

AM 27/4/96 (7)

Belinda Hartle

Attorneys/Amagqwetha

Proprietor:
Belinda Hartle

Candidate Attorneys:
Michelle Naidoo
Lyndon Gysman
Abongile Madlba

H Lewis Trafelger Bldg
16 Clyde Street
Central, Port Elizabeth

P O Box 12583
Centrahl, 6006

Tel: 557 663 Fax: 557808
Cell: 083 303 7671
email address : beetle@lafrika.com

Our Ref.:
Ons Verw.: B C HARTLE/IM/768 BH

Your Ref.:
U Verw.:

30 May 1997

The Chairman of the Amnesty Committee
Truth and Reconciliation Commission
P O Box 3162
CAPE TOWN
8000

PER TELEFAX : (021) 23-3280

Dear Sirs

AMNESTY HEARINGS : ROELOF VENTER IN RELATION TO PEBCO 3

The matter of our outstanding fees refers.

Our client was granted "legal aid" in terms of the provisions of Section 34(3) of the Promotion of National Unity and Reconciliation Act, 1995. You were satisfied that she qualified and we were "appointed" in terms of the Section, albeit after our appearance at the TRC hearings on her behalf.

We rendered a statement of account, which was approved by your Advocate Mpshe, who forwarded it to the Legal Aid Board with the request that it process the Bill of Costs. With respect, we are not a party to the arrangement which the TRC has with the Legal Aid Board. There is no provision in the Act which makes the Legal Aid Board responsible, and we were entitled to assume, as we still are, that the TRC is liable and that any arrangement which it has with the Legal Aid Board to process the account is not binding on us. We submitted our account timeously and, since October 1996, payment has been outstanding. We have also incurred substantial costs of placing several trunk calls to your offices in order to establish when our Bill would be paid.

Page 2

We have no problem with your referring the Bill to the Legal Aid Board for payment, provided payment in full of the amount due to ourselves is effected. Presently we have been advised, however, that the Legal Aid Board is now taxing our Bill and, even worse than that, it is taxing it on the tariff applicable to criminal matters, which this matter simply was not. Our Mrs Dolley spoke with Mr Klingenberg of the Legal Aid Board this morning, and he was inclined to the view that we were not entitled to the majority of attendances and, at most, R725,00 per day! Moreover, he has intimated that we would not be entitled to recover any of our fees in perusing the Court files and making copies, which we relied upon at the hearing. This is unacceptable.

It is our view that you are liable to reimburse us as per the Bill of Costs, which was submitted to you on an attorney and own client basis in terms of the provisions of Section 34 of the Act. If you have a problem with the Bill, then it must be taxed on the basis provided by the Law Society for non-litigious work. We do not accept that the Legal Aid Board is entitled to tax the Bill.

It is our contention, therefore, that you are liable to us in the sum claimed and, unless we receive payment by the close of business today, together with interest at the legal rate *a tempore morae*, we will issue summons to recover the amount due to ourselves. In the latter event we reserve the right to claim our damages sustained by your breach, in particular the cost of placing unnecessary trunk calls to your offices.

We expect that this matter will be settled by the close of business today. The writer has been somewhat alarmed at the poor handling of this matter.

Yours faithfully
BELINDA HARTLE ATTORNEYS

per:

BELINDA HARTLE





AMNESTY COMMITTEE

P O Box 3162
Cape Town
8000

Tel: (021) 424 5161
Fax: (021) 422-2221

17th February 1999

Our Ref: MC/jdw/2774/96

MR ROELOF JACOBUS VENTER
c/o STRYDOM BRITZ INCORPORATED
P.O. Box 6991
PRETORIA
0001

PER FAX: (012) 362-1202

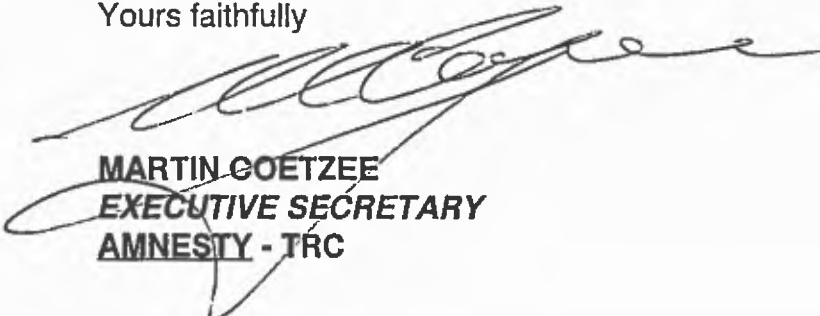
Dear Sir

**APPLICATION FOR AMNESTY IN TERMS OF SECTION 18 OF THE
PROMOTION OF NATIONAL UNITY AND RECONCILIATION ACT 1995,
ACT NO. 34 OF 1995**

In terms of Section 20(1) of the above Act you are hereby informed that the Amnesty Committee on 17th February 1999 granted you amnesty as reflected in the attached decision.

