RealTime Transcriptions

TRANSCRIPTION OF THE

# COMMISSION OF INQUIRY

## MARIKANA

## **BEFORE TRIBUNAL**

THE HONOURABLE MR JUSTICE FARLAM (RETIRED) - CHAIRPERSON MR TOKOTA SC MS HEMRAJ SC

## HELD ON

DAY 4 23 OCTOBER 2012 PAGES 203 TO 358

HELD AT

CIVIC CENTRE, RUSTENBURG, NORTH WEST PROVINCE



© REALTIME TRANSCRIPTIONS

64 10<sup>th</sup> Avenue, Highlands North, Johannesburg P O Box 721, Highlands North, 2037 Tel: 011-440-3647 Fax: 011-440-9119 Cell: 083 273-5335 E-mail: realtime@pixie.co.za Web Address: http://mysite.mweb.co.za/residents/pak06278



## Marikana Commission of Inquiry

	Page 203		Page 205
1	[PROCEEDINGS ON 23 OCTOBER 2012]	1	CHAIRPERSON: I'm sorry to interrupt you.
2	[09:12] CHAIRPERSON: Good morning. Commission	2	I must confess, Sir, I can't understand that. I assume
3	resumes. I take it the air-conditioning isn't working yet.	3	that in the case of those who died there will be –
4	We had reached the point yesterday when we were on the	4	depending obviously on, presumably on the findings, but
5	point of hearing from Mr Mpofu to make his opening	5	there will be or may well be dependence claims of some
6	statement on behalf of the injured and arrested protesters.	6	kind.
7	Mr Mpofu.	7	MR MPOFU: Correct.
8	MR MPOFU: Thank you very much,	8	CHAIRPERSON: And the appearance here on
9	Chairperson. Speaking on behalf of my colleagues, they	9	behalf of the dependents could be seen as a necessary
10	took the liberty, since the air-conditioning is not	10	anticipatory action –
11	working, to assume that the dispensation continues,	11	MR MPOFU: Correct.
12	Chairperson.	12	CHAIRPERSON: - or step in regard to
13	CHAIRPERSON: I said we continue until	13	contemplated dependence claims.
14	the air-conditioning was working.	14	MR MPOFU: Ja.
15	MR MPOFU: Thank you, Chair.	15	CHAIRPERSON: Those who were injured
16	Chairperson, I would like upfront to ask you for an	16	would presumably also have claims –
17	indulgence. I know that we have time limits, but for the	17	MR MPOFU: Absolutely.
18	reason that this – and I'll explain later – in my case this	18	CHAIRPERSON: - if it is found, or never
19	might be an opening address, but it might also be a closing	19	mind the finding, if ultimately a court were to find that
20	address. I will seek that indulgence. I say that because	20	they were injured in circumstances where those responsible
21	we find ourselves representing the injured persons in a	21	for the injuries had acted unlawfully.
22	very awkward situation in which, despite the fact that the	22	MR MPOFU: Yes.
23	Terms of Reference of the Commission make it very clear	23	CHAIRPERSON: So their participation in
24	that the Commission is instituted in relation to three sets	24	these proceedings would be as much –
25	of victims, as we would like to see them, namely the	25	MR MPOFU: Absolutely.
	Page 204		Page 206
1	Page 204 deceased - the 250 people it says in the Terms of	1	Page 206 CHAIRPERSON: - an appropriate,
1 2		1 2	
	deceased - the 250 people it says in the Terms of		CHAIRPERSON: - an appropriate,
2	deceased - the 250 people it says in the Terms of Reference, that number grew to 272, but that's not	2	CHAIRPERSON: - an appropriate, reasonable and necessary anticipatory step in respect of
2 3	deceased - the 250 people it says in the Terms of Reference, that number grew to 272, but that's not important for the purposes of what I'm about to say – and	2 3	CHAIRPERSON: - an appropriate, reasonable and necessary anticipatory step in respect of those actions, and would be entirely analogous to the case
2 3 4	deceased - the 250 people it says in the Terms of Reference, that number grew to 272, but that's not important for the purposes of what I'm about to say – and also it talks about the 70 people who were injured. But we	2 3 4	CHAIRPERSON: - an appropriate, reasonable and necessary anticipatory step in respect of those actions, and would be entirely analogous to the case of the people who are appearing, I think –
2 3 4 5	deceased - the 250 people it says in the Terms of Reference, that number grew to 272, but that's not important for the purposes of what I'm about to say – and also it talks about the 70 people who were injured. But we have found a pattern, characterised by many things that	2 3 4 5	CHAIRPERSON: - an appropriate, reasonable and necessary anticipatory step in respect of those actions, and would be entirely analogous to the case of the people who are appearing, I think – MR MPOFU: Yes.
