg.*

YOUR REF.:  
OUR REF.: Mr. J. Kantor

20th November 1962

The Minister of Justice,  
Palace of Justice,  
PRETORIA.



Dear Sir,

RE: MICHAEL HARMEL -- NOTICE IN TERMS OF  
PARAGRAPH (9a) of SUB-SECTION (1) OF SECTION TEN OF  
THE SUPPRESSION OF COMMUNISM ACT 1950

We have been instructed by our client Mr. M. Harmel to address you in regard to the abovementioned notice

Our client wishes to obtain from you the reasons for the abovementioned order having been imposed upon him, and consequently we would appreciate it if you would let us have the reasons as soon as possible.

Yours faithfully,

JAMES KANTOR & PARTNERS.

JK/DM

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2/50/9.

GEHEIM.

24.11.1962

Die Sekretaris van Arbeid,  
PRETORIA.

BEPERKINGS: MICHAEL HARMEL.

Afskrif van 'n kennisgewing ingevolge artikel  
10(1)(a) van Wet No. 44 van 1950 wat op 9 November 1962  
op bogenoemde beteken is, gaan hiermee vir u inligting.

**S. J. RENKE**  
SECRETARIS VAN JUSTISIE.

DECLASSIFIED



TO: MICHAEL HARMEL,  
47 HIGH ROAD,  
GARDENS,  
JOHANNESBURG.

NOTICE IN TERMS OF PARAGRAPH (a) OF SUB-SECTION (1)  
OF SECTION TEN OF THE SUPPRESSION OF COMMUNISM ACT,  
1950 (ACT NO. 44 OF 1950).

WHEREAS your name appears on the list in the custody of the officer referred to in section eight of the Suppression of Communism Act, 1950 (Act No. 44 of 1950), I, BALTHAZAR JOHANNES VORSTER, Minister of Justice of the Republic of South Africa, in terms of paragraph (a) of sub-section (1) of section ten of the said Suppression of Communism Act, 1950, prohibit you for a period commencing on the date on which this notice is delivered or tendered to you and expiring on the 31st October, 1967, from -

- (a) absenting yourself from the residential premises situate at 47 High Road, Gardens, Johannesburg;
- (b) communicating in any manner whatsoever with any person whose name appears on any list in the custody of the officer referred to in section eight of the said Suppression of Communism Act, 1950, or in respect of whom any prohibition under the said Suppression of Communism Act, 1950, is in force: Provided that this prohibition shall not apply with reference to your wife Ray Harmel;
- (c) receiving at the said residential premises any visitor other than a medical practitioner for medical attendance on you or members of your household, if the name of such medical practitioner

2/...



does not appear on any list in the custody of the officer referred to in section eight of the said Suppression of Communism Act, 1950, and no prohibition under the said Suppression of Communism Act, 1950, is in force in respect of such medical practitioner.

The notice in terms of sub-section one of the said section ten dated the 30th March, 1962, which is at present in force against you, is hereby withdrawn.

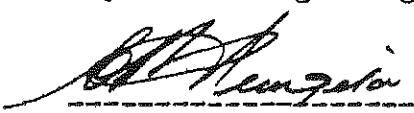
Given under my hand at Pretoria on this <sup>5<sup>th</sup></sup>  
day of *November*, 1962.

  
MINISTER OF JUSTICE.

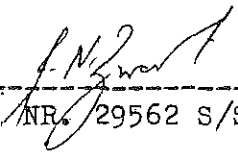
NOTE.

The Magistrate, Johannesburg, has in terms of section 10(1)(a) of the abovementioned Act been empowered to authorize exceptions to the prohibitions contained in this notice.

I certify having executed this notice by serving the original copy personally upon the withinnamed person at his place of residence at 47 High Road, Gardens, Johannesburg, on 9.11.62 at 7.10pm at the same time explaining to him the nature and exigency thereof.  
(Die feit dat die Minister van Justisie nie in sy weg staan indien hy 'n bona fide werk aanvaar is ook by hom tuis gebring.

  
-----  
NR. 20408 SERSANT.

GETUIE:-

  
-----  
NR. 29562 S/SERSANT.

DECLASSIFIED

2/50/9.

1962.11.14

GEHEIM.

DIE LANDDROS VAN JOHANNESBURG.

BEPERKINGS : MICHAEL HARMEL.

Afskrif van 'n kennisgewing ingevolge artikel 10(1)(a) van Wet No. 44 van 1950 wat op 5 November 1962 ten opsigte van bogenoemde uitgereik is, gaan hiermee vir u inligting.

Sy Edele die Minister van Justisie het u en u Adjunk ingevolge die artikel voormeld gemagtig om, onderhewig aan onderstaande voorskrifte, uitsonderings op die beperkings vervat in die kennisgewing te magtig:

- (a) Die Veiligheidspolisie, The Grays, moet, indien doenlik, oor elke aansoek geraadpleeg word en moet so spoedig moontlik nadat enige uitsondering gemaak is, van die terme daarvan verwittig word.
- (b) Geen uitsondering moet die uitwerking hê dat Harmel gemagtig word om met 'n persoon wie se naam op 'n lys in bewaring van die in artikel 4 van Wet No. 44 van 1950, bedoelde beampste voorkom, of persone wat aan 'n verbod ingevolge genoemde Wet of die Wet op Oproerige Byeenkomste (Wet No. 17 van 1956) onderhewig is, in verbinding te tree nie.

S. J. RENKE

SEKRETARIS VAN JUSTISIE.

GEHEIM.

1962.11.14

Die Kommissaris van die  
Suid-Afrikaanse Polisie,  
Posbus 1895,  
PRETORIA.

Afskrif vir u inligting.

U No. [REDACTED] [REDACTED] het betrekking.

S. J. RENKE

SEKRETARIS VAN JUSTISIE.

4013/11/62

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2/5/62

2/50/9.

GEHEIM.

DIE SEKRETARIS/MINISTER.

BEPERKINGS: MICHAEL HARMEL.

1. Soos blyk uit die memo hieronder, het die Minister reeds akkoord gegaan dat Harmel onder groep (a) val, met ander woorde hy moet onder 24 uur huisarres geplaas word tot tyd en wyl hy bona fide werk aanvaar. Daarna sal hy onder nagarres geplaas word.

2. Harmel woon saam met sy eggenote<sup>en dogter</sup> en het ook n telefoon in sy huis. Ons ag dit dus nie nodig om enige ander toegewings, behalwe die ontvangs van n geneesheer, te maak nie. Die polisie sal ook versoek word om wanneer die kennisgewing beteken word, Harmel daarop te wys dat die Minister nie in sy weg sal staan indien hy bona fide werk wil aanvaar nie en dat hy by die Landdros toestemming kan aanvra om sy woning te verlaat vir die doel om werk te gaan soek.

3. Die nodige kennisgewing is in die omslag vir die Minister om te teken asseblief indien hy goedkeur.

4.1 Die Minister is verplig om aan Harmel redes en gegewens te verstrek ten opsigte van die beperking indien hy daarom sou vra.

4.2 Daar word voorgestel dat die volgende redes aan hom verstrek word:

Dat hy gedurende die tydperk 1951 tot 1962 byeenkomste bygewoon of toegesprek het, uitlatings gemaak het of deelgeneem het aan bedrywighede, as gevolg waarvan die Minister oortuig is dat hy die verwesenliking van sekere van die oogmerke van kommunisme en sekere doen of late wat bereken is om die verwesenliking van so n oogmerk te bevorder, in sekere gebiede bepleit, aangeraai,

2/...

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verdedig en aangemoedig het en waarskynlik die verwesenliking van so n oogmerk of so n doen of late in een of ander gebied sal bepleit, aanraai, verdedig of aanmoedig.

4.3 Op 7 Junie 1962 is hy van gegewens voorsien. Daar word voorgestel dat hy na daardie gegewens verwys word en meegedeel word dat die res van die gegewens nie sonder benadeling van die openbare beleid bekend gemaak kan word nie.

5. Artikel 10(1) bepaal dat die Minister of n landdros wat ooreenkomstig sy algemene of spesiale voorskrifte optree, uitsonderings op die beperkings kan magtig. Harmel sal dan sekerlik van tyd tot tyd om die een of ander vergunning aansoek doen. Daar word voorgestel dat die Minister in dié geval die Hooflanddros van Johannesburg en sy Adjunk magtig om sodanige uitsonderings te maak onderhewig aan die volgende voorskrifte:-

- (a) Die Veiligheidspolisie, The Grays, Johannesburg, moet, indien doenlik, oor elke aansoek geraadpleeg word.
- (b) Die Veiligheidspolisie moet so spoedig moontlik nadat enige uitsonderings gemaak is, van die terme daarvan verwittig word.
- (c) Geen uitsondering moet die uitwerking hê dat Harmel gemagtig word om met "gelystes" of persone wat aan n verbod ingevolge die Wet onderhewig is, in verbinding te tree nie.

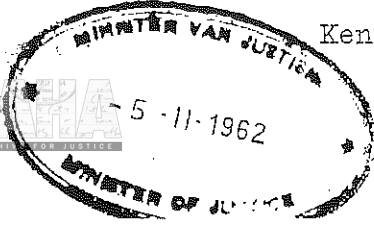
*Handwritten notes:*  
 2.11.62  
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DIE SEKRETARIS.

Kennisgewings geteken en redes en gegewens goedgekeur. Die voorstel in paragraaf 5 vervat, goedgekeur.

*Handwritten signature:*  
 MINISTER. 5/11/62

Kennisgewings in my teenwoordigheid geteken.



2/50/9.

NAAM: Michael Harmel.

RAS: Blanke.

ADRES: Highstraat 47, Gardens, Johannesburg.

HUWELIKSTAAT: Getroud.

BEROEP: Werkloos.

VORIGE BEPERKINGS: Gebiedsbeperking en verbod op bywoning van vergaderings. Ook aangesê om as lid van sekere organisasies te bedank.

ALGEMEEN: Hy is n "gelyste" persoon en kan sekerlik as lid van die kerngroep kommuniste in Johannesburg beskou word. Die afleiding blyk geregverdig te wees dat hy voltyds besig met knoewerk is en dat hy groot gevaar vir die land inhou. Daar bestaan trouens n sterk vermoede dat n voertuig aan hom toegeken is spesiaal om sy bedrywighede effektief voort te sit.

Hy verdien geen simpatie hoegenaamd nie.

Qm  
18/10/62

Alle huiusdie toevoegings by  
my "basa file" wys  
op die skatting van  
Helen Joseph. alle periodes  
waartoe sy ook wys.  
J. M. M.  
22/10/62

P.B. Wankberg, bestuurder en  
Leon Levi waartoe ook "Joseph"  
huiusdie wys.

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REPUBLIEK VAN SUID-AFRIKA.

DEPARTEMENT VAN JUSTISIE,

VERITASGEBOU,

PRIVAATSAK 81,

PRETORIA.

GEHEIM.

23. 10. 1962

Die Kommissaris van die  
Suid-Afrikaanse Polisie,  
Posbus 1895,  
PRETORIA.

BEPERKINGS: *MICHAEL HARMEL*

Met verwysing na u diensbrief No. [REDACTED]  
van 8. 8. 1962 sal dit waardeer word indien u  
my so spoedig moontlik wil voorsien van verdere besonderhede  
soos beoog in die vræelys wat aan u verskaf is. In die  
onderhawige geval word u aandag in die besonder op vræe  
2, 6, 7, 8, 9, 10 en 13 gevestig.

Indien die besonderhede wat u reeds verskaf het  
miskien intussen verouderd geraak het, moet u asseblief  
my aandag daarop vestig en die korrekte besonderhede  
vermeld.

*[Handwritten Signature]*  
SEKRETARIS VAN JUSTISIE.

DECLASSIFIED

2/50/9.

GEHEIM.DIE SEKRETARIS/MINISTER.VERSLAG: MICHAEL HARMEL.

1. n Versoek van die Polisie vir n verbod op die bywoning van byeenkomste kragtens artikel 5(1)(e)II en n gebiedsbepierking ingevolge artikel 10(1) is op die lêer (vlag - 8/8/62).
2. Harmel is deur die beredderaar as n kommunist gelys en sy naam verskyn teenoor nommer 4 op die lys.
3. Op 8 Mei 1952 is hy deur die Minister gelas om as lid van n aantal organisasies te bedank en verbied om byeenkomste vir 2 jaar by te woon. Op 7 Junie 1954 is n verbod op byeenkomste vir 2 jaar uitgereik, op 28 Maart 1957 vir 5 jaar en op 30 Maart 1962 vir n verdere 5 jaar. Op laasgenoemde datum is hy ook beperk tot verblyf binne die landdrosdistrik van Johannesburg.

AANBEVELING.

4. Volgens die jongste polisiememorandum ( ) hou Harmel hom nog steeds met geheime bedrywighede besig. Sy optrede skep groot gevaar vir die veiligheid van die staat en gevolglik word dit aanbeveel dat albei die versoeke van die polisie toegestaan word en dat die kennisgewings gedateer 30 Maart 1962, ingetrek word.

REDES EN GEGEWENS.

- 5.1 Ten opsigte van die verbod insake byeenkomste is die Minister nie verplig om redes en gegewens te verstrek nie, maar wel ingevolge artikel 10(1)(bis) wat die gebiedsbepierking betref.

2/...



.2.

5.2 Dit word aanbeveel dat as rede vir sy gebiedsbepanking hy meegedeel word dat sy naam op n lys in die bewaring van die in artikel agt bedoelde beampste voorkom.

5.3 Omdat sy bedrywighede, veral gedurende die afgelope 5 jaar, agter die skerms plaasgevind het, is dit nie in die openbare belang dat die Minister aan hom enige gegewens verstrek nie.

*J. Kraaijeveld*  
21/8/82.  
VEILIGHEIDSBEAMPTÉ.

RECEIVED  
MAY 23 1962  
JUN 23 1962

P.O. BOX 734

*Kantor, Zwarenstein & Partners*

JAMES KANTOR  
HAROLD WOLPE (B.A. SOC. SCIENCE LL.B.)  
ASSISTED BY  
ABRAHAM KANTOR

ATTORNEYS, NOTARIES PUBLIC  
AND CONVEYANCERS

TELEPHONES 835-5905/6  
TELEGRAPHIC ADDRESS: "BAILBOND"

V/S.

*Second Floor  
Provident Assurance House  
Cor. Simmonds & Commissioner Sts.  
Johannesburg.*

YOUR REF.: J 21/22/1  
Mr. Wolpe  
OUR REF.:

AIRMAIL

6th June 1962

The Minister of Justice,  
Marks Bldg.  
CAPE TOWN

MINISTER VAN JUSTISIE  
8 JUN 1962  
MINISTER OF JUSTICE

Dear Sir,

RE: NOTICE IN TERMS OF THE SUPPRESSION OF  
COMMUNISM ACT MR. M.A. HARMEL

We refer to our letters of the 17th and 24th ultimo to which we are astonished to note that we have not had the courtesy of a reply. We originally wrote to you on the 18th April asking for reasons for the notice served on our client in terms of Section FIVE of the Suppression of Communism Act No. 1950, and it appears to us that an extraordinary length of time has been taken to receive the said reasons.

Yours faithfully,

KANTOR ZWARENSTEIN & PARTNERS

HW/DM

6 JUN 1962  
- 6. 6. 1962

~~R/R~~

P.O. BOX 734

*Kantor, Zwarenstein & Partners*

JAMES KANTOR  
HAROLD WOLPE (B.A. SOC. SCIENCE LL.B.)  
ASSISTED BY  
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AND CONVEYANCERS

TELEPHONES 835-5905/6  
TELEGRAPHIC ADDRESS: "BAILBOND"

*N/S*

*Second Floor  
Provident Assurance House  
Cor. Simmonds & Commissioner Sts.  
Johannesburg.*

YOUR REF.: J21/22/1  
OUR REF.: Mr. Wolpe

24th May 1962

AIRMAIL

The Minister of Justice  
Marks Bldg.  
CAPE TOWN



Dear Sir,

RE: NOTICE IN TERMS OF THE SUPPRESSION  
OF COMMUNISM ACT MR. M.A. HARMEL

We refer to our letter of the 17th instant and would now be pleased to receive your reply in regard to our letter of the 18th ultimo.