The proclamation, which shall forthwith be published in the government gazette, is also attached hereto for your information.

Yours faithfully


MARTIN GOETZEE
EXECUTIVE SECRETARY
AMNESTY - TRC

Enc.



AMNESTY COMMITTEE

P O Box 3162
Cape Town
8000

Tel: (021) 424 5161
Fax: (021) 422-2221

17th February 1999

Our Ref: MC/jdw

STRYDOM BRITZ INCORPORATED
P.O. Box 6991
PRETORIA
0001

PER FAX: (012) 362-1202

Dear Sir

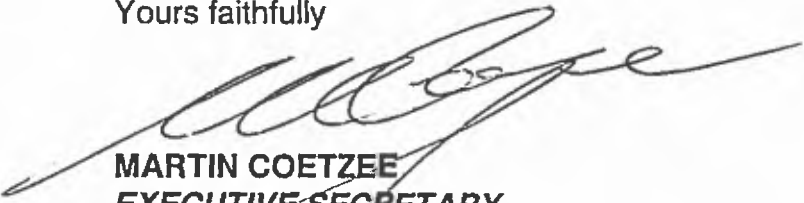
**APPLICATION FOR AMNESTY IN TERMS OF SECTION 18 OF THE
PROMOTION OF NATIONAL UNITY AND RECONCILIATION ACT 1995,
ACT NO. 34 OF 1995:-**

- | | | |
|-----------------------------------|---|---------|
| 1. PAUL JACOBUS JANSEN VAN VUUREN | - | 2777/96 |
| 2. WILLEM WOUTER MENTZ | - | 2775/96 |
| 3. JAN HATTINGH CRONJE | - | 2773/96 |
| 4. ROELOF JACOBUS VENTER | - | 2774/96 |
| 5. JACQUES HECHTER | - | 2776/96 |

In terms of Section 20(1) of the above Act you are hereby informed that the Amnesty Committee on 17th February 1999 granted the abovementioned applicants amnesty as reflected in the attached decisions.

The proclamation, which shall forthwith be published in the government gazette, is also attached hereto for your information.

Yours faithfully


MARTIN COETZEE
EXECUTIVE SECRETARY
AMNESTY - TRC

Enc.

BEFORE THE AMNESTY COMMITTEE

OF THE

TRUTH AND RECONCILIATION COMMISSION.

WRITTEN REPRESENTATION

ON BEHALF OF:

ALL PERSONS MENTIONED IN THE ANNEXURE ATTACHED HERETO

SUBJECT:

NOTICES ISSUED IN TERMS OF SECTION 19(4) OF THE PROMOTION OF NATIONAL
UNITY AND RECONCILIATION ACT 34 OF 1995 (the "Act").

1.

- 1.1. We act for a number of individuals who have applied for amnesty to this Committee.
- 1.2. A list of the names of those individuals (herein referred to as our "clients") is attached as Annexure "A" to a letter dated 13 February 1997, attached hereto, by messrs. Wagener Muller & Du Plessis, directed to the Committee.

Evidence

2.

2.1. In regard to any section 19(4) notices received by our clients, there appear to be the following permutations:

2.1.1. Certain clients admit their involvement in certain incidents which are stated in the section 19(4) notices; and

2.1.2. Others deny being so involved.

2.2. In regard to those who admit that they were involved in certain incidents which are stated in the section 19(4) notices, it is placed on record that such agreement does not necessarily include an agreement on the following:

2.2.1. The facts as stated; or

2.2.2. The motivation, background or reasons for his participation in the incident

given by the applicant referred to in the section 19(4) notices.

3.

In regard to those instances where complicity is denied, it is recorded that the denial does not presuppose an objection to the applicant's application for amnesty.

4.

Should the Amnesty Committee consider it necessary that credibility findings be made by it in order to come to a just decision on disputes in the evidence, we request to be allowed to place relevant evidence before the Committee and to cross-examine such applicants to resolve any such disputes.