2 3 4 5 6	deceased - the 250 people it says in the Terms of Reference, that number grew to 272, but that's not important for the purposes of what I'm about to say – and also it talks about the 70 people who were injured. But we have found a pattern, characterised by many things that have happened here, including the issues that necessitated	2 3 4 5 6	CHAIRPERSON: - an appropriate, reasonable and necessary anticipatory step in respect of those actions, and would be entirely analogous to the case of the people who are appearing, I think – MR MPOFU: Yes. CHAIRPERSON: - for the defendants.
2 3 4 5 6 7	deceased - the 250 people it says in the Terms of Reference, that number grew to 272, but that's not important for the purposes of what I'm about to say – and also it talks about the 70 people who were injured. But we have found a pattern, characterised by many things that have happened here, including the issues that necessitated the postponement, a pattern of treating the victims of this massacre with such disdain that it might not be possible for us to continue with participating in this forum, not of	2 3 4 5 6 7	CHAIRPERSON: - an appropriate, reasonable and necessary anticipatory step in respect of those actions, and would be entirely analogous to the case of the people who are appearing, I think – MR MPOFU: Yes. CHAIRPERSON: - for the defendants. MR MPOFU: Absolutely. CHAIRPERSON: So I don't know whether – I don't want to stop you, obviously you want to carry on with
2 3 4 5 6 7 8	deceased - the 250 people it says in the Terms of Reference, that number grew to 272, but that's not important for the purposes of what I'm about to say – and also it talks about the 70 people who were injured. But we have found a pattern, characterised by many things that have happened here, including the issues that necessitated the postponement, a pattern of treating the victims of this massacre with such disdain that it might not be possible for us to continue with participating in this forum, not of our own liking, Chairperson, but because of firstly the	2 3 4 5 6 7 8	CHAIRPERSON:- an appropriate,reasonable and necessary anticipatory step in respect ofthose actions, and would be entirely analogous to the caseof the people who are appearing, I think –MR MPOFU:Yes.CHAIRPERSON:- for the defendants.MR MPOFU:Absolutely.CHAIRPERSON:So I don't know whether – Idon't want to stop you, obviously you want to carry on withthe statement that was made, but I thought it appropriate
2 3 4 5 6 7 8 9 10 11	deceased - the 250 people it says in the Terms of Reference, that number grew to 272, but that's not important for the purposes of what I'm about to say – and also it talks about the 70 people who were injured. But we have found a pattern, characterised by many things that have happened here, including the issues that necessitated the postponement, a pattern of treating the victims of this massacre with such disdain that it might not be possible for us to continue with participating in this forum, not of our own liking, Chairperson, but because of firstly the refusal of government and its agencies to assist the	2 3 4 5 6 7 8 9	CHAIRPERSON: - an appropriate, reasonable and necessary anticipatory step in respect of those actions, and would be entirely analogous to the case of the people who are appearing, I think – MR MPOFU: Yes. CHAIRPERSON: - for the defendants. MR MPOFU: Absolutely. CHAIRPERSON: So I don't know whether – I don't want to stop you, obviously you want to carry on with the statement that was made, but I thought it appropriate at this early stage to indicate the puzzlement on my side
2 3 4 5 6 7 8 9 10 11 12	deceased - the 250 people it says in the Terms of Reference, that number grew to 272, but that's not important for the purposes of what I'm about to say – and also it talks about the 70 people who were injured. But we have found a pattern, characterised by many things that have happened here, including the issues that necessitated the postponement, a pattern of treating the victims of this massacre with such disdain that it might not be possible for us to continue with participating in this forum, not of our own liking, Chairperson, but because of firstly the refusal of government and its agencies to assist the representative of the victims that we represent with even	2 3 4 5 6 7 8 9 10	CHAIRPERSON: - an appropriate, reasonable and necessary anticipatory step in respect of those actions, and would be entirely analogous to the case of the people who are appearing, I think – MR MPOFU: Yes. CHAIRPERSON: - for the defendants. MR MPOFU: Absolutely. CHAIRPERSON: So I don't know whether – I don't want to stop you, obviously you want to carry on with the statement that was made, but I thought it appropriate at this early stage to indicate the puzzlement on my side in following what is happening, and I would hope that the