Yours faithfully,

KANTOR ZWARENSTEIN & PARTNERS.

HW/DM

2/50/9.

27.6.1962

Messrs. Kantor, Zwarenstein and  
Partners,  
P.O. Box 734,  
JOHANNESBURG.

Gentlemen,

RE: NOTICE IN TERMS OF SECTION 10(1) OF ACT  
NO. 44 OF 1950: MR. M.A. HARMEL.

With further reference to your letter of the 18th April, 1962, I am directed by the Honourable the Minister of Justice to advise you as follows:-

1. Reasons:

During the period 1951 to 1961 your client attended or addressed meetings, made utterances or took part in activities as a result of which the Honourable the Minister is satisfied that in certain areas your client advocated, advised, defended or encouraged the achievement of certain of the objects of communism and certain acts or omissions which were calculated to further the achievement of such object and is likely to advocate, advise, defend or encourage the achievement of such object or such act or omission in some area or other.

2. Information:

All the information which induced the Honourable the Minister to issue the abovementioned notice can, in his opinion, not be disclosed without detriment to public policy but, apart from the information upon which he acted and cannot disclose, the following information, as to the reliability whereof he is satisfied, also weighed with him:

- (a) On the 24th February, 1951, your client attended a protest meeting held under the auspices of the African National Congress, African People's Organisation and Transvaal Indian Congress in Johannesburg. Approximately two hundred persons, mostly Bantu, attended. Persons who addressed the meeting criticised the Pass Laws, colour bar and Apartheid Laws.

The following resolution was unanimously adopted:

2/...

"To oppose, with all the means within our power, the policy of apartheid and call upon all freedom loving South Africans to unite in organisations to resist all attempts at Fascism in this country. We demand the withdrawal of the Franchise Bill. We demand the total abolition of the Pass Laws, the abolition of the Group Areas Act and the Ghetto Act, the repeal of the Suppression of Communism Act, a living wage with adequate living allowance, and finally we demand the abolition of all discriminatory legislation."

- (b) On the 7th December, 1953, your client addressed a meeting held under the auspices of the Freedom of Speech Committee at Johannesburg where he said inter alia:

"The Police tell Mr. Swart what to do. I think when they started banning people, they thought that the people would get scared. I say it is up to us to stand by the African National Congress and the Indian Congress."

- (c) In The Star of the 25th November, 1959, your client expressed himself as follows in connection with the banning of Elizabeth Mafekeng by the Honourable the Minister of Bantu Administration and Development:

"All the Minister can say to justify himself, is that he is convinced that it is in the public interest. This shows little respect for the public whose interests he purports to protect. It is up to the people of South Africa to make it clear that there are limits to our toleration of arbitrary behaviour, arrogance and cruelty from this Government. The treatment of Mrs. Mafekeng transcends all such limits."

It is pointed out that the Honourable the Minister is not by law required to reply to the questions contained in paragraph 1 of your letter.

W. J. GROBEELAAR

SECRETARY FOR JUSTICE.

SR 5/6/62  
cum 5/6/62  
6.6.62 9/5.6.62

2/11/62

5 JUN 1962

P.O. BOX 734

*Kantor, Zwarenstein & Partners*

*V/S*

JAMES KANTOR  
HAROLD WOLPE (B.A. SOC. SCIENCE LL.B.)  
ASSISTED BY  
ABRAHAM KANTOR

ATTORNEYS, NOTARIES PUBLIC  
AND CONVEYANCERS

TELEPHONES 835-5905/6

TELEGRAPHIC ADDRESS: "BAILBOND"

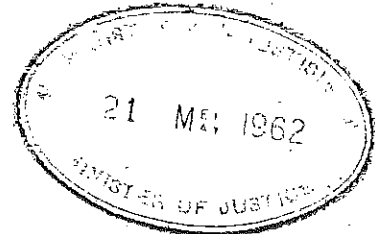
*Second Floor  
Provident Assurance House  
Cor. Simmonds & Commissioner Sts.  
Johannesburg.*

YOUR REF.: J. 21 /22/1  
OUR REF.: Mr. Wolpe

17th May 1962

AIRMAIL

The Minister of Justice,  
Marks Bldgs.  
CAPE TOWN



Dear Sir,

RE: NOTICE IN TERMS OF THE SUPPRESSION  
OF COMMUNISM ACT MR. M. A. HAMEL

We refer to your letter of the 2nd instant and would be pleased now to receive your further advices in regard to our letter of the 18th ultimo.

Yours faithfully,

KANTOR ZWARENSTEIN & PARTNERS

HW/DM

DEPARTEMENT VAN JUSTISIE  
PRETORIA  
- 7 - 5 - 1962  
DEURGESTUUR DEURSENT THROUGH ON  
REPUBLIC OF SOUTH AFRICA.  
DEPARTEMENT VAN JUSTISIE

2/50/9.  
J. 21/22/1.

52 MAY 1962

Messrs. Kantor, Zwarenstein  
and Partners,  
P. O. Box 734,  
JOHANNESBURG.

Gentlemen,

RE: NOTICE IN TERMS OF THE  
SUPPRESSION OF COMMUNISM ACT:  
MR. M. A. HARMEL.

With reference to your letter of  
the 18th April, 1962, and by direction of  
the Honourable the Minister of Justice, I  
wish to inform you that the representations  
on behalf of the abovenamed, are receiving  
attention.

A further communication will be  
addressed to you in due course.

Yours faithfully,

J. B. W. MEYER  
PRIVATE SECRETARY.

THE SECRETARY FOR JUSTICE.

Forwarded by direction for your  
disposal, please.

*Algemein uit dis ont  
Wulke uit familie kantoor  
deur gestuur deur sent - by onse  
stunt refer  
8/6/62*

*EMW  
re skrywers  
het refer kille voorje  
as 5000 van die antwoord  
deur gestuur deur sent.  
BA  
7/5/62*

*[Signature]*  
PRIVATE SECRETARY.

- 2 MAY 1962

2.5.62

*Kantor, Kwarenstein & Partners*

JAMES KANTOR  
 HAROLD WOLPE (B.A. SOC. SCI. LL.B.)  
 ASSISTED BY  
 ABRAHAM KANTOR

ATTORNEYS, NOTARIES PUBLIC  
 AND CONVEYANCERS

TELEPHONES 835-5905/6

TELEGRAPHIC ADDRESS: "BAILBOND"



*Second Floor  
 Provident Assurance House  
 Cor. Simmonds & Commissioner Sts.  
 Johannesburg.*

YOUR REF.:

OUR REF.:

Mr. Wolpe

18th April 1962

The Minister of Justice  
 Palace Of Justice  
 PRETORIA:

Dear Sir,

We refer to a document "Notice in Terms of Sub-Section One of Section Ten of the Suppression of Communism Act, 1950 (Act No. 44 of 1950) as amended" dated the 30th day of March 1962, signed by the Minister of Justice and served on our client Mr. M.A. Harmel. Our client requires, in terms of the Act, to be supplied with the following information:—

1. In regard to the factual report of the committee appointed in terms of Section 17 of the Act:—
  - (a) When was such committee appointed?
  - (b) What was the personnel of the said committee and what were the qualifications and names of the individual members thereof?
  - (c) What were the terms of reference of the said committee?
  - (d) What was the information conveyed to the committee which enabled it to compile the said factual report?
  - (e) What were the sources of such information, and was any opportunity afforded by the committee to persons other than the staff and the Department of Police to make any representations?
  - (f) When did the committee complete its factual report?
  - (g) When was the said factual report submitted to the Minister?
  - (h) When was the said report considered by the Minister in terms of Section 17 of the said Act?
  - (i) A full copy of the said report, alternatively so much thereof as is possible, is requested.
2.
  - (a) As regards the reasons for the purported notice, what

- IF \_\_\_\_\_/



if any, were the reasons of the Minister for issuing the said notice?

(b) What, if any, was the information which induced the Minister to issue the said notice?

Kindly let us have the information requested as soon as possible.

Yours faithfully,

KANTOR ZWARENSTEIN & PARTNERS

HW/DM

DECLASSIFIED

Republiek  
XXX

Republic  
XXXX

2/50/9.

GEHEIM.

DIE LANDROOS VAN JOHANNESBURG.

1. 5. 1962

BETREKINGS: N. HANDEL.

A  
Afskrifte van kennisgewings ingevolge artikels 5(1)(e) en 10(1) van Wet No. 44 van 1950 wat op 31 Maart 1962 op bogenoemde beteken is, gaan hiermee vir u inligting.

S. J. RENKE.

SEKRETARIS VAN JUSTISIE.

1. 5. 1962

GEHEIM.

Die Sekretaris van Arbeid,  
PRETORIA.

A  
Afskrifte van die kennisgewings hierbo vermeld, gaan hiermee vir u inligting.

S. J. RENKE

SEKRETARIS VAN JUSTISIE.



NOTICE IN TERMS OF PARAGRAPH (e) OF SUB-SECTION ONE OF SECTION FIVE OF THE SUPPRESSION OF COMMUNISM ACT, 1950 (ACT NO. 44 OF 1950), AS AMENDED.

WHEREAS your name appears on the list in the custody of the officer referred to in section eight of the abovementioned Act;

NOW THEREFORE, I, BALTHAZAR JOHANNES VORSTER, in my capacity as Minister of Justice for the Republic of South Africa, by virtue of the powers conferred upon me by paragraph (e) of sub-section one of section five of the Suppression of Communism Act, 1950 (Act No. 44 of 1950), as amended, do hereby prohibit you from attending, during a period of five years as from the date that this notice is delivered or tendered to you, any gathering in any place within the Republic of South Africa or the territory of South-West Africa.

CAPE TOWN


Given under my hand at on this  
the 30<sup>th</sup> day of March 1962.

  
MINISTER OF JUSTICE.

TO: Michael Harmel,  
47 High Road,  
Orchards,  
JOHANNESBURG.

I certify having served the original of this notice upon the within-named personally at place of residence at 47 High Road, Gardens, Johannesburg at 9.45 a.m. on 11st March 1962, at the same time explaining to him the nature thereof.

WITNESSES

  
..... 292 SLA

  
.....  
No. 20408 Sgt.



NOTICE IN TERMS OF SUB-SECTION ONE OF SECTION TEN  
OF THE SUPPRESSION OF COMMUNISM ACT, 1950 (ACT NO.  
44 OF 1950), AS AMENDED.

WHEREAS I am satisfied that you are within the Republic of South Africa advocating, advising, defending or encouraging the achievement of the objects of communism and acts or omissions which are calculated to further the achievement of those objects and are likely to advocate, advise, defend or encourage those objects, acts or omissions;

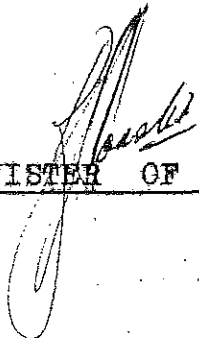
NOW THEREFORE, I, BALTHAZAR JOHANNES VORSTER, in my capacity as Minister of Justice for the Republic of South Africa, by virtue of the powers conferred upon me by sub-section one of section ten of the Suppression of Communism Act, 1950 (Act No. 44 of 1950), as amended, and after having considered a factual report relating to you, made by a Committee appointed in terms of section seventeen of the said Act, hereby prohibit you for a period of five years as from a date seven days after the date upon which this notice is tendered or delivered to you, from being within any part of the Republic of South Africa <sup>and</sup> on the territory of South-West Africa other than such part of the magisterial district of Johannesburg as does not fall within -

2/.....



- (a) any location, native hostel or native village as defined in the Natives (Urban Areas) Consolidation Act, 1945 (Act No. 25 of 1945),
- (b) the area of jurisdiction of the Alexandra Local Area Committee as defined in Administrator's Proclamation No. 27 of the 3rd February, 1958,
- (c) any native compound, and
- (d) the premises of any factory as defined in the Factories, Machinery and Building Work Act, 1941 (Act No. 22 of 1941).

Given under my hand at CAPE TOWN on this 30<sup>th</sup>  
day of March, 1962.

  
MINISTER OF JUSTICE.

TO: Michael Harmel,  
47 High Road,  
Orchards,  
JOHANNESBURG.

I certify having served the original of this notice upon the within-named personally at place of residence at 47 High Road, Gardens, Johannesburg at 9.45 a.m. on 31st March 1962, at the same time explaining to him the nature thereof.

WITNESS:  .....

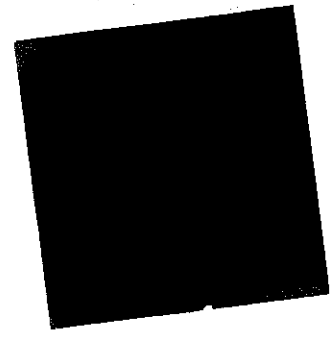
  
.....  
No. 20408 Sgt.

*EM*  
*A*  
*2/4/62*

PER LUGPOS NA KAAPSTAD.

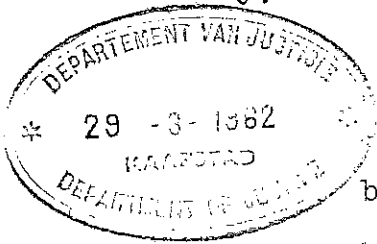
*Johannes*

DIE SEKRETARIS.



*2/5/62*  
*1/1*

I/S: M. HARMEL.



Met die oog daarop dat Harmel beplan om binnekort besoek aan Basoetoland te bring, het Kompol se plaaslike kantoor versoek dat voorrang aan sy geval verleen moet word. U sal dus miskien oorweeg om, nadat die Minister die stukke geteken het, met majoor Prinsloo van die Veiligheidspolisie aldaar te skakel.

*SR 26/3/62*  
*26.3.62* *27.3.62*  
*A 27/3/62* *27.3.62*

*4 Afskryfte van elk een van hierdie aan Kompol oorkantig.*

*MR. 27/3/62*

KAAPSTAD.

GEHEIM.

DIE SEKRETARIS/MINISTER.

BEPERKINGS: MICHAEL HARMEL: BLANKE.

1. Michael Harmel, 'n "gelyste" persoon, is op 15 April 1957 ingevolge artikel 5(1)(e) van die Wet op die Onderdrukking van Kommunisme verbied om vir 'n tydperk van vyf jaar byeenkomste by te woon. Die verbod verval dus op 14 April 1962 en Kompol versoek dat 'n soortgelyke verbod vir 'n verdere tydperk van vyf jaar opgelê word. Kompol versoek verder dat Harmel ingevolge artikel 10(1) van die Wet tot die landdrosdistrik Johannesburg (met uitsondering van sekere verbode gebiede in die distrik) beperk moet word. (██████████).

2. Die blote feit dat Harmel 'n "gelyste" persoon is, is genoegsaam om 'n verbod ingevolge artikel 5(1)(e) van die Wet op te lê. Geen redes of gegewens hoef ten opsigte van so 'n beperking verstrek te word nie.