DATED AT PRETORIA, THIS 24th DAY OF FEBRUARY 1997.

L. J. L. Visser

L J L VISSER, SC.
COUNSEL OF THE PERSONS
MENTIONED IN ANNEXURE "A".

J WAGENER
ATTORNEYS WAGENER, MULLER & DU PLESSIS
FOR THE PERSONS MENTIONED
IN ANNEXURE "A".

TO: THE SECRETARY
AMNESTY COMMITTEE.

Sec. 17(4) notices -

*Incidents in regard to relevant
appls. have been made,
not known to the Com,
because appls. did not
name them.*

Suggest:

*list of incidents +
names of ~~not~~ names
to us to have been
involved so that*

*Sec. 17(4) notices
can be given.*

*Reason why it is important
to receive notices is
to establish precisely what the
evidence is relevant
implicates our clients.*

23

WAGENER MULLER & DU PLESSIS

PROKUREURS/ATTORNEYS

Grondvlak / Ground Floor
Pretoriusstr. 540 Pretorius Street
Arcadia
Pretoria
0007

Posbus 40904 / P O Box 40904
Arcadia 0007
Tel: (012) 341 9130/1/2/3
Fax: (012) 341 9134

My verw/ ref: JW0006 /ms

U verw / Your Ref: Advocate Mpshe

13 February 1997

The Amnesty Committee
Truth and Reconciliation Commission
P O Box 3162
CAPE TOWN
8000

Dear Sirs

RE : AMNESTY APPLICATIONS SET-DOWN FOR HEARING

I refer to my telephonic conversation of 11 February 1996 with your Advocate Mpshe and wish to confirm the following:

1. As you are aware, I have filed amnesty applications on behalf of a large number of policemen. Their names appear from the annexure hereto, marked A.
2. I have also been approached by Mr Marthinus Lodewikus van der Schyff to assist him in this regard. As an ex member of the AWB he is at present a prisoner in die Diepkloof prison, Johannesburg and has personally drafted an application for amnesty which has been sent to your committee. Kindly confirm whether you have received his application.
3. In view of the aforesaid, and for reasons that I accept you will appreciate, I would like to receive reasonable notice of all the applications being set-down for hearing.
4. I have been informed that hearings have already been scheduled until the end of June 1997, but no hearing of a client of mine is included therein.
5. Therefore, I may assume that the hearings of amnesty applications by my clients will only commence from July 1997.
6. I was also informed that I will receive at least 2 months notice of any such hearing.

2/...

I thank you for your kind undertaking in this regard and look forward to hearing from you in due course.

I have indicated to you that a Section 19(4) notice is not required regarding another client of mine implicated by Brigadier Cronje and others namely Mr C J D P Smit. However, for purposes of a proper brief to myself and counsel herein, I have to retract this concession and must insist that a formal notice in respect of each client implicated be served. This may be done by fax and need not include all the annexures already in my possession. Therefore, I look forward to your urgent response regarding this specific issue.

Yours faithfully

J WAGENER
FOR : WAGENER MULLER & DU PLESSIS

WAGENER MULLER & DU PLESSIS

PROKUREURS/ATTORNEYS

Grondvlak / Ground Floor
Pretoriusstr. 540 Pretorius Street
Arcadia
Pretoria
0007

Posbus 40904 / P O Box 40904
Arcadia 0007
Tel: (012) 341 9130/1/2/3
Fax: (012) 341 9134

My verw/ ref:

U verw / Your Ref:

13 February 1997

AMNESTY APPLICATIONS FILED TO DATE HEREOF

ANNEXURE A

| | Ref. | | Ref. |
|-------------------|--------|-------------------|--------|
| 1 Bester P | JW0075 | 31 Heystek A M | JW0108 |
| 2 Botha H J P | JW0032 | 32 Jacobs J | JW0105 |
| 3 Coetsee N S | JW0058 | 33 Kruger J H | JW0062 |
| 4 Coetsee I | JW0047 | 34 Le Roux J H | JW0022 |
| 5 Coetsee J C | JW0033 | 35 Loots W J | JW0018 |
| 6 Coetsee P J | JW0019 | 36 Louw J C W K | JW0092 |
| 7 Coetsee W H J | JW0055 | 37 Marais I J | JW0041 |
| 8 Conradie J F | JW0106 | 38 Meyer J C | JW0072 |
| 9 Crause F | JW0044 | 39 Modise M M | JW0043 |
| 10 Crause P R | JW0017 | 40 Mong F B | JW0049 |
| 11 De Jager L | JW0056 | 41 Moshoaliba P M | JW0103 |
| 12 Delport J L M | JW0021 | 42 Naude M J | JW0071 |
| 13 Dreyer P A | JW0069 | 43 Nel F J P | JW0053 |
| 14 Du Plessis H B | JW0083 | 44 Nienaber S P | JW0048 |
| 15 Du Plessis H C | JW0042 | 45 Niewenhuis D J | JW0078 |
| 16 Du Preez S J G | JW0098 | 46 Oosthuizen A | JW0080 |
| 17 Du Toit P L | JW0094 | 47 Pretorius A | JW0057 |
| 18 Els D A | JW0093 | 48 Pretorius L M | JW0063 |
| 19 Els W | JW0076 | 49 Prince L C P | JW0036 |
| 20 Erasmus G N | JW0081 | 50 Raath J G | JW0095 |
| 21 Erwee A J G | JW0070 | 51 Roos A | JW0085 |
| 22 Fourie P T C J | JW0064 | 52 Ross J E | JW0052 |
| 23 Fuchs P P F F | JW0061 | 53 Rosslee A S | JW0104 |
| 24 Genis D K | JW0110 | 54 Schoon W F | JW0030 |
| 25 Gerber T J | JW0077 | 55 Schutte S H | JW0084 |
| 26 Geyser F H | JW0073 | 56 Smit C J D P | JW0038 |
| 27 Gous Z | JW0031 | 57 Snyman J J | JW0102 |
| 28 Greyling D | JW0082 | 58 Steenberg D J | JW0050 |
| 29 Grobbelaar A | JW0046 | 59 Steenkamp F | JW0020 |
| 30 Heyneke C S | JW0091 | 60 Steyn J A | JW0029 |

Tom van

*519(4) Note
omitted
Duplicate
today*

to policemen & Mem of Office

2/...

| | Ref. | | Ref. |
|----------------------|--------|------------------------|--------|
| 61 Stols D | JW0074 | 72 Van Wyngaard M G | JW0086 |
| 62 Strydom J A N | JW0068 | 73 Van Zyl G J | JW0037 |
| 63 Strydom M B | JW0101 | 74 Venter J | JW0065 |
| 64 Swarts F C S | JW0067 | 75 Viktor J J 25/10/97 | JW0035 |
| 65 Taylor J B | JW0099 | 76 Viktor J J (Snr) | JW0089 |
| 66 Vd Berg JP | JW0059 | 77 Vlok A J | JW0026 |
| 67 Vd Gryp A J | JW0107 | 78 Vorster J A | JW0039 |
| 68 Vd Merwe J V | JW0027 | 79 Wandrag A J | JW0054 |
| 69 Vd Merwe W J | JW0060 | 80 Wasserman L G | JW0097 |
| 70 Vd Westhuizen C A | JW0096 | 81 Williams J F | JW0100 |
| 71 Van Dyk J H | JW0066 | | |



AMNESTY COMMITTEE

P O Box 3162
Cape Town
8000

Tel: (021) 24 5161
Fax: (021) 23 3280

Our ref : LC/PL/ 2773 - 2777

14 October 1996

Messrs Strydom Britz Inc.
Per fax : (012) 346 3437

Sirs

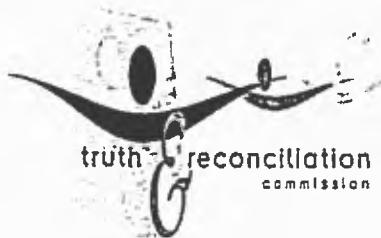
SUGGESTED PROCEDURES FOR AMNESTY HEARINGS COMMENCING 21 OCTOBER 1996 IN RESPECT OF THE FOLLOWING APPLICANTS:

- | | | | |
|----|--------------------------------|---|------|
| a) | Jan Hatting Cronje | - | 2773 |
| b) | Roelof Venter | - | 2774 |
| c) | Willem Wouter Mentz | - | 2775 |
| d) | Jacques Hechter | - | 2776 |
| e) | Paul Jacobus Jansen Van Vuuren | - | 2777 |

1. Acts, omissions or offences to which the Application relates constituting a gross violation of human rights shall be dealt with by the Commissioners in a hearing.
2. Acts, offences or omissions where there are no gross violations will be dealt with by the Commissioners in chambers. There shall be no need for a hearing in these instances.
3. The Committee may, if it is satisfied, grant judgment to the abovementioned Applicants by mid December 1996. This would only include applications involving gross violation of human rights.