2 3 4 5 6 7 8 9 10 11	deceased - the 250 people it says in the Terms of Reference, that number grew to 272, but that's not important for the purposes of what I'm about to say – and also it talks about the 70 people who were injured. But we have found a pattern, characterised by many things that have happened here, including the issues that necessitated the postponement, a pattern of treating the victims of this massacre with such disdain that it might not be possible for us to continue with participating in this forum, not of our own liking, Chairperson, but because of firstly the refusal of government and its agencies to assist the representative of the victims that we represent with even the basic logistical support for the, anticipated for the	2 3 4 5 6 7 8 9 10 11	CHAIRPERSON: - an appropriate, reasonable and necessary anticipatory step in respect of those actions, and would be entirely analogous to the case of the people who are appearing, I think – MR MPOFU: Yes. CHAIRPERSON: - for the defendants. MR MPOFU: Absolutely. CHAIRPERSON: So I don't know whether – I don't want to stop you, obviously you want to carry on with the statement that was made, but I thought it appropriate at this early stage to indicate the puzzlement on my side in following what is happening, and I would hope that the decision that's been conveyed to you is not necessarily a
2 3 4 5 6 7 8 9 10 11 12 13 14	deceased - the 250 people it says in the Terms of Reference, that number grew to 272, but that's not important for the purposes of what I'm about to say – and also it talks about the 70 people who were injured. But we have found a pattern, characterised by many things that have happened here, including the issues that necessitated the postponement, a pattern of treating the victims of this massacre with such disdain that it might not be possible for us to continue with participating in this forum, not of our own liking, Chairperson, but because of firstly the refusal of government and its agencies to assist the representative of the victims that we represent with even the basic logistical support for the, anticipated for the six months or whatever period this commission is likely to	2 3 4 5 6 7 8 9 10 11 12 13 14	CHAIRPERSON: - an appropriate, reasonable and necessary anticipatory step in respect of those actions, and would be entirely analogous to the case of the people who are appearing, I think – MR MPOFU: Yes. CHAIRPERSON: - for the defendants. MR MPOFU: Absolutely. CHAIRPERSON: So I don't know whether – I don't want to stop you, obviously you want to carry on with the statement that was made, but I thought it appropriate at this early stage to indicate the puzzlement on my side in following what is happening, and I would hope that the decision that's been conveyed to you is not necessarily a final one and that the matter might well be able to be
2 3 4 5 6 7 8 9 10 11 12 13 14 15	deceased - the 250 people it says in the Terms of Reference, that number grew to 272, but that's not important for the purposes of what I'm about to say – and also it talks about the 70 people who were injured. But we have found a pattern, characterised by many things that have happened here, including the issues that necessitated the postponement, a pattern of treating the victims of this massacre with such disdain that it might not be possible for us to continue with participating in this forum, not of our own liking, Chairperson, but because of firstly the refusal of government and its agencies to assist the representative of the victims that we represent with even the basic logistical support for the, anticipated for the six months or whatever period this commission is likely to take.	2 3 4 5 6 7 8 9 10 11 12 13 14 15	CHAIRPERSON: - an appropriate, reasonable and necessary anticipatory step in respect of those actions, and would be entirely analogous to the case of the people who are appearing, I think – MR MPOFU: Yes. CHAIRPERSON: - for the defendants. MR MPOFU: Absolutely. CHAIRPERSON: So I don't know whether – I don't want to stop you, obviously you want to carry on with the statement that was made, but I thought it appropriate at this early stage to indicate the puzzlement on my side in following what is happening, and I would hope that the decision that's been conveyed to you is not necessarily a final one and that the matter might well be able to be taken further before a final decision one way or the other