3. Alvorens 'n beperking ingevolge artikel 10(1) van die Wet opgelê kan word, moet 'n feiteverslag oorweeg word. So 'n verslag ten opsigte van Harmel is reeds op 11 Maart 1960 deur die Feitekomitee ingedien. Daarin word onder andere bevind dat "Harmel die verwesenliking van sekere van die oogmerke van die Kommunisme bepleit, aangerai, verdedig en aangemoedig het en dat hy dit waarskynlik in die toekoms ook sal doen". (Bladsy 17 van die verslag). Die Veiligheidsbeampte het egter destyds daarop gewys dat Harmel ~~so~~ gereis het nie en da

die gebied van sy optrede hoofsaaklik tot Johannesburg beperk was. Hy het dus 'n gebiedsbeperking nutteloos geag en aanbeveel dat geen verdere stappe op daardie tyd-stip gedoen moes word nie. Uit 'n memorandum wat nou deur Kopol voorgelê is, blyk dit egter dat Harmel besoek aan Swasieland en die buiteland afgelê het - twee van sy besoeke aan die buiteland het, na verneem word, besoeke aan Moskou ingesluit - en hy beplan om eersdaags 'n besoek aan Basoetoeland te bring. Die Veiligheidsbeampte beveel dus aan dat 'n gebiedsbeperking nou opgelê word.

4. Harmel was 'n uiters bedrywige lid van die Kommunistiese Party van Suid-Afrika en uit die wyse waarop hy voortdurend met ander "gelyste" persone en linksgesindes skakel, is dit duidelik dat hy geensins van sy vorige sienswyse afgewyk het nie. Vrye beweging van so 'n persoon kan uiters nadelig en gevaarlik wees. Die Departement is dus ten gunste daarvan dat hy beperk word soos deur Kopol aanbeveel.

5. Die nodige kennisgewings is in die omslag vir die Minister om te teken asseblief indien hy daartoe bereid is

6. As die Minister die beperkings oplê, is Harmel gereg om redes en gegewens ten opsigte van die gebiedsbeperking te vra. Die redes en gegewens wat aan hom verstrekk kan word, is vervat in paragraaf 4.2 van die Veiligheidsbeampte se memorandum. ("Redes"). Die Departement gaan akkoord met die Veiligheidsbeampte se aanbeveling in die verband en sal dit waardeer as die Minister die redes en gegewens wil goedkeur.

*SR 26/3/62*  
*26.3.62*  
*27.3.62*  
*27/3/62*  
*20.3.62*  
*27.3.62*

DIE SEKRETARIS.

*Die redes wat verskaf kan word is van oud maar dit is al wat julle het*

Kennisgewings geteken en redes en gegewens goedgekeur.





GEHEIM.

DIE SEKRETARIS/MINISTER.

GEWYSIGDE AANBEVELING: BEPERKINGS MICHAEL HARMEL.

1. Sien aanbeveling (gevlag - 12/3/60) en polisie-versoek (gevlag - 21/3/62) in die lêer.
2. Die verbod op byeenkomste ingevolge artikel 5(1) is verval op 15/4/62. Dit is noodsaaklik dat 'n soortgelyke beperking weer ingestel word.
3. Volgens die jongste polisiememorandum (vlag - memo) blyk dit dat Harmel in die buiteland en Swaziland besoek afgelê het. Hy beplan reeds weer 'n besoek eersdaags aan Basoetoeland. Dit word dus aanbeveel dat die polisieversoek vir 'n gebiedsbeperking deur die Minister goedgekeur word.

REDES EN GEGEWENS.

- 4.1 Ingevolge artikel 10(1) (bis) is die Minister verplig, indien Harmel daarom sou vra, om aan hom die redes vir die kennisgewing en soveel van die gegewens wat die Minister beweeg het om dit uit te reik, as wat volgens sy oordeel sonder benadeling van die openbare beleid bekend gemaak kan word, skriftelik mee te deel.
- 4.2 Die volgende redes kan aan hom verstrek word:-

Dat hy gedurende die tydperk 1951 tot 1961 by eenkomste bygewoon of toegesprek het, uitlatings gemaak het of deelgeneem het aan bedrywighede, as gevolg waarvan die Minister oortuig is dat hy die ver-wesenliking van ~~verskeie~~ ~~gevolg~~ ~~merke~~ van kommunisme

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en sekere doen of late wat bereken is om die verwesenliking van so 'n oogmerk te bevorder, in sekere gebied bepleit, aangeraai, verdedig en aangemoedig het en waarskynlik die verwesenliking van so 'n oogmerk of so 'n doen of late in een of ander gebied sal bepleit, aanraai, verdedig of aanmoedig. (Gegewens in paragrafe 4.13, 5.25(a) en (b) en 5.26(a) van feiteverslag kan verstrekkend word).

*J. van der Merwe*  
24/3/6 L  
VEILIGHEIDSBEAMPTER.

DECLASSIFIED

DECLASSIFIED

2/50/9.

GEHEIM.

Die Kommissaris van die  
Suid-Afrikaanse Polisie,  
PRETORIA.

- 1. 9. 1960

BEPERKING: MICHAEL ALLEN HARMEL.

1. U lêer Nr. [REDACTED] het betrekking.
2. Die Minister het op 30 Oktober 1958 opdrag gegee dat 'n Komitee, aangestel kragtens artikel 17 van Wet Nr. 44 van 1950, soos gewysig, 'n feiteverslag moet doen omtrent Michael Allen Harmel ten einde hom in staat te stel om te besluit of geselde persoon 'n persoon is wat die verwesenliking van enige van die oogmerke van kommunisme of enige doen of late wat bereken is om die verwesenliking van so 'n oogmerk te bevorder in een of ander gebied of gebiede bepleit, aanraai, verdedig of aangemoedig of waarskynlik die verwesenliking van so 'n oogmerk of so 'n doen of late in een of ander gebied of gebiede bepleit, aanraai, verdedig of aangemoedig.
3. Die Komitee het bevind dat Harmel die verwesenliking van sekere van die oogmerke van kommunisme bepleit, aangeraai, verdedig en aangemoedig het, en dat hy dit waarskynlik in die toekoms ook sal doen. Die Voorsitter van die Komitee het egter aangedui dat Harmel nie veel gereis het nie, dat sy optrede hoofsaaklik tot Johannesburg beperk is en dat 'n gebiedsbeperking gevolglik nie nodig is nie.
4. In die omstandighede word geen verdere stappe in hierdie stadium beoog nie. Dit sal egter waardeur word indien u met die Departement in verbinding wil tree sodra dit blyk dat 'n gebiedsbeperking wel nodig is.

J. P. J. COETZER

SEKRETARIS VAN JUSTISIE.

2/50/9.

GEHEIM.

Die Kommissaris van die  
Suid-Afrikaanse Polisie,  
PRETORIA.

- 1. 9. 1960

BEPERKING: MICHAEL ALLEN HARMEL.

1. U lêer Nr. [REDACTED] het betrekking.
2. Die Minister het op 30 Oktober 1958 opdrag gegee dat 'n Komitee, aangestel kragtens artikel 17 van Wet Nr. 44 van 1950, soos gewysig, 'n feitverslag moet doen omtrent Michael Allen Harmel ten einde hom in staat te stel om te besluit of gemelde persoon 'n persoon is wat die verwesenliking van enige van die oogmerke van kommunisme of enige doen of late wat bereken is om die verwesenliking van so 'n oogmerk te bevorder in een of ander gebied of gebiede bepleit, aanraai, verdedig of aanmoedig of waarskynlik die verwesenliking van so 'n oogmerk of so 'n doen of late in een of ander gebied of gebiede bepleit, aanraai, verdedig of aanmoedig.
3. Die Komitee het bevind dat Harmel die verwesenliking van sekere van die oogmerke van kommunisme bepleit, aangeraai, verdedig en aangemoedig het, en dat hy dit waarskynlik in die toekoms ook sal doen. Die Voorsitter van die Komitee het egter aangedui dat Harmel nie veel gereis het nie, dat sy optrede hoofsaaklik tot Johannesburg beperk is en dat 'n gebiedsbeperking gevolglik nie nodig is nie.
4. In die omstandighede word geen verdere stappe in hierdie stadium beoog nie. Dit sal egter waardeer word indien u met die Departement in verbinding wil tree sodra dit blyk dat 'n gebiedsbeperking wel nodig is.

J. P. J. COETZER

SEKRETARIS VAN JUSTISIE.

*Beve*  
*[Signature]*  
21/8/60

DECLASSIFIED

MS JKS H/R. Av  
30/8/60 2/50/9.  
DIE SEKRETARIS, MINISTER.

BEPERKING: MICHAEL ALLEN HARMEL.

1. Die Minister het op 30 Oktober 1958 opdrag gegee dat n Komitee, aangestel kragtens artikel 17 van Wet Nr. 44 van 1950, soos gewysig, n feiteverslag moet doen omtrent Michael Allen Harmel ten einde hom in staat te stel om te besluit of gemelde persoon n persoon is wat die verwesenliking van enige van die oogmerke van Kommunisme of enige doen of late wat bereken is om die verwesenliking van so n oogmerk te bevorder in een of ander gebied of gebiede bepleit, aanraai, verdedig of aanmoedig of waarskynlik die verwesenliking van so n oogmerk of so n doen of late in een of ander gebied of gebiede sal bepleit, aanraai, verdedig of aanmoedig. (30.10.58)
2. n Feiteverslag wat deur die Komitee opgestel is, is hierby aangeheg - gemerk "Verslag". Die Komitee bevind dat Harmel die verwesenliking van sekere van die oogmerke van kommunisme bepleit, aangerai, verdedig en aangemoedig het, en dat hy dit waarskynlik in die toekoms ook sal doen.
3. Die Veiligheidsbeampte meld dat alhoewel Harmel opgetree het soos in paragraaf 2 hierbo aangedui, hy tog nie veel gereis het nie en sy optrede hoofsaaklik tot Johannesburg beperk. Harmel is op 15 April 1957 verbied om vir n tydperk van 5 jaar enige byeenkomste in die Unie of Suidwes-Afrika by te woon. Die Veiligheidsbeampte is derhalwe van oordeel dat n gebiedsbeperking nie ~~was~~ enige nuttige doel sal dien nie en beveel aan dat geen stappe gedoen word nie. (12.3.60)
3. Die Departement steun die Veiligheidsbeampte se aanbeveling.

4. Dit blyk nie nodig te wees om die Minister met die aangeleentheid lastig te val nie. Daar word aan die hand gedoen dat Kompol van die Komitee se bevinding en van die Voorsitter se aanduiding by "A" verwittig en versoek word om met die Departement in verbinding te tree sodra dit blyk dat 'n gebiedsbepanking nodig is. Die Minister kan dan genader word.

AFB  
o/s

soo voorgestel, orb.

o/s.  
30.8.60.

o/s.  
30.8.60.

29.8.60.  
o/s 30/8/60.  
o/s  
30.8.60.

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FEITEVERSLAG VAN KOMITEE  
AANGESTEL KRAGTENS ARTIKEL 17  
VAN WET 44 VAN 1950, SOOS GEWYSIG.

1. OPDRAG:

Om vas te stel of Michael Allen Harmel 'n persoon is wat die verwesenliking van enige van die oogmerke van die Kommuniste (soos omskryf in paragraaf (ix) van subartikel (1) van artikel 1 van Wet 44 van 1950) of enige doen of late wat bereken is om die verwesenliking van so 'n oogmerk te bevorder in een of ander gebied of gebiede bepleit aanraai, verdedig of aanmoedig of waarskynlik die verwesenliking van so'n oogmerk of so'n doen of late in een of ander gebied of gebiede sal bepleit, aanraai, verdedig of aanmoedig.

2. PERSOONLIKE AANGELEENTHEDE:

(1) Michael Allen Harmel is op 7 Februarie 1915 in Johannesburg gebore, van Joodse ouers. Hy is getroud met Ray Adler en woon te Highweg 47, Orchards, Johannesburg.

(2) Vir 'n tyd is hy in diens van die "Guardian"-nuusblad en later redakteur van die nuusblad "Advance".

(3) Gedurende 1955 gee hy onderwys aan 'n Indiërskool in Johannesburg en word later hoof van die "Central Indian High School" in Johannesburg.

3. ASSOSIASIES:

Harmel is sedert 1941 bekend as 'n bedrywige linksgesinde persoon en soos later uit hierdie verslag sal blyk, ondersteun hy verskillende organisasies wat teen die beleid van die Regering en sekere landswette agiteer, en assosieer hy met 'n groot aantal persone wat ingevolge artikel 4(10)

Wet 44 van 1950 deur die beredderaar gelys is.

4. ALGEMENE OPTREDE:

(1) Gedurende 1943 is hy Sekretaris in Johannesburg van die Kommunisteparty van Suid-Afrika.

(2) Gedurende 1948 is Harmel kandidaat van die Kommunisteparty in die Volksraadsverkiesing.

(3) Op 13 Mei 1954 skryf hy in die nuusblad "Advance" en roep, namens die "African National Congress, South African Indian Congress" en die "Congress of Democrats" almal, swart en wit, op tot 'n "Forthcoming Congress of the People" waar die tema sal wees "Let us speak of Freedom" en skryf hy ook "Let the voice of all the people be heard, and let the demands of all the people be gathered together in a great Charter of Freedom."

(4) Op 4 Maart 1954 pleit Harmel in die "Advance"-nuusblad vir eenheid teen die nuwe Schoemanwetsontwerp insake vakbonde.

(5) Van 11 tot 14 Augustus 1946 vind 'n staking van Naturelle, werksaam in die myne, plaas. Vir sy aandeel daarin word hy gevonnisd tot £50 boete of 4 maande gevangenisstraf met dwangarbeid, waarvan £25 of 2 maande voorwaardelik opgeskort is.

(6) Gedurende Julie 1954 laat Harmel hom [redacted] soos volg uit: "You as an old Communist must organise and lead the people of Orlando. The name Communist Party will never again be used as long as this Government is in power, but you know that the organisation recently formed in fact represents our party."

(7) Op 20 November 1954 en ook op 3 Desember 1954 hou Harmel dinees aan sy woning om fondse in te samel vir die "Congress of Democrats".



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Blank en Nie-blank woon dit by.

(8) Op 13 Oktober 1958 woon hy 'n Bont Party by aan die woning van Joe en Ruth Slovo, ter viering van die terugtrekking van die Hoogverraadklagstaat. Omtrent 150 blankes, Indiërs en Naturelle is teenwoordig wat saam sing, dans en drink.

(9) Op 7 November 1958 woon hy [REDACTED] byeenkoms in die vorm van 'n geselligheid by aan die woning van Advokaat Fischer om die Russiese Revolusie te herdenk; omtrent 150 blankes, Naturelle en Indiërs is teenwoordig en drank het vryelik gevloei.

(10) Op 9 Januarie 1959 word 'n [REDACTED] berig ontvang dat Harmel besig is om 'n lys van goedere en besighede wat geboikot moet word te voltooi.

(11) In die kwartaalblad "Africa South" van Januarie - Maart 1959 skryf hy onder die opskrif "Revolutions are Abnormal" en val die Regering aan oor sy Apartheidsbeleid.

(12) Op 25 Februarie 1957 plaas hy 'n bestelling vir 2,000 afskrifte van "Liberation Nr. 23, Februarie 1957" by die Royal Printers in Johannesburg.

(13) In "The Star" van 25 November 1959, skryf Harmel in verband met die verbanning van Elizabeth Mafekeng deur die Minister van Bantoe-administrasie onder meer soos volg: "All the Minister can say to justify himself, is that he is convinced that it is in the public interest. This shows little respect for the public whose interests he purports to protect. It is up to the people of South Africa to make it clear that there are limits to our toleration of arbitrary behaviour, arrogance and cruelty from this Government. The treatment of Mrs. Mafekeng transcends all such limits.

5. VERGADERINGS EN TOESPRAKE.

(1) Sover bekend het Harmel tenminste 192  
vergaderings bygewoon gedurende die tydperk 1941  
tot 1959 en hiervan het hy 61 toegespreek. Hy het  
2 van die vergaderings bygewoon in Vereeniging en  
die ander op verskillende plekke in Johannesburg.