Yours faithfully


ADV J. M. MPSHE
AMNESTY COMMITTEE - TRC



AMNESTY COMMITTEE

P O Box 3162
Cape Town
8000

Tel: (021) 24 5161
Fax: (021) 23 3280

Internal Correspondence

TO : DR BIKI MINYUKU
CC : DR ALEX BORAINÉ
CC : AMNESTY COMMITTEE

FROM: ADV J. MPSHE

DATE : 17 OCTOBER 1996

RE : AMNESTY APPLICATIONS : MESSRS CRONJE, VAN
VUUREN, HECHTER, MENTZ AND VENTER

Herewith please find correspondence pertaining to the abovenamed applicants for your records.

Thank You

COCKY



AMNESTY COMMITTEE

P O Box 3162
Cape Town
8000

Tel: (021) 24 5161
Fax: (021) 23 3280

Our ref : LC/PL/2773-2777

16 October 1996

Strydom Britz Inc
P O Box 6991
PRETORIA
0001

Dear Sirs

RE: AMNESTY APPLICATIONS OF : J. H. CRONJE, P. J. J. VAN VUUREN,
J. HECHTER, W.W. MENTZ AND R. VENTER

We hereby wish to inform you that the following matters will be dealt with at the Johannesburg hearing commencing 21 October 1996.

1. ZERO HAND GRENADE committed by applicant, J. H. Cronje, schedule 4 of his application with particular reference to page 73 and applicant Roelof Venter, schedule 9 of his application.
2. THE KILLING OF JOE JELE committed by J. H. Cronje, schedule 6.
3. ATTEMPTED MURDER ON JERRY THIBEDI, committed by Van Vuuren schedule 12 thereof and Jacques Hechter schedule 13 thereof.
4. ATTEMPTED MURDER ON THE LIFE OF REV MAKATSHWA, committed by P. J. Jansen Van Vuuren schedule 7 thereof as well as Jacques Hechter schedule 25 thereof.
5. PEBCO THREE, committed by Roelf Venter schedule 8 thereof.
6. THE KILLING OF ZWELI NYANDA AND KEITH MCFADDEN, committed by J. H. Cronje schedule 3 thereof.

2./...

Please note that the following matters will be dealt with at the hearing to be arranged in Pretoria.

1. NIETVERDIENT (THE KILLING OF NINE PEOPLE IN BOPHUTATSWANA), committed by applicant, J. H. Cronje schedule 5 page 88 and applicant, Jacques Hechter, schedule 3 of their applications.
2. THE RIBEIRO DOUBLE MURDERS, committed by J. H. Cronje, schedule 8 and and applicant, P. J. Jansen Van Vuuren.
3. THE DEATH OF MAKUPE, MAAKE AND SEFOLA, committed by applicant P. J. Jansen Van Vuuren, schedule 9 thereof and applicant Jacques Hechter schedule 11 thereof.
4. THE KILLING OF THE KWANDEBELE NINE, committed by Applicant, Jacques Hechter schedule 6 thereof and applicant, Willem Wouter Mentz schedule 3 thereof.
5. KILLING OF JEFFREY SIBIYA, committed by applicant, P. J. Jansen Van Vuuren schedule 10 thereof and Jacques Hechter, schedule 9 thereof.
6. THE KILLING OF PIET NTULI, committed by J. H. Cronje schedule 7.
7. THE KILLING OF BRIAN NYALUNGA, committed by Willem Wouter Mentz schedule 4 of his application form.
8. THE KILLING OF A POLICEMAN AND HIS WIFE IN HAMMANSKRAAL, committed by P. J. Jansen Van Vuuren schedule 17 and Jacques Hechter schedule 26.
9. THE INTERROGATION AND TORTURE OF SCHEEPERS MORUDI, committed by P. J. Jansen Van Vuuren schedule 13 thereof and Jacques Hechter schedule 10 thereof.
10. THE BURNING OF A ZOZO HOUSE OR SHACK IN MAMELODI, committed by applicant Jacques Hechter schedule 24 thereof and by P. J. Jansen Van Vuuren schedule 8 thereof.

Yours faithfully

ADV J. M. MPSHE
AMNESTY COMMITTEE - TRC