(2) Hy het vergaderings van die verskillende  
organisasies soos volg bygewoon:

<u>Organisasies</u>	<u>Aantal Vergaderings Bygewoon</u>
Kommunisteparty	138
"Peoples' Defence Committee"	1
"S.A. Congress of Trade Unions"	7
"Liberal Party"	2
"Tvl. Peace Resistance Council"	3
"Tvl. O.P.S. Association for Votes for all"	1
"Freedom of Speech Committee"	3
"S.A. Society for Peace & Friendship with U.S.S.R."	4
"African Peoples' Organisation"	1
"National Co-ordinating Committee"	1
"Tvl. Indian Congress Youth League"	1
"World Peace Congress"	1
"S. African Indian Congress"	1
"S. African Peace Movement"	1
Civil Rights League"	1
"African National Congress"	2
"Transvaal Peace Conference"	10
"Friends of the Soviet Union"	1
"Springbok Legion"	1
"Anti-Banning Committee"	1
"Let the People Speak Committee"	2
"Citizens Joint Action Committee"	1



"Students Liberal Association"	1
"Congress of Democrats"	5
"Congress of the People"	1
"Clothing Workers' Union"	1

(3) Op 22 Junie 1941 spreek hy 'n vergadering van omtrent 100 Naturelle onder beskerming van die Kommunisteparty toe net buite die Vereenigingse lokasie en sê: "The Government taught the Native Police and the European Police to treat the Natives as they did in Sophia Town last Sunday. The Communist Party is calling this meeting to protest against such action, because this country belongs to the African people, the Natives. The Natives are carrying passes and taxes, like dogs carrying licences. The Natives have no say in Parliament that is why they get shot down like animals, and it is time for the African people to unite and fight for their freedom. Join the Communist Party, that is the only party which can show the way to fight for freedom. Join the trade unions and fight for better wages .....fight against Imperialism, fight against taxes and passes. Russia is the freeist country because the Communist Party rules the country, and it took them years to fight for this freedom".

(4) Op 13 Julie 1941 vind 'n vergadering, belê deur die Kommunisteparty te Vereeniging in die lokasie plaas om te protesteer teen 'n verhoging van loseergelde. Die Vereenigingse Landdros het die vergadering kragtens die Noodregulasies verbied. Dit ten spyt hou Harmel tog 'n vergadering net buite die lokasie.

(5) Op 9 Mei 1945, na 'n vergadering van nie-blankes op die Newtownse Markplein, beweeg die aanwesiges in

optog na die Johannesburgse stadsaaltrappies, waar Harmel die volgende resoluëie voorlees: "We, the people of Johannesburg, gathered at this mighty gathering, pledge ourselves on this day over Fascism to organise and act until the people of South Africa have won their freedom, their rights and liberties, what this war was fought for. Down with Pass Laws. Long live victory. Forward to a free South Africa".

(6) Op 1 September 1946 spreek hy 'n Kommuniste-partyvergadering toe in Johannesburg en sê: "When the Africans in this country strike for their rights the Government send forward their Police with batons and bayonets; beat them down and force them back to work."

(7) Op 26 Maart 1946 vind 'n massavergadering van Indiërs in die Johannesburgse stadsaal plaas om te protesteer teen die Wetsontwerp op Grondbesit en Verteenwoordiging van Indiërs, toe onder bespreking in die Parlement. Omtrent 5,000 is teenwoordig. Harmel tree as spreker op en veroordeel die Wetsontwerp. 'n Ander spreker sê onder meer: "India was now getting her Navy and her Army ready and they would eventually free the Indians of South Africa".

(8) Op 22 September 1946 spreek hy 'n Kommuniste-partyvergadering van omtrent 600 persone toe in Johannesburg oor die klopjagte op werkersorganisasies en sê: "Communists may be killed but Communism will live for ever."

(9) Op 18 Mei 1947 spreek hy 'n vergadering van omtrent 'n 150 persone van alle rasse toe onder beskerming van die Kommunisteparty oor Vakunies en sê: "Hulle is in die lewe geroep om die werkerklas insake loon en diensvoorwaardes te help. Die Wetsontwerp tans onder aandag van die Parlement is

"Dummy". In werklikheid gee die wet geen hulp aan die werkers nie, want as die werkers oor werkstoestande ontevrede sou wees, sal hulle nie instaat wees om te staak nie.

(10) Op 26 Oktober 1947 spreek hy 'n Kommuniste-partyvergadering van omtrent 250 persone toe in Johannesburg oor die aanstaande Munisipale verkiesings en doen 'n beroep op die kiesers van Wyk 10 om Hilda Watts, die enigste Kommuniskandidaat, na die Raad te stuur.

(11) Op 2 November 1947 spreek hy 'n Kommuniste-partyvergadering van omtrent 250 persone van verskillende rasse toe oor vryheid van spraak, en eindig met "all peace loving citizens support the Communist Party struggle, in upholding the principles of free speech."

(12)(a) Op 22 Februarie 1948 spreek hy 'n vergadering van die "Passive Resistance Council" toe in Johannesburg en praat ten gunste van die optrede wat deur die "Indian Passive Resistance" onderneem word en belowe ondersteuning.

(b) Die volgende plakkate word onder andere in die saal vertoon:

"Support Dr. Dadoo and defend freedom"!

"Down with racial discrimination!"

"Down with colour bar!"

"We shall resist!"

(13) Op 25 April 1948 spreek hy Kommuniste-partyvergadering van sowat 250 persone van allerhande rasse toe in Johannesburg in verband met die komende verkiesing en sê dat hy een van 3 Kommunistekandidate vir die verkiesing is en dat die Kommunisteparty die enigste party is wat voorsiening maak vir die ware behoeftes van die werkers, en vra ondersteuning.

(14) Op 22 September 1948 spreek hy 'n Kommuniste-

partyvergadering van 21 Naturelle en 5 blankes in Johannesburg toe en sê: "The non-Europeans in Africa are being ruled by a minority of Europeans with capitalist ideals and the only way in which a socialist Government could be established was for the working classes to unite".

(15)(a) Op 20 Januarie 1949 spreek hy Kommuniste-partyvergadering van omtrent 500 persone van allerhande rasse toe in Johannesburg oor die botsing tussen Naturelle en Indiërs in Natal en sê: "The Africans have to carry passes and are being chased by the Police .....we want to live our own lives."

(b) Die volgende resoluëie word eenparig aangeneem: "This meeting expresses its profound sympathy with the tragic racial incidents which broke out in Durban recently. We declare that the cause of those incidents, must be attributed to those who carry on and preach racial hatred and antagonism. We demand full state compensation for all who suffered loss; and the establishment of an impartial commission of enquiry, which must include African and Indian representatives. We condemn racialism and apartheid. We call upon all who love South Africa, Indians, Africans and Coloureds, to unite for the abolition of racialism and the colour bar and the establishment of equal opportunity and unity among Indians, Africans, Coloureds and Europeans."

(16)(a) Op 27 Maart 1949 spreek hy Kommuniste-partyvergadering van omtrent 50 Naturelle toe in Johannesburg. Hy verdoem die verbanning van Sam Kahn se vergaderings op die Witwatersrand en Pretoria en sê: "Ons wil gelyke regte in die Parlement hê, ook in Munisipale liggeme, asook gelyke lone. Hy spoor die gehoor aan om by die verskeie vakunies en die



"African National Congress" aan te sluit.

(b) Die volgende besluit word eenparig aangeneem: "This meeting under the auspices of the Communist Party, condemns the use of the Riotous Assemblies Act, to stop Sam Kahn to address meetings on the Witwatersrand and in Pretoria and demands the withdrawal of the Riotous Assemblies Act."

(17) Op 5 Junie 1949 spreek hy 'n Kommunistepartyvergadering van omtrent 120 Naturelle toe in Johannesburg en sê: ".....Die mense van die land moet seggenskap in die regering hê, ras, geloof of kleur ongeag..... Die dag van vryheid en die Kommunisme kom .. .....Help mee in die stryd, want alles is aan die kant van die werkersklasse."

(18)(a) Op 19 Februarie 1950 spreek hy 'n Kommunistepartyvergadering van omtrent 300 Naturelle toe in Johannesburg en sê in verband met die onluste te Newclare: "We the Communist Party are being accused of being the cause of the riots; that is not so .....Africans burned and looted shops because they are starving and exploited. The present Government is sending more Police with machine guns against the Natives ..... Support the Communist Party and freedom for the Africans will be restored."

(b) Die vergadering sluit af met uitroepe deur almal gelyk: - "Down with the Pass Laws!" "Stop beer raids"! en "Votes for all"!

(19)(a) Op 26 Februarie 1950 spreek Harmel 'n Kommunistepartyvergadering van omtrent 600 Naturelle toe in Johannesburg en sê: "One lesson the non-Europeans must learn and learn fast, is that they have to fight for their freedom. Unity and intelligence and then a strong arm, is what is needed

in this country .....some people had called others "Kaffirs" and "Coolies" .....The time is coming when the people, will not want the Police to deal with them, they will do this themselves. The day will come when people of South Africa will rule their own country ..... we who fight have friends in other countries. One half of the world is following the Communist Party today. The loved and esteemed is Stalin. Freedom will come, it is in your hands."

(b) Saam met Harmel roep die gehoor dan die volgende slagspreuke uit:

"Down with the Pass Laws"!

"Down with the Colour bar"!

"Down with the anti-communist Malan Government"!

"Long live the Communist Party"!

"Forward to freedom"!

(20) Op 20 April 1950 spreek hy 'n vergadering onder beskerming van "Defend Free Speech Convention" van omtrent 400 Naturelle toe en sê: "We look forward to Freedom Day, to freedom of speech, movement and assembly. We want to be free from the Pass Laws and oppression."

(21)(a) Op 21 Mei 1950 spreek hy 'n Kommuniste-partyvergadering van sowat 70 Naturelle toe in Johannesburg. Hy wens die Naturelle geluk met wat hulle tot nou toe gedoen het en sê: "Die Naturelle moet saamkom en die wette en die Regering vernietig".

(b) Harmel word aangehou omdat hy die Munisipale lokasie sonder die nodige permit binnegegaan het om die vergadering te hou. Op 23 Mei 1950, word hy deur die Landdros te Kliptown skuldig bevind en gevonnisd tot £5 boete of 14 dae gevangenisstraf met dwangarbeid. Die boete is betaal.



(22) Op 11 Junie 1950 spreek hy 'n Kommunisteparty-vergadering toe in Johannesburg en kondig aan dat die "African National Congress," "African Peoples' Organisation," "A.N.C. Youth League" en die Kommunisteparty besluit het dat 26 Junie 1950 afgesonder word as 'n protesdag teen die Groepsgebiedewet en die Wetsontwerp op Onderdrukking van die Kommunisme, toe voor die Parlement, en sê verder: "There is only one weapon that the oppressed people of the world have, and the weapon is that they must be united in their fight for freedom. We Communists do not regret what we have done, we did it for the good of the country. Those who are united fear nothing. "Long live the African people!" "Long live the Communist Party!"

(23) Op 8 Augustus 1950 spreek hy 'n vergadering onder beskerming van die "Transvaal Indian Congress Youth League" toe in Johannesburg, waar omtrent 49 persone teenwoordig is en sê: "Wars will always come about as long as Colonial people are being oppressed by Imperialists".

(24)(a) Op 8 November 1950 woon hy 'n vergadering van omtrent 80 persone van verskillende rasse onder beskerming van "The South African Society for Peace and Friendship with the U.S.S.R." by in Johannesburg.

(b) Die volgende resoluëie word eenparig aangeneem: "We the South African Society for Peace and Friendship with the U.S.S.R., hereby extend our congratulations to the Soviet Union on the occasion of its 33rd anniversary. We pledge that in spite of difficulties and no matter what the consequence may be, to continue to spread Soviet propaganda among our fellow South Africans".

(25)(a) Op 24 Februarie 1951 woon Harmel 'n protes-vergadering onder beskerming van die "African National Congress", "African Peoples' Organisation" en "Transvaal Indian Congress" by in Johannesburg. Omtrent 200 persone, meestal Naturelle, is teenwoordig. Sprekers trek tevelde teen die Paswette, Kleurslagboom en Apartheidswette.

(b) Die volgende besluit word eenparig aangeneem: "To oppose, with all the means within our power, the policy of apartheid and call upon all freedom loving South Africans to unite in organisations to resist all attempts at Fascism in this country. We demand the withdrawal of the Franchise Bill. We demand the total abolition of the Pass Laws, the abolition of the Group Areas Act and the Ghetto Act, the repeal of the Suppression of Communism Act, a living wage with adequate living allowance, and finally we demand the abolition of all discriminatory legislation."

(26)(a) Op 7 Desember 1953 spreek hy 'n vergadering onder beskerming van die "Freedom of Speech Committee" toe in Johannesburg waar 250 persone teenwoordig is en sê: "The Police tell Mr. Swart what to do. I think when they started banning people, they thought that the people would get scared. I say it is up to us to stand by the A.N.C. and the Indian Congress."

(b) Die volgende persone wat deur die beredderaar ingevolge artikel 4(10) Wet 44 van 1950 gelys is, is by hierdie vergadering teenwoordig: A. Fischer, wat optree as Voorsitter; C. Williams, I. Wolfson, E. Weinberg en Hilda Watts tree op as sprekers. In die gehoor is A. Selby, L.C. Joffe, P.J. Hodgson, A.R. Lipman, Betty Kaplan, Joe Slovo, Rebecca Bunting, R. Bernstein, D. Alexander en Dr. E. Roux.

(27)(a) Op 20 Januarie 1954 woon Harmel 'n geheime vergadering onder beskerming van die "Anti-Banning Committee" by in Johannesburg, waar omtrent 40 persone teenwoordig is.

(b) Onder die aanwesiges is die volgende persone wat deur die beredderaar ingevolge artikel 4(10) Wet 44 van 1950 gelys is: R. Hodgson, E. Weinberg, M. Berman, Y.M. Dadoo, Hilda Watts, H. Seperepere, I. Wolfson en J.L. Isacowitz.

(28)(a) Op 7 Februarie 1954 spreek hy 'n vergadering onder beskerming van "Let the People Speak Committee" toe in Johannesburg. Omtrent 200 Naturelle is teenwoordig. Harmel sê die huidige Regering het die Bantoe-onderwyswetgewing ingedien om die nie-blanke in sy vordering te stuit, daar die Regering weet dat geleerde nie-blankes hulle uit die stoel kan sit. In Engeland het die mense dood-eenvoudig vir hulle Koning gesê "Ons wil ons eie wette maak", en hulle het dit reggekry. Nou waarom kan ons nie ons eie wette maak nie?..... Die huidige Regering is nou besig om ons stadig om die lewe te bring deur wetgewing in te dien wat ons verdruk. Kommunisme bestaan al vir jare en nou word gebruik gemaak van die Howe om dit uit te delg. Ons moet die huidige Regering halt om verdere wysigings tot die Kommunisme wet in te bring, en ons kan dit net op een manier doen. Sluit aan by die A.N.C."

(b) Die volgende persone wat deur die beredderaar ingevolge Artikel 4(10) Wet 44 van 1950 gelys is, het saam met Harmel opgetree as sprekers: Betty du Toit en Moses Kotane.

(29)(a) Op 25 en 26 Junie 1955 woon hy 'n vergadering van die "Congress of the People" by te

Kliptown, Johannesburg, waar die "Freedom Charter" bespreek en sy inhoud aanvaar word.

(b) Die volgende persone, deur die beredderaar gelys ingevolge artikel 4(10) Wet 44 van 1950, is ook by die vergadering teenwoordig: Y Barenblatt, I. Heyman, W. Kramer, R. Harmel, H.S. Bloom, E. Roux, L. Bernstein, N.C. Berrange, I.E. Bhoola, B. Bunting, S. Bunting, Y.M. Dadoo, Ruth First, S. Horwitz, Sam Kahn, Moses Kotane, J.B. Marks, J. Phillips, P. Selepe, H. Watts, E. Weinberg, C. Williams en G. Routh.

(30)(a) Op 19 April 1958 hou Harmel 'n [REDACTED] vergadering aan sy woning in Johannesburg. Omtrent 19 persone woon die vergadering by. Doel van vergadering is om metodes te bespreek hoe om te werk te gaan, noudat die Nasionale Regering weer aan bewind gekom het en die "National Protest Week"-staking misluk het. Onder meer is aan die hand gedoen, dat met onafhanklike nie-blanke State soos Ghana en buitelandse Regerings gereël word vir ondersteuning teen die apartheidsbeleid van die Nasionale Regering.

(b) Die volgende persone, gelys deur die beredderaar ingevolge artikel 4(10) Wet 44 van 1950, is onder die aanwesiges: A.M. Kathrada, Y.M. Dadoo, R. Slovo, D. Tloome, J.J. Marks, en Y. Barenblatt.

(31) Op 29 Oktober 1955, 24 Augustus 1957 en 20 Oktober 1957 hou Harmel verdere [REDACTED] vergaderings aan sy woning in Johannesburg.

(32)(a) Op 24 Augustus 1959 hou hy 'n [REDACTED] vergadering aan sy woning in Johannesburg.

(b) Die volgende persone, deur die beredderaar gelys ingevolge artikel 4(10) Wet 44 van 1950, woon die vergadering by: Joe Slovo en Ruth Slovo.

(33) Op die aande van 8 Mei, 19 Augustus en 29 Oktober 1959 woon hy ██████ vergaderings by aan die wonings van E. Weinberg en B. Rosenberg in Johannesburg. Albei hierdie genoemde persone is deur die beredderaar ingevolge artikel 4(10) Wet 44 van 1950 gelys.

(34) Uit die notules van die Johannesburgse Distrikskomitee van die Kommunisteparty van Suid-Afrika blyk dit dat gedurende die tydperk vanaf 1943 tot 1946, Harmel 83 vergaderings van hierdie komitee bygewoon het en dat hy 6 keer opgetree het as voorsitter.

(35) Uit die notules van die Sentrale Komitee blyk dit dat hy 12 vergaderings bygewoon het gedurende die tydperk vanaf 2 Februarie 1943 tot 5 Julie 1945.

(36) In dieselfde bronne word ook vermeld dat hy van tyd tot tyd aangewys is om op die volgende onderkomitees te dien:-

Enheidskomitee,  
 Nywerheidskomitee,  
 Bestuursraad van Inkululeko,  
 Finanskomitee,  
 Oud-gediendeskomitee,  
 Resolusieskomitee,  
 Publikasiekomitee, en  
 Die Sekretariaat.

(37) Op 25 Februarie 1946 is hy deur die distrikskomitee aangewys as vaste voorsitter van die vergaderings wat destyds gereeld deur die Kommunisteparty op die trappe van die Johannesburgse stadsaal gehou is.

6. OOGMERKE VAN DIE KOMMUNISME:

(1) Ten einde vas te stel of Michael Allen Harmel die verwesenliking van enige van die oogmerke van die Kommunisme bepleit, aangeraai, verdedig of aangemoedig het, is dit nodig om eerstens na te

gaan wat sekere van hierdie oogmerke ten doel het en daarna hierdie persoon se doen en late daaraan te toets.

(2) 'n Uiteensetting van oogmerke van die Kommuniste deur die voorsitter opgestel ten opsigte van:-

- (a) Agitasie en Propaganda,
- (b) "Bevryding van Verdrukking" en
- (c) Die Kommunisteparty van Suid-Afrika, is in die lêer (vlag - oogmerke). Daarin word aangetoon wat die oogmerke op hierdie spesifieke terreine is, soos uiteengesit in toesprake en werke van Karl Marx, Lenin en ander kommunisteleiers, sowel as uit besluite en bekendmakings van liggame soos Komintern en Kominform. (Sien eerste gedeelte van die woordbepaling van die Kommuniste in artikel 1(1)(ix) Wet 44 van 1950).

7. BEVINDING:

(1) Die optrede van Michael Allen Harmel moet beoordeel word teen die agtergrond van sy lidmaatskap en aktiewe ondersteuning van die Kommunisteparty van Suid-Afrika, sy medewerking met talle ander organisasies en die aantal vergaderings wat hy bygewoon en toegesprek het.

(2) Na sorgvuldige oorweging bevind die komitee:-

- (a) dat Harmel 'n baie aktiewe lid was van die Kommunisteparty van Suid-Afrika;
- (b) dat hy aktief deelgeneem het aan agitasie en propaganda teen die staatsgesag, staatsbeleid en sekere landswette; en
- (c) dat hy dit by die nie-blankes ingeskerp het dat hulle verdruk word en hulle dan aangehits het om vir hulle bevryding te veg.

(3) As hierdie bevindings getoets word aan die uiteensetting van die oogmerke van die Kommunisme, dan is dit duidelik dat dit daarby inpas en aansluit, dat dit dieselfde patroon navolg en dat die uiteindelijke oogmerk dieselfde is, naamlik om politieke en staatsmag te verower.

(4) Die komitee bevind dus dat Harmel die verwesenliking van sekere van die oogmerke van die Kommunisme bepleit, aangeraai, verdedig en aangemoedig het, en dat hy dit waarskynlik in die toekoms ook sal doen. (Sien opdrag in paragraaf 1 hierbo).

8. GEBIED VAN OPTREDE:

Michael Allen Harmel het hoofsaaklik in Johannesburg opgetree. (Sien paragraaf 5(1) hierbo).

Pretoria.  
11 Maart 1960.

*J. van der Merwe*  
\_\_\_\_\_  
VOORSITTER.

*J. van der Merwe*  
\_\_\_\_\_  
LID.

*J. van der Merwe*  
\_\_\_\_\_  
LID.

2/50/9.

GEHEIM.DIE SEKRETARIS/MINISTER.AANBEVELING VAN BEPERKING: MICHAEL ALLEN HARMEL.

1. Hierdie geval is deur die Minister na die feitekomitee verwys vir ondersoek met die oog op moontlike gebiedsbeperking ingevolge artikel 10 Wet 44 van 1950. n Afskrif van die opdrag is in die lêer - vlag 30/10/58.
2. Die verslag van die komitee is in die lêer - vlag feiteverslag.
3. Harmel is deur die beredderaar ingevolge artikel 4(10) Wet 44 van 1950 op die lys van lede of ondersteuners van die Kommunisteparty geplaas. Hy is nommer 4 op die lys.
4. Hy is op 7 Junie 1954 deur die Minister kragtens artikel 5(1)(e) Wet 44 van 1950 verbied om byeenkomste vir n tydperk van 2 jaar by te woon. n Verdere soortgelyke verbod van 5 jaar is uitgereik op 28 Maart 1957 en op hom beteken op 15 April 1957.
5. Alhoewel die komitee bevind het dat hy die verwesenliking van sekere oogmerke van kommunisme bepleit, aangeraai, verdedig en aangemoedig het (sien paragraaf 7(4) van die feiteverslag), het hy tog nie veel gereis nie en was sy optrede hoofsaaklik tot Johannesburg beperk. Dit blyk dus dat n gebiedsbeperking nie nou enige nuttige doel kan dien nie.
6. Aangesien die verbod om byeenkomste by te woon, nog van krag is, word dit aanbeveel dat geen verdere stappe vir die huidige gedoen word nie.

*J. van der Merwe* 12/2/60.  
VEILIGHEIDSBEAMPTTE.



KOMMUNISTIESE OOGMERKE MET AGITASIE EN  
PROPAGANDA.

---

Die kommunisme maak gebruik van agitاسie en propaganda ten einde ontevredenheid by die massas te laat posvat, hulle dan saam te snoer vir die klassestryd om sodoende politieke mag in die hande te kry, soos die volgende sitate baie duidelik getuig:-

(a) "Our task is to merge our activities with the practical every day questions of working class life, to help the workers to understand these questions, to draw the attention of the workers to the most important abuses, to help them to formulate their demands to the employers more precisely and practically, to develop among the workers a sense of solidarity,..... to publish agitational leaflets and to train a corps of experienced agitators." (Lenin - Selected Works, Vol. 2, Ed. 1, p. 131-132).

(b) "The agitator must endeavour to rouse mass discontent and indignation against the crying injustice." (Lenin - Selected Works, Vol. 2 p. 85 in World Wide Communist Propaganda Activities - Evans, p. 8).

(c) "The ideal audience for these political exposures is the working class,..... which is the first and foremost in need of universal and live political knowledge, which is most capable of converting this knowledge into active struggle. .... Political exposures are as much a declaration of war against the government, as economic exposures are a declaration of war against the factory owners. .... Hence political exposures serve as a powerful instrument for disintegrating the system we oppose." (Lenin - Selected Works, Vol. 2, Ed. 1, p. 207).

(d) "In carrying on agitation among the workers concerning their immediate economic demands, the Social

Democrats link this up with agitation concerning the immediate political needs, grievances and demands of the working class, agitation against the tyranny of the police, which manifests itself in every strike, in every conflict between the workers and the capitalists, agitation against the restriction of the rights of the workers as Russian citizens in general and as the most oppressed and most disfranchised class in particular. .... Just as there is not a single question affecting the economic life of the workers that cannot be used for purpose of economic agitation, so there is not a single political question that cannot serve as a subject for political agitation..... Both economic and political agitation are equally necessary in order to guide the class struggle of the Russian workers, for every class struggle is a political struggle." (Lenin - Selected Works, Vol. 2, Ed. 1, p. 133-134).

(e) „The immediate aim of the communists is the same as that of all other proletarian parties, - formation of the proletariat into a class, overthrow of the bourgeois supremacy, and conquest of the political power." (Kommunistemanifes - Karl Marx, 68).

KOMMUNISTIESE OOGMERKE MET „BEVRYDING VAN  
VERDRUKKING“.

Die kommunisme verkondig orals dat die kapitalistiese stelsel die werkers uitbuit en verdruk en bied dan alle hulp aan in hulle stryd om sogenaamde bevryding te verkry, soos duidelik blyk uit die volgende aanhalings:-

(a) „Along with the constantly diminishing number of magnates of capital who usurp and monopolise all advantages of this process of transformation, grows the mass of misery, oppression, slavery, degradation and exploitation, but with this too grows the revolt of the working class.“ (Capital, Vol. 1, - Karl Marx in Theory and Practice of Communism, - Hunt p. 59).

(b) „The proletariat must support every revolutionary movement against the present system, champion the interests of every oppressed nation or race.“ (Marx - Engels Marxism, - Lenin, - Selected Works, Vol. 2, Ed. 1, p. 118).

(c) „The Social Democrats support every revolutionary movement against the present system, they support all oppressed peoples,..... in their fight for equal rights.“ (Lenin, - Selected Works, Vol. 2, Ed. 1, p. 138).

(d) „The systematic imperialist attempts politically to encircle the U.S.S.R., ..... do not prevent the Communist Party of the Soviet Union, ..... from rendering support to all the oppressed, to the labour movements in capitalist countries, to colonial movements against imperialism and to the struggle against national oppression in every form.“ (Kominern Program b. 49).

(e) „Our party cannot remain indebted .... and must in its turn render support to them and their peoples in their struggle for liberation.“ (Toespraak van Stalin in Kessings, 1952/4 b. 12711).

/(f) ..... 2.

(f) „Only in Communist society, when the resistance of the capitalists has been completely broken, when the capitalists have disappeared, when there are no classes, only then ..... it becomes possible to speak of freedom." (Lenin, - Selected Works, Vol, VII, p. 81, - Int. Publishers, N.Y. 1943).

KOMMUNISTIESE OOGMERKE VAN DIE KOMMUNISTE  
PARTY VAN SUID-AFRIKA.

Die party stel sy oogmerke baie duidelik in n pamflet "New Member's Guide", en vereenselwig hom daarin met die doelstellings van die Kommunistemanifes soos destyds deur Karl Marx uiteengesit. Ook in die party se konstitusie en reëls kom hulle oogmerke duidelik na vore. Hulle beoog die verkryging van politieke en staatsmag deur die organisering van die werkersklas, soos die volgende aanhalings dit duidelik stel:-

(a) "We in the Communist Party in South Africa want to put an end to the capitalist system, because it only benefits a few who can make the profits. We want to build a system of society known as socialism which is a new way of life like they have in Soviet Russia and many countries overseas." (New Member's Guide, 5).

(b) "Socialism means that the land, the mines and the factories belong to the people and not to the bosses. Under socialism there is only one class, the working class ..... Socialism means national freedom, no pass laws or colour bars. All people have equal rights, no matter what their race creed or colour." (New Member's Guide, 5-6).

(c) "The aim of the Communist Party in South Africa, as in other countries, is to unite and lead the working class in its fight for freedom and socialism." (New Member's Guide, 8).

(d) "Karl Marx (1818-1883), a German Jew, was the first man to study and understand scientifically the way in which society works and the road of the people to true freedom. He saw that only the working class could lead the world to a socialist society. Together with his friend Friederich Engels, also a German, (1820-1895) he wrote a book called the 'Communist Manifesto', setting out the principles of socialism. The book ended with

the famous words: 'Workers have nothing to lose but their chains; they have a world to win. Workers of the world unite!'. (New Member's Guide, 13-14).

(e) "1. The Party accepts the 21 points of the Communist International .....

Twenty-one Points - Conditions of Admission to the Communist International:-

I The general propaganda and agitation should bear a really communist character .....

.. III The class struggle of almost every country of Europe and America is entering upon the phase of civil war. Under such conditions the communists can have no confidence in bourgeois laws. They should create everywhere a parallel illegal apparatus which at the decisive moment should do its duty by the party and in every way possible assist the revolution .....

IV A persistent and systematic propaganda and agitation is necessary in the army .....

V A systematic and regular propaganda is necessary in the rural districts .....

.. IX Every party ..... should be bound to carry on systematic and persistent communist work in the labour unions, co-operatives and other labour organisations of the masses .....

.. XIV Every party \..... should be obliged to render every possible assistance to the Soviet Republics in their struggle against all counter-revolutionary forces. The communist parties should carry on a precise and definite propaganda to induce the workers to refuse to transport any kind of military equipment intended for fighting against Soviet Republics and should also by legal or illegal means carry on propaganda among the troops sent against workers republics." (Konstitusie en Reëls van die Kommuniste Party.).

OPDRAG VAN DIE MINISTER VAN JUSTISIE  
KRAGTENS DIE BEVOEGDHEID HOM VERLEEN  
BY ARTIKEL 17 VAN DIE WET OP DIE  
ONDERDRUKKING VAN KOMMUNISME NO. 44  
VAN 1950, SOOS GEWYSIG.

Kragtens die bevoegdheid my verleen by artikel sewentien van die Wet op die Onderdrukking van Kommunisme, 1950 (Wet No. 44 van 1950), soos gewysig, stel ek, CHARLES ROBBERTS SWART, Minister van Justisie vir die Unie van Suid-Afrika, hierby die ondervermelde persone aan as n Komitee om aan my feiteverslae te doen omtrent die persone wie se name op die lys in Bylae „A” hiervan verskyn ten einde my in staat te stel om te besluit of gemelde persone, persone is wat die verwesenliking van enige van die oogmerke van kommunisme (soos omskryf in paragraaf (ix) van sub-artikel (1) van artikel 1 van Wet 44 van 1950) of enige doen of late wat bereken is om die verwesenliking van so n oogmerk te bevorder in een of ander gebied of gebiede bepleit, aanraai, verdedig of aanmoedig of waarskynlik die verwesenliking van so n oogmerk of so n doen of late in een of ander gebied of gebiede sal bepleit, aanraai, verdedig of aanmoedig:-

Mnr. H.J. van der Walt Voorsitter.

Mnr. S.H. Eyssen Lid.

Kolonel J.A. Erasmus Lid.







Gegee onder my hand te Pretoria hierdie  
30ste dag van Oktober 1958.

C. R. SWART.

MINISTER VAN JUSTISIE.

BYLAE "A".

LYS VAN PERSONE.

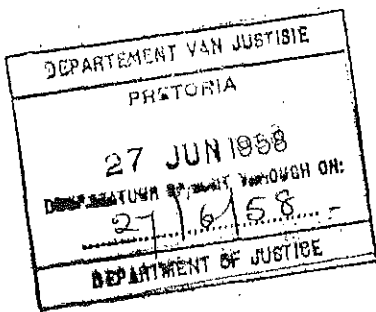
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7. HARMEL, Michael (mr.)

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UNIE VAN SUID-AFRIKA.  
UNION OF SOUTH AFRICA.

35/4

Departement van Buitelandse Sake.  
Department of External Affairs.

PRETORIA.

26 JUN 1958

DIE SEKRETARIS VAN JUSTISIE.

Verbanning van mnr. Michael Harmel.

Verwys asseblief na my diensbrief 35/4 van 4 Maart en u diensbrief 2/50/9 van 26 Maart 1958.

Ek moet u meedeel dat die Hoë Kommissaris in Londen die inhoud van u diensbrief van 26 Maart aan die „National Union of Journalists” oorgedra het.

Die Algemene Sekretaris van die „National Union of Journalists” het in antwoord hierop 'n verdere brief aan die Hoë Kommissaris geskryf, 'n afskrif waarvan hierby ter inligting aangeheg word.

is SEKRETARIS VAN BUITELANDSE SAKE.

1. H/R gesien.
2. Bess in opdrag van H/R.  
2/50

COPY

NATIONAL UNION OF JOURNALISTS

22 Great Windmill Street,  
London, W.1.

SAS/G

6th June 1958.

Dr. J. E. Holloway,  
High Commissioner for the  
Union of South Africa,  
South Africa House,  
Trafalgar Square, W.C.2.

Dear Sir,

My Council has now had an opportunity of considering your letter of April 22nd regarding the restraint placed on Mr. Michael Harmel from attending meetings.

I am to thank you for your reply, but to state that we do not consider it satisfactory. You say that you have reasons which are "well-founded and based on reliable information". But you do not say what they are any more than, according to our information, your Mr. Minister Swart gave any reasons for his banning notice to Mr. Harmel. In the light of this our protest stands.

Yours faithfully,

(sgd.) H. J. Bradley

General Secretary.

UNIE VAN SUID-AFRIKA.

DEPARTEMENT VAN JUSTISIE,

VERITASGEBOU,

PRETORIA.

4 Maart 1958.

GENEEM.

Die Kommissaris van die  
Suid-Afrikaanse Polisie,  
PRETORIA.

BEPERKINGS INGEVOLGE DIE BEPALINGS VAN  
WET NO. 44 VAN 1950 EN 17 VAN 1956.

1. Ek heg vir u inligting aan 'n afskrif van 'n memorandum gedateer 6 Julie 1957 aan die Regsadviseurs gerig en 'n afskrif van hulle mening in antwoord daarop.

2. Dit blyk asof die gegewens deur u verstrekk in elk van die hieronder genoemde gevalle in die lig van die Regsadviseurs se mening nie voldoende is om die uitreiking van kennisgewings soos deur u versoek, te regverdig nie. Daar dien op gewys te word dat die Minister in elk van die gevalle wetlik verplig is om op versoek redes vir die kennisgewings, indien uitgereik, en die gegewens wat hom beweeg het om hulle uit te reik te verstrek:

Naam.

U lêer No.

[REDACTED]

Michael A Harmel

[REDACTED]

[REDACTED]

3. Die Departement verneem graag of u oer enige verdere gegewens ten opsigte van die betrokke persone beskik wat in die lig van die Regsadviseurs se mening voldoende sal wees om teen hulle op te tree. Indien u dit nodig ag kan 'n samepreking tussen amptenare van ons onderskeie Departemente gereël word.

(Get.) P. J. LE ROUX.  
SEKRETARIS VAN JUSTISIE.

vir

DEPARTEMENT VAN JUSTISIE  
PRETORIA  
18 APR 1958  
DEURGESTUUR OP/SENT THROUGH ON:  
.....  
DEPARTMENT OF JUSTICE

35/4.



DEPARTEMENT VAN BUITELANDSE SAKE.  
DEPARTMENT OF EXTERNAL AFFAIRS.

*Die Sekretaris van Justisie,  
Pretoria.*

17 APR 1958

Met die komplimente van die  
Sekretaris van Buitelandse sake.

With the Compliments of the  
Secretary for External Affairs.

*Tas suligting. te dienstebrief  
2/50/9 gedatums 26 Maart  
1958 het betrekking hierop.*

35/4

PRETORIA.

19 7 APR 1958

Die Hoë Kommissaris vir die Unie van Suid-Afrika,  
LONDEN.

Die verbanning van mnr. Michael Harmel,  
'n joernalis in Suid-Afrika.

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Met verwysing na u diensbrief P.S.4/1 van 10 Februarie 1958, met aanhangsel, aangaande die verbanning van mnr. Michael Harmel in Suid-Afrika, heg ek hiermee aan, vir afhandeling, 'n afskrif van diensbrief 2/50/9 gedateer 26 Maart 1958 wat van die Sekretaris van Justisie ontvang is.

**W. G. NAUDE**

SEKRETARIS VAN BUITELANDSE SAKE.

JCB/MJ

2/50/9.

26 MAR 1958

Die Sekretaris van Buitelandse Sake,  
PRETORIA.

DIE VERSANNING VAN MNR. MICHAEL HARMEL,  
'N JOERNALIS IN SUID-AFRIKA.

Met verwysing na u diensbrief No. 35/4 van 4 Maart 1958 wens ek u in opdrag mee te deel dat Sy Edele die Minister van Justisie kennis geneem het van die „National Union of Journalists" se beswaar teen die verbod ten opsigte van mnr. Michael Harmel.

Die Minister verlang dat die „Union" daarop gewys word dat die verbod kragtens die Wet op die Onderdrukking van Kommunisme, 1950, om gegronde redes en na aanleiding van betroubare inligting opgelê is. Aangesien die „Union" klaarblyklik nie kennis dra van sodanige redes en inligting nie, is dit nie duidelik op grond waarvan hy die beswaar opper nie. Mnr. Harmel is 'n gelyste kommunist.

J. P. J. COETZEE  
SEKRETARIS VAN JUSTISIE.

*Geheim*

DECLASSIFIED

2/50/9.

DIE SEKRETARIS/MINISTER.

BEPERKING: MNR. MICHAEL HARMEL.

1. In sy brief gedateer 5 Februarie 1958 wat aan die Hoë Kommissaris van die Unie in Londen gerig is, teken die Algemene Sekretaris van die „National Union of Journalists“ beswaar aan teen die beperking van M. Harmel om enige byeenkoms in die Unie vir n tydperk van 5 jaar by te woon.

( [REDACTED] ).

Die Sekretaris van Buitelandse Sake verlang kommentaar en berig dat die Vereniging voormeld van die hoogste stand is en die enigste belangrike verteenwoordigende liggaam van koerantskrywers in die Verenigde Koninkryk is.

( [REDACTED] ).

2. Harmel is n gelyste Kommunis (nr. 4). Hy is op 21 Junie 1954 ingevolge die bepalings van artikel 5(1)(e) van Wet No. 44 van 1950 belet om enige byeenkoms in die Unie, <sup>en S.W.A.</sup> vir n tydperk van 2 jaar by te woon.

( [REDACTED] ).

Hierdie beperking het blykbaar nie veel gehelp nie (vlag 25.2.1957) en hy is gevolglik op 15 April 1957 weer soos voorheen beperk vir n tydperk van 5 jaar.

( [REDACTED] ).

Kompol het op 15 November 1957 aanbeveel dat Harmel ook kragtens artikel 3(5) van Wet No. 17 van 1956 verbied word om die landdrosdistrik van Johannesburg vir n tydperk van vyf jaar te verlaat.

( [REDACTED] ).

Dié aanbeveling geniet aandag.

3. Die Minister kan die beperking teen Harmel kragtens artikel 5(2) van die Wet intrek of wysig. Dit blyk egter volgens Kompol se verslae dat Harmel baie

/aktief ..... 2.



DECLASSIFIED



aktief en steeds n aanhanger van kommunisme is.

( [REDACTED] ).

4. Daar word aan die hand gedoen dat die Sekretaris van Buitelandse Sake soos volg meegedeel word:

"..... wens ek u in opdrag mee te deel dat Sy Edele die Minister van Justisie kennis geneem het van die „National Union of Journalists" se beswaar teen die verbod ten opsigte van mnr. Michael Harmel.

Die Minister verlang dat die „Union" daarop gewys word dat die verbod kragtens die Wet op die Onderdrukking van Kommunisme, 1950, om gegronde redes en na aanleiding van betroubare inligting opgelê is. Aangesien die „Union" klaarblyklik nie kennis dra van sodanige redes en inligting nie, is dit nie duidelik op grond waarvan hy die beswaar opper nie. Mnr. Harmel is n gelyste kommunis."

*Handwritten notes:*  
11/3/58  
12/3/58  
12/3/58

*Res. ✓*  
*RS*

25 MAR 1958

*Handwritten notes:*  
12/3/58  
12.3.58

COPY.

NATIONAL UNION OF JOURNALISTS.  
The Trade Union for Working Journalists.  
22 Great Windmill Street,  
London, W.1.

5th February, 1958.

Dr. J.E. Holloway,  
High Commissioner for the Union  
of South Africa,  
South Africa House,  
Trafalgar Square, W.C.2.

Dear Sir,

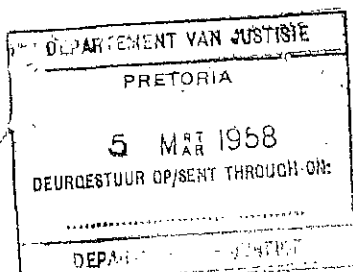
My Union views with concern the restraint placed upon a journalist in South Africa, Mr. Michael Harmel banned some months ago by the South African Minister of Justice from attending public meetings for a period of five years. We are informed that this ban is still in force.

I am instructed to lodge a protest and ask if you would be good enough to convey the terms of this letter to the appropriate quarter.

Yours sincerely,

(Sgd.) H.J. Bradley,

General Secretary.



35/4.

UNIE VAN SUID-AFRIKA.  
UNION OF SOUTH AFRICA.

Departement van Buitelandse Sake.  
Department of External Affairs.

PRETORIA.

4 MAR 1958

DIE SEKRETARIS VAN JUSTISIE.

Die verbanning van Mnr. Michael  
Harmel, 'n joernalis in Suid-Afrika.

Ek stuur u hiermee 'n afskrif van 'n brief gedateer 5 Februarie 1958, wat die Algemene Sekretaris van die Nasionale Unie van Joernaliste aan ons Hoë Kommissaris, Londen, gerig het, waarin beswaar aangeteken word teen die verbod op mnr. Michael Harmel om publieke vergaderings by te woon.

Volgens die Direkteur van Inligting by Suid-Afrikahuis, is hierdie 'n vereniging van die hoogste stand en is dit die enigste belangrike verteenwoordigende liggaam van koerantskrywers in die Verenigde Koninkryk.

Graag ontvang ek u kommentaar.

*Moloch*  
SEKRETARIS VAN BUITELANDSE SAKE.

RECEIVED  
3 JUN 1957  
DEUROESTOOR  
DEPARTMENT OF JUSTICE

Kommissaris

J. 21/22/1

DEPARTMENT OF JUSTICE  
CAPE TOWN  
9-6-1957  
KAAPSTAD  
DEPARTMENT VAN JUSTISIE

Room 347,  
Marks Buildings,  
CAPE TOWN.

- 5 -6- 1957

Mr. M. Harmel,  
47, High Road,  
Gardens,  
JOHANNESBURG.

Sir,

I am directed by the Honourable the  
Minister of Justice to acknowledge the receipt of  
your letter of the 16th May, 1957.

Yours faithfully,

L. TOUCHE  
PRIVATE SECRETARY

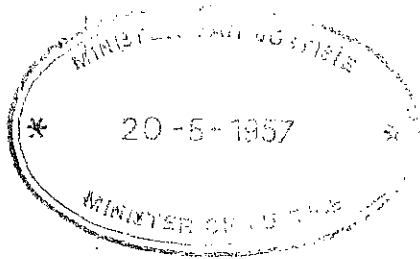
THE SECRETARY FOR JUSTICE.

Forwarded by direction for favour of your information.

*L. Touche*  
PRIVATE SECRETARY

*A.I.*  
*[Signature]*  
*5/6*

*A.I.*  
*[Signature]*  
*8/6/57*



47, High Road,  
Gardens,  
Johannesburg.

-16th May, 1957.

The Honourable the Minister of Justice,  
Marks Buildings,  
CAPE TOWN.

Sir,

I have received your letter of May 9, in which through the Secretary for Justice you inform me that you are not required by law to furnish the reasons for forbidding me to attend any gatherings for the next five years, and that my request for this information "can, therefore, not be acceded to."

I wish to point out that your notice to me constitutes a very serious interference with my rights as a citizen. Irrespective of your formal obligations under the Suppression of Communism Act, it should be obvious that in taking such a grave step against a political opponent you have a duty as a matter of common courtesy, and in accordance with the principles of natural justice, to acquaint me with the reasons for your action.

Your failure to do so can only be interpreted as an admission that you are actuated merely by a desire to silence an unwelcome critic of the disastrous policy of yourself and your colleagues in the present Government.

Yours faithfully,

*Michael Harmel*  
(Michael Harmel)

2/50/9.

Mr. M. Harmel,  
47 High Road,  
Gardens,  
JOHANNESBURG.

9-5-1957

Sir,

NOTICE IN TERMS OF SECTION 5(1)(e)  
OF ACT NO. 44 OF 1950.

With reference to your letter of the 15th April, 1957, addressed to the Honourable the Minister of Justice, I wish to inform you that the Minister is not by law required to furnish the reasons and the information which induced him to issue a notice in terms of section 5(1)(e) of the Suppression of Communism Act, 1950 (Act No. 44 of 1950), as amended.

Your request can, therefore, not be acceded to.

Yours faithfully,

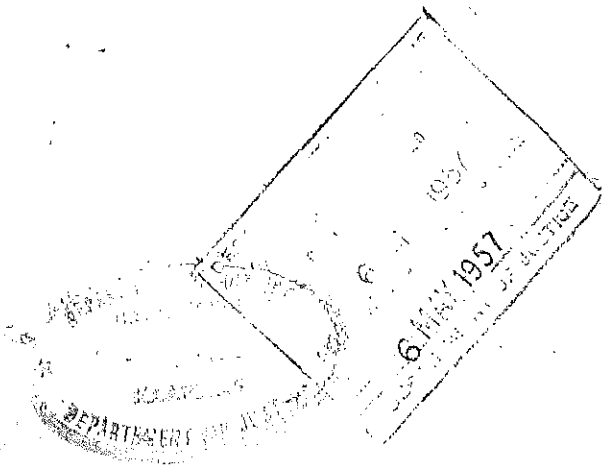
**P. J. LE ROUX**

SECRETARY FOR JUSTICE.

9/5/57

1338/20  
2/50/9

J. 21/22/1



Room 347,  
Marks Buildings,  
CAPE TOWN.

30 -4- 1957

Mr. M. Harmel,  
47 High Road,  
Gardens,  
JOHANNESBURG.

Sir,

Re: NOTICE IN TERMS OF  
SECTION 9(1) OF THE  
SUPPRESSION OF COMMUNISM  
ACT NO. 44 OF 1950, AS  
AMENDED.

With reference to your letter dated  
the 15th April, 1957, and by direction of the  
Honourable the Minister of Justice I wish to  
inform you that the request contained therein,  
is receiving attention.

Yours faithfully,

L. FOUCHÉ

PRIVATE SECRETARY

THE SECRETARY FOR JUSTICE.

Forwarded by direction for the necessary attention please.

*L. Fouché*

PRIVATE SECRETARY

*A.A.*  
*1/5*



1/333/30

47, High Road,  
Gardens,  
Johannesburg.

15th April, 1957.

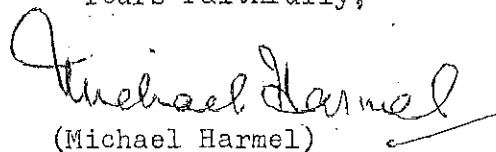
The Minister of Justice,  
House of Assembly,  
Cape Town.

Sir,

You have issued a banning notice against me, dated March 28th, 1957, in terms of the Suppression of Communism Act.

I hereby request you to inform me of your reasons for issuing this notice.

Yours faithfully;

  
(Michael Harmel)



DECLASSIFIED

Verw. No. 2/0219

UNIE VAN SUID-AFRIKA.

DEPARTEMENT VAN JUSTISIE,  
VERITASGEBOU,  
PRETORIA.

GEHEIM.

Die Landdros,  
JOHANNESBURG.

BEPERKINGS: N. HARMEL.

n Afskrif<sup>xxx</sup>(te) van " kennisgewing<sup>xx</sup>  
ingevolge artikel<sup>xx</sup>(s) 5(1)(e) van Wet No. 44 van 1950

wat op 15 April 1957 op bogenoemde beteken is,  
----- gaan hiermee vir u inligting.

J. P. VAN BLOO  
SEKRETARIS VAN JUSTISIE.

GEHEIM.

Die Sekretaris van Arbeid,  
PRETORIA.

<sup>xx</sup> n Afskrif<sup>xxx</sup>(te) van die kennisgewing<sup>xxx</sup>(s) hierbo ver-  
meld, gaan hiermee vir u inligting.

J. P. VAN BLOO  
SEKRETARIS VAN JUSTISIE.

DECLASSIFIED



NOTICE IN TERMS OF PARAGRAPH (e) OF  
SUBSECTION ONE OF SECTION FIVE OF THE  
SUPPRESSION OF COMMUNISM ACT, 1950 (ACT  
NO. 44 OF 1950), AS AMENDED.

WHEREAS your name appears on the list in the custody  
of the officer referred to in section eight of the above-  
mentioned Act;


NOW THEREFORE, I, CHARLES ROBERTS SWART, in my  
capacity as Minister of Justice for the Union of South Africa,  
by virtue of the powers conferred upon me by paragraph (e) of  
sub-section one of section five of the Suppression of Communism  
Act, 1950 (Act No. 44 of 1950), as amended, do hereby prohibit  
you from attending, during a period of five years as from the  
date that this notice is delivered or tendered to you, any  
gathering in any place within the Union of South Africa or the  
territory of South-West Africa.

Given under my hand at *Capetown* on this  
the *28<sup>th</sup>* day of *March* 1957

  
MINISTER OF JUSTICE.

TO: Michael Harmel,  
47 High Street,  
Gardens,  
JOHANNESBURG.

I certify having served the original  
notice upon the within-named personally at No. 5  
Progress Bldgs, 154 Commissioner Str, Johannes-  
burg at 2.15 p.m. on the 15th day of April, 1957  
and explained the purport thereof to him.

Witness :   
22074 'M' D/Sergeant.

  
17299 'F' D/Sergeant.

Johannesburg.

2/50/9.

GEHEIM.

DIE SEKRETARIS/MINISTER,

BEPERKINGS: M. HARMEL.

*A. IV.  
2/4/57*

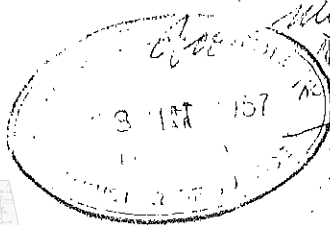
1. n Kennisgewing ingevolge artikel 5(1)(e) van Wet No. 44 van 1950, soos gewysig, waarkragtens bogenoemde verbied was om enige byeenkoms in die Unie of Suidwes-Afrika vir n tydperk van twee jaar by te woon, is op 21 Junie 1954 op hom beteken. Dit het dus op 20 Junie 1956 verstryk ( [redacted] ).
2. Kompol beveel aan dat dieselfde beperking vir n verdere tydperk van 5 jaar op hom geplaas moet word. ( [redacted] ). Dit is duidelik dat hy agter die skerms bedrywig was en dit ly geen twyfel <sup>nie</sup> dat hy weer aktief optree vandat die beperking verstryk het. ~~nie~~. n Volledige memorandum van Kompol oor sy bedrywighede tydens sy beperking en daarna, is op die lêer. ( [redacted] ).
3. Bogenoemde is n "gelyste" persoon en sy naam verskyn teenoor No. 4 op die lys van die Beredderaar.
4. n Kennisgewing ingevolge artikel 5(1)(e) van die Wet is in die lêer vir ondertekening deur die Minister indien hy bereid sou wees om aan Kompol se aanbeveling gevolg te gee.

*Onderteken*

*[Signature]*

28 MAR 1957

*bevoegdheid:*



PRIVAAT SEKRETARIS  
MINISTER VAN JUSTISIE

*22/3/57  
22/3/57  
[Signature]  
22/3  
26/3/57*



NOTICE IN TERMS OF PARAGRAPH (e) OF  
SUBSECTION ONE OF SECTION FIVE OF THE  
SUPPRESSION OF COMMUNISM ACT, 1950 (ACT  
NO. 44 OF 1950), AS AMENDED.

WHEREAS your name appears on the list in the custody  
of the officer referred to in section eight of the above-  
mentioned Act;

NOW THEREFORE, I, CHARLES ROBBERTS SWART, in my  
capacity as Minister of Justice for the Union of South Africa,  
by virtue of the powers conferred upon me by paragraph (e) of  
sub-section one of section five of the Suppression of Communism  
Act, 1950 (Act No. 44 of 1950), as amended, do hereby prohibit  
you from attending, during a period of five years as from the  
date that this notice is delivered or tendered to you, any  
gathering in any place within the Union of South Africa or the  
territory of South-West Africa.

Given under my hand at *Cape Town* on this  
the *28<sup>th</sup>* day of *March* 195*7*

MINISTER OF JUSTICE.

TO: Michael Harnel,  
47 High Street,  
Gardens,  
JOHANNESBURG.



NOTICE IN TERMS OF PARAGRAPH (e) OF  
SUBSECTION ONE OF SECTION FIVE OF THE  
SUPPRESSION OF COMMUNISM ACT, 1950 (ACT  
NO. 44 OF 1950), AS AMENDED.

WHEREAS your name appears on the list in the custody of the officer referred to in section eight of the above-mentioned Act;

NOW THEREFORE, I, CHARLES ROBERTS SWART, in my capacity as Minister of Justice for the Union of South Africa, by virtue of the powers conferred upon me by paragraph (e) of sub-section one of section five of the Suppression of Communism Act, 1950 (Act No. 44 of 1950), as amended, do hereby prohibit you from attending, during a period of five years as from the date that this notice is delivered or tendered to you, any gathering in any place within the Union of South Africa or the territory of South-West Africa.

Given under my hand at *Cape Town* on this  
the *28th* day of *March* 1957.

*C.R. Swart*  
MINISTER OF JUSTICE.

TO: Michael Harmel,  
47 High Street,  
Gardens,  
JOHANNESBURG.

DECLASSIFIED

2/50/9.

117-1357

GEHEIM.

Die Kommissaris van die  
Suid-Afrikaanse Polisie,  
PRETORIA.

BEPERKINGS: WET NO. 44 VAN  
1950.

Met verwysing na u diensbrief No. [redacted] van  
29 Desember 1956, sal dit waardeer word indien u die  
Departement, vir die inligting van die Minister, van vol-  
ledige besonderhede oor die bedrywighede van die persone *daar*  
vermeld, wil voorsien ten opsigte van die tydperke (a) wat  
die beperkings op hulle gehef was, en (b) na verstryking  
van die beperkings tot datum, en wat daarop dui dat die be-  
perkings soos nou aangevra noodsaaklik is.

Handwritten signature

SEKRETARIS VAN JUSTISIE.

17  
1  
57

B. Dew

7/31/57

DECLASSIFIED

*Harwell* **DECLASSIFIED A**

333/30.

Afskrif vir 2/50/9  
3/50/

GEHEIM.

Die Sekretaris/Die Minister,

A. BEPERKINGS INGEVOLGE ARTIKEL 10 VAN WET NO. 44 VAN 1950.

1. Verwys asseblief na Kompol se diensbrief (vlag 10-4-1954) waarin versoek word dat die Komitee wat ingevolge artikel 17 saamgestel is, nou saamgeroep moet word om feiteverslae uit te bring ten opsigte van die persone wie se name op bylae „A” hiervan verskyn, ten einde die Minister in staat te stel om te oorweeg om hulle kragtens artikel 10 van die Wet te verbied om vir 'n sekere tydperk in 'n kennisgewing omskrewe gebied te wees.

2. In afwagting van die Minister se besluit, is 'n opdrag ingevolge artikel 17 van die Wet opgestel vir die Komitee om 'n feiteverslag ten opsigte van die betrokkenes uit te bring. Die opdrag is in die lêer hieronder vir ondertekening deur die Minister indien hy met bostaande eens is.

B. STAPPE INGEVOLGE ARTIKEL 14 VAN WET NO. 44 VAN 1950.

3. Verwys asseblief na Kompol se diensbrief (gevlag 6 Mei 1954) waarin versoek word dat die Komitee wat ingevolge artikel 17 saamgestel is, feiteverslae ten opsigte van die persone wie se name op bylae „B” verskyn uit te bring ten einde die Minister in staat te stel om die Goewerneur-generaal in te lig en te adviseer of hulle nie persone is wat nie Suid-Afrikaanse burgers by geboorte of afkoms is nie en of hulle beskou moet word as ongewenste ingesetenes van die Unie omdat hulle kommuniste is of skuldig bevind is aan misdrywe ingevolge paragrawe (a), (b), (c), (d), (e), (g), (h) of (i) van artikel 11 van Wet.

4. In afwagting van die Minister se besluit is 'n opdrag ingevolge artikel 17 van die Wet opgestel vir ondertekening deur die Minister indien hy daartoe bereid mag wees.



**DECLASSIFIED**

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DECLASSIFIED

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5. In die memorandum op lêer No. 1/333/30 word die prose-  
dure uiteengesit wat hierdie Afdeling voorstel gevolg moet word  
om deportasiestappe teen 'n persoon te oorweeg. Sal die  
Minister asseblief aandui of dit sy goedkeuring wegdra?

DECLASSIFIED



OPDRAG VAN DIE MINISTER VAN JUSTISIE KRAGTENS DIE  
BEVOEGDHEID HOM VERLEEN BY ARTIKEL 17 VAN DIE WET  
OP DIE ONDERDRUKKING VAN KOMMUNISME NO. 44 VAN  
1950 SOOS GEWYSIG.

---

Kragtens die bevoegdheid my verleen by artikel  
17 van die Wet op die Onderdrukking van Kommunisme 1950,  
(Wet No. 44 van 1950) soos gewysig, stel ek, CHARLES  
ROBBERTS SWART, Minister van Justisie vir die Unie van  
Suid-Afrika hierby die ondervermelde persone aan as 'n  
Komitee om aan my feiteverslae te doen omtrent die persone  
wie se name op die lys in Bylae „A” hiervan verskyn ten  
einde my in staat te stel om te besluit of gemelde persone,  
persone is wat die verwesenliking van enige van die oogmer-  
ke van kommunisme (soos omskryf in paragraaf (ix) van sub-  
artikel (1) van artikel 1 van Wet 44 van 1950) of enige  
doen of late wat bereken is om die verwesenliking van so  
'n oogmerk te bevorder in een of ander gebied of gebiede  
bepleit, aanraai, verdedig of aanmoedig of waarskynlik die  
verwesenliking van so 'n oogmerk of so 'n doen of late in  
een of ander gebied of gebiede sal bepleit, aanraai, verde-  
dig of aanmoedig:-

Mnr. S.W. van der Merwe      Voorsitter.

Brigadier J.C. Kriek              Lid.

Mnr. J.E. van Zyl                  Lid.

Gegee onder my hand te

hierdie                              dag van

19

1954

MINISTER VAN JUSTISIE.

LYS VAN PERSONE.

1. [REDACTED])
2. [REDACTED])
3. [REDACTED])
4. [REDACTED])
5. [REDACTED])
6. [REDACTED])
7. [REDACTED])
8. [REDACTED])
9. [REDACTED])
10. [REDACTED])
11. [REDACTED])
12. HARMEL, Michael (Mnr.)
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DECLASSIFIED

2/50/9.

GEHEIM.

Die Magistraat,  
JOHANNESBURG.

2-7-1954

WET OP DIE ONDERDRUKING VAN KOMMUNISME, 1950 (WET  
NO. 44 VAN 1950), SOOS GEWYSIG : MICHAEL HARMEL.

'n Afskrif van 'n Kennisgewing ingevolge artikel  
5(1)(e) van Wet No. 44 van 1950, wat op 21 Junie 1954 op  
bogensemde beteken was, gaan hiermee vir u inligting.

J. N. OBERHOLZER

SEKRETARIS VAN JUSTISIE.

GEHEIM.

2-7-1954

Die Sekretaris van Arbeid,  
PRETORIA.

'n Afskrif van die Kennisgewing hierbo vermeld  
gaan hiermee vir u inligting.

J. N. OBERHOLZER

SEKRETARIS VAN JUSTISIE.



NOTICE IN TERMS OF PARAGRAPH (e), OF  
SUBSECTION ONE OF SECTION FIVE OF  
THE SUPPRESSION OF COMMUNISM ACT, 1950  
(ACT NO. 44 OF 1950), AS AMENDED.

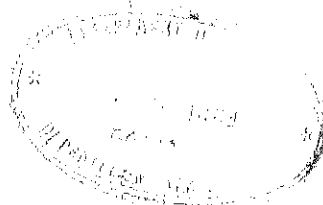
WHEREAS your name appears on the list in the  
custody of the officer referred to in section eight of  
the abovementioned Act;

NOW THEREFORE, I, CHARLES ROBERTS SWART,  
in my capacity as Minister of Justice for the Union of  
South Africa, by virtue of the powers conferred upon  
me by paragraph (e) of Subsection one of Section five  
of the Suppression of Communism Act, 1950 (Act No. 44 of  
1950), as amended, do hereby prohibit you from attending,  
during a period of two years as from the date that this  
notice is delivered or tendered to you, any gathering in  
any place within the Union of South Africa, and the Territory  
of South-West Africa.

Given under my hand at *Cape Town* on this,  
the *7<sup>th</sup>* day of *June* 1954.

MINISTER OF JUSTICE.

Michael Harmel,  
Hagana Court,  
Terrace Road 114,  
Judith Paarl,  
JOHANNESBURG.



GEHEIM.

~~3/507~~

Die Sekretaris/Die Minister.

MICHAEL HARMEL

A. Beperking ingevolge artikel 5(f)(e) van Wet No. 44 van 1950.

1. Verwys asseblief na die diensbrief (vlag 5-5-54) ontvang van Kompol, waarin o.a. aanbeveel word dat die beperkings wat ingevolge artikel 9 van Wet No. 44 van 1950 op sekere persone geplaas is en welke beperkings nou met verloop van tyd verval het of in die loop van die jaar sal verval, of na Ngwvela se saak teruggetrek is, hernu moet word.

2. M. HARMEL is een van die persone wat hierdeur getref word. Sy/~~haar~~ naam verskyn teenoor No. 4 op die lys in u bewaring ~~is op te~~ ~~aan n misdryf ingevolge artikel skuldig bevind.~~ Sy/~~haar~~ kennisgewing het verval op

9.5.1954 ~~is ingetrek.~~

3. Daar sal opgemerk word dat die kennisgewing kragtens die bepalings van artikel 5(A)(e) van die Wet opgestel is. Die rede hiervoor lê daarin dat artikel 5(f)(e) bepaal dat die Minister n „gelyste' kommunist of n persoon wat aan n misdryf ingevolge artikel 11 skuldig bevind is, kan aansê om nie enige byeenkoms in enige plek binne n gebied en gedurende n tydperk in die kennisgewing vermeld, by te woon nie. In teenstelling met die bepalings van artikel 9, staan die Minister onder geen verpligting om redes vir die kennisgewing en die gegewens wat hom beweeg het om dit uit te reik, aan die betrokke persoon te verstrek nie.

4. Die kennisgewing is in die lêer hieronder vir ondertekening deur die Minister indien hy bereid is om aan Kompol se aanbeveling gevolg te gee.

In my teenwoordigheid.

AD: 7/6/54.

*[Handwritten signatures and initials]*

*[Handwritten signature]*

2/50/9-

//////

////// PRETORIA.  
at Cape Town.

TO Mr. Michael Allan Harmel,  
67 - 5th Street,  
Parkhurst,  
JOHANNESBURG.

THE SUPPRESSION OF COMMUNISM  
ACT NO. 44 OF 1950, AS AMENDED.

Please take notice that so much of the notice dated 8th May, 1952, which was served upon you and which in terms of section 10 of the Suppression of Communism Act No. 44 of 1950, as amended, prohibits you for a period of two years from being within any province in the Union of South Africa or the Territory of South-West Africa other than the province of the Transvaal is hereby withdrawn.

Given under my hand at PRETORIA  
this 4<sup>th</sup> day of JULY 1952.

I hereby certify that I served the original of this notice upon the within named Michael Allan Harmel personally at his place of employment at 67 - 5th Street, Parkhurst, Johannesburg, at 4.30 pm on the 4th day of July 1952. I explained to him that the prohibition placed on him to be within the Union of South Africa or the Territory of South-West Africa other than the province of the Transvaal for a period of two years has been withdrawn only.

MINISTER OF JUSTICE

*[Handwritten signature and circular stamp]*

*[Handwritten signature]*

//////////

////// PRETORIA  
at Cape Town.

TO Mr. Michael Allan Harmel,  
67 - 5th Street,  
Parkhurst,  
JOHANNESBURG.

THE SUPPRESSION OF COMMUNISM  
ACT NO. 44 OF 1950, AS AMENDED.

Please take notice that so much of the notice dated 8th May, 1952, which was served upon you and which in terms of section 10 of the Suppression of Communism Act No. 44 of 1950, as amended, prohibits you for a period of two years from being within any province in the Union of South Africa or the Territory of South-West Africa other than the province of the Transvaal is hereby withdrawn.

Given under my hand at PRETORIA  
this 4<sup>th</sup> day of JULY 1952.

I hereby certify that I served the original of this notice upon the within named Michael Allan Harmel personally at his place of employment at 67 - 5th Street, Parkhurst, Johannesburg, at 4.30 pm. Reading out to him the contents thereof. I explained to him that the prohibition placed on him to remain within the province of the Transvaal for a period of two years has been withdrawn only.

MINISTER OF JUSTICE.

*[Handwritten signature]*  
No. 15504  
SAHA  
ARCHIVE FOR JUSTICE

*[Handwritten signature]*  
Witness: - No. 15504



2/50/9.

//////

////// PRETORIA  
at Cape Town.

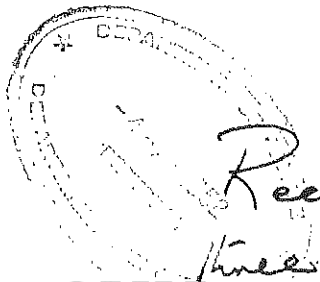
TO Mr. Michael Allan Harnel,  
67 - 5th Street,  
Parkhurst,  
JOHANNESBURG.

THE SUPPRESSION OF COMMUNISM  
ACT NO. 44 OF 1950, AS AMENDED.

Please take notice that so much of the notice dated 8th May, 1952, which was served upon you and which in terms of section 10 of the Suppression of Communism Act No. 44 of 1950, as amended, prohibits you for a period of two years from being within any province in the Union of South Africa or the Territory of South-West Africa other than the province of the Transvaal is hereby withdrawn.

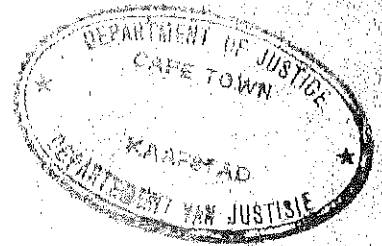
Given under my hand at PRETORIA  
this 4<sup>th</sup> day of JULY. 1952.

(Sgd) C.R. SWART.  
MINISTER OF JUSTICE.



Received original, together with  
three copies thereof from Mr. Mads  
Dipps of Johannesburg  
M. M. W. a. a.





TO Michael Allan Harmel,  
67 - 5th Street,  
Parkhurst,  
JOHANNESBURG.

THE SUPPRESSION OF COMMUNISM ACT NO. 44 OF 1950  
AS AMENDED.

PLEASE TAKE NOTICE THAT:

1. Under the powers vested in me by section 9 of the Suppression of Communism Act, (Act No. 44 of 1950 as amended), you are hereby prohibited from attending any gathering whatever within the Union of South Africa and the Territory of South-West Africa for a period of two years from date hereof other than gatherings of a bona fide religious, recreational or social nature.

2. Under the powers vested in me by section ten of the Act and after thirty days from date hereof you are hereby prohibited for a period of two years from being within any province in the Union of South Africa or the Territory of South-West Africa other than the province of the Transvaal.

Given under my hand at *Cape Town* this *8<sup>th</sup>*  
day of *May* 1952.

*G. R. Swart*  
(Sgd.) *G. R. Swart*  
MINISTER OF JUSTICE.

TO Michael Allan Harmel,  
67 - 5th Street,  
Parkhurst,  
JOHANNESBURG.

THE SUPPRESSION OF COMMUNISM ACT NO.44 OF 1950  
AS AMENDED.

WHEREAS YOUR NAME APPEARS ON THE LIST IN THE CUSTODY OF THE OFFICER REFERRED TO IN SECTION EIGHT,

PLEASE TAKE NOTICE THAT :

UNDER THE POWERS VESTED IN ME BY SECTION 5 OF THE SUPPRESSION OF COMMUNISM ACT, (ACT NO.44 OF 1950 AS AMENDED), YOU ARE HEREBY REQUIRED :

Not to become an office-bearer, officer or member and not to take any part in the activities of the organisations called

SOUTH AFRICAN INDIAN CONGRESS.  
AFRICAN NATIONAL CONGRESS.  
TRANSVAAL PEACE COUNCIL.  
SOUTH AFRICAN SOCIETY FOR PEACE AND FRIENDSHIP  
WITH THE USER.  
FREEDOM OF THE PRESS COMMITTEE.

Given under my hand at Cape Town this 8<sup>th</sup>  
day of May 1952.

*[Signature]*  
Agd B.R. Swart.  
MINISTER OF JUSTICE.

2/50/9.

C.T. 300/1952.

////////////////////  
////////

at CAPE TOWN.

REGISTERED:

AIR MAIL:

1952

The Senior Public Prosecutor,  
Magistrate's Court,  
JOHANNESBURG.

Following on our telephone conversation of the 6th instant, I forward herewith signed and stamped copies of notices which were served upon the following persons in terms of the Suppression of Communism Act, No. 44 of 1950, as amended, and against whom prosecutions are pending:-

- E.S. Sachs,
- ~~M. A. Harmel.~~
- J.J. Marks,
- J.E. Bhoola,
- ✓ M. Kotane,
- D. W. Bopape,
- ✓ Y.M. Dadoo.

SECRETARY FOR JUSTICE.



DECLASSIFIED

3. In view of the fact that, in terms of section 15 of the Act, the Director must report to both Houses of Parliament within 14 days after receipt of notice I shall be glad in the Director can be returned as soon as possible thereafter.

2. I shall be glad to call on you all cases in notices to be personally served on the persons concerned and to return the duplicate in each case duly endorsed with a certificate of such service.

- 10. [REDACTED]
- 9. [REDACTED]
- 8. [REDACTED]
- 7. [REDACTED]
- 6. [REDACTED]
- 5. [REDACTED]
- 4. [REDACTED]
- 3. [REDACTED]

2. Michael Atten Hornel - Sections 9 and 15

1. [REDACTED]

1. I wish to enclose notices in terms of sections 9 and 15 of Act No. 44 of 1950, as amended, in respect of the following persons:-

NOTICE OF SERVICE IN TERMS OF SECTIONS 9 AND 15 OF THE ACT NO. 44 OF 1950 AS AMENDED.

The Commissioner of the South African Police,  
Cape Town.

at Cape Town.

//////////

CONFIDENTIAL

DECLASSIFIED

2/50/9

REGISTERED.

29-8-1951

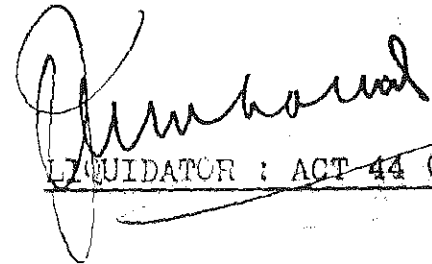
Sir,

Act 44 of 1950 as amended by Act  
50 of 1951 ; Mr. Michael Harmel.

Having now afforded you a reasonable opportunity of showing why your name should not be included in the list which I have been directed to prepare of persons who are or have at any time before or after the commencement of the Act been office-bearers, officers, members or active supporters of the Communist Party of South Africa which has been declared an unlawful organization by section 2(1) of Act 44 of 1950 as amended, you are hereby notified that I have this day included your name in the list on the grounds that you have been a member, office-bearer and active supporter of the said Organization.

Your attention is directed to the provisions of section 8 of Act 44 of 1950 as amended and to the fact that the Secretary for Justice, Palace of Justice, Pretoria, has been designated custodian of the List.

I have the honour to be,  
Sir,  
Your obedient servant,



LIQUIDATOR : ACT 44 OF 1950

M. Harmel, Esq.,  
64 Minor Street,  
Yeoville,  
JOHANNESBURG.

2/50/9

REGISTERED.

- 7-8-1951

Sir,

Act 44 of 1950 as amended by Act 50 of 1951 : M. Harmel.

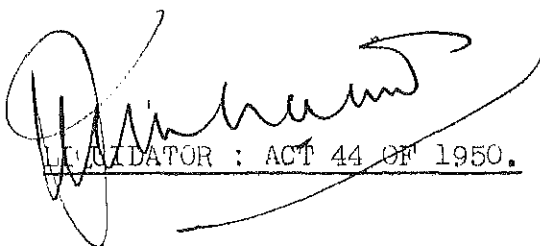
I invite attention to my previous communications to you and your Attorneys herein and to the provisions of Act 50 of 1951 published in the Union Gazette Extraordinary of the 20th July, 1951.

Should you, in view of the provisions of the amending Act desire to make representations to me additional to those already made by your Attorneys this is your further and final opportunity to do so.

I am addressing you personally at this stage because I am not sure whether the firm of attorneys which acted for you is still in existence.

Representations, if any, should reach me not later than the 20th August, 1951.

I have the honour to be,  
Sir,  
Your obedient servant,

  
LIQUIDATOR : ACT 44 OF 1950.

M. Harmel, Esq.,  
64 Minor Street,  
Yeoville,  
JOHANNESBURG.

*Assumed he  
feels within himself  
7 cases referred to  
in telegram  
representations  
No 20 and  
25th August 1951  
awaited his  
representations in Annual  
J. B. B. B. B.  
29/8/51*

*Harmel M.*

2/50/9

9th May, 1951.

Sir,

Re : Act 44 of 1950 : Mr. M. Harmel.

Your letter dated the 21st April, 1951, refers.

I have to advise you that the evidence against your client Mr. M. Harmel is : -

That he was a member of the Johannesburg District Committee of the Communist Party of South Africa and that he attended 74 meetings of that committee during the period 22.1.1945 - 5.8.1946;

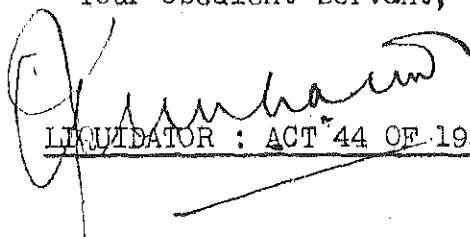
That he was a member of the Inkululeko Board of Management and that he attended 20 meetings of that Board during the period 18.4.1945 - 3.9.1946;

That he also attended Central Committee meetings of the Communist Party of South Africa during the years 1943, 1944, 1945 and 1946;

That during 1945 and 1946 he signed correspondence as secretary of the Johannesburg District Committee of the Communist Party of South Africa, among this correspondence is a letter dated the 15th February, 1945, giving details of the paid officials of the Johannesburg District Committee of the Communist Party of South Africa on which he is shown as the secretary and that his wages were £5. 5. 0 plus 15/- cost of living allowance per week; and

That he has also addressed Communist Party public meetings in the Johannesburg district, the last of which was held on the 11th June, 1950 at Alexandra Township, Johannesburg.

I have the honour to be,  
Sir,  
Your obedient servant,



LIQUIDATOR : ACT 44 OF 1950.

V.C. Berrangè, Esq.,  
P.O. Box 1746,  
JOHANNESBURG.



Ref. No. 3/1/50(Gen).

Department of Justice,

Palace of Justice,

P R E T O R I A .

14 September, 50.

Dear Sirs,

RE : NOTICES ISSUED IN TERMS OF SECTION 4(10)  
ACT 44 OF 1950.

I have the honour to acknowledge receipt of your letter of the 12th instant, having reference to notices served on the persons mentioned in schedule thereto and note contents thereof.

Please be advised that I shall continue to carry out my duties as defined in the abovementioned Act.

I have the honour to be,

Sirs,

Your obedient servant,

(Signed) J. de V. Louw.  
LIQUIDATOR : ACT 44 OF 1950.

Messrs. Berrangé, Wasserzug & Fleischack,  
P.O. Box 1746,  
JOHANNESBURG.

2/50/9.

4th September, 1950.

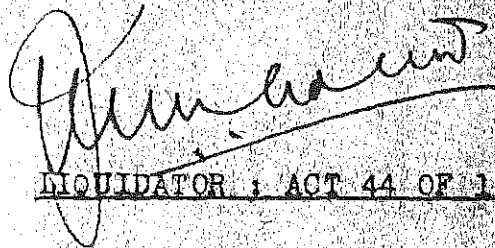
Sir,

Having been directed by the Honourable the Minister of Justice in terms of Section 4(10) of Act 44 of 1950, you are hereby afforded a reasonable opportunity in terms of the proviso of the abovementioned section to show why your name should not be included in a list of persons who are or have been office bearers, officers, members or active supporters of the Communist Party of South Africa which has been declared an unlawful organization by Section 2(1) of Act 44 of 1950.

Should you desire such reasonable opportunity you are requested to submit in writing such representations as you desire to make to reach me at the above address on or before the 25th September, 1950.

Evidence has been placed before me to show that you were a member of the Central Executive Committee of the Communist Party of South Africa.

I have the honour to be,  
Sir,  
Your obedient servant,



LIQUIDATOR : ACT 44 OF 1950.

M. Harmel, Esq.,  
64, Minor Street,  
Yeoville,  
JOHANNESBURG.