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16	deceased - the 250 people it says in the Terms of Reference, that number grew to 272, but that's not important for the purposes of what I'm about to say – and also it talks about the 70 people who were injured. But we have found a pattern, characterised by many things that have happened here, including the issues that necessitated the postponement, a pattern of treating the victims of this massacre with such disdain that it might not be possible for us to continue with participating in this forum, not of our own liking, Chairperson, but because of firstly the refusal of government and its agencies to assist the representative of the victims that we represent with even the basic logistical support for the, anticipated for the six months or whatever period this commission is likely to take. When we raised this issue, Chairperson, last	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16	CHAIRPERSON: - an appropriate, reasonable and necessary anticipatory step in respect of those actions, and would be entirely analogous to the case of the people who are appearing, I think – MR MPOFU: Yes. CHAIRPERSON: - for the defendants. MR MPOFU: Absolutely. CHAIRPERSON: So I don't know whether – I don't want to stop you, obviously you want to carry on with the statement that was made, but I thought it appropriate at this early stage to indicate the puzzlement on my side in following what is happening, and I would hope that the decision that's been conveyed to you is not necessarily a final one and that the matter might well be able to be taken further before a final decision one way or the other is given. But please proceed and when you're finished I'll
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17	deceased - the 250 people it says in the Terms of Reference, that number grew to 272, but that's not important for the purposes of what I'm about to say – and also it talks about the 70 people who were injured. But we have found a pattern, characterised by many things that have happened here, including the issues that necessitated the postponement, a pattern of treating the victims of this massacre with such disdain that it might not be possible for us to continue with participating in this forum, not of our own liking, Chairperson, but because of firstly the refusal of government and its agencies to assist the representative of the victims that we represent with even the basic logistical support for the, anticipated for the six months or whatever period this commission is likely to take. When we raised this issue, Chairperson, last time, you'll remember that a suggestion was made by our	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17	CHAIRPERSON: - an appropriate, reasonable and necessary anticipatory step in respect of those actions, and would be entirely analogous to the case of the people who are appearing, I think – MR MPOFU: Yes. CHAIRPERSON: - for the defendants. MR MPOFU: Absolutely. CHAIRPERSON: So I don't know whether – I don't want to stop you, obviously you want to carry on with the statement that was made, but I thought it appropriate at this early stage to indicate the puzzlement on my side in following what is happening, and I would hope that the decision that's been conveyed to you is not necessarily a final one and that the matter might well be able to be taken further before a final decision one way or the other is given. But please proceed and when you're finished I'll ask Mr Madlanga if there's anything he wishes to say.
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18	deceased - the 250 people it says in the Terms of Reference, that number grew to 272, but that's not important for the purposes of what I'm about to say – and also it talks about the 70 people who were injured. But we have found a pattern, characterised by many things that have happened here, including the issues that necessitated the postponement, a pattern of treating the victims of this massacre with such disdain that it might not be possible for us to continue with participating in this forum, not of our own liking, Chairperson, but because of firstly the refusal of government and its agencies to assist the representative of the victims that we represent with even the basic logistical support for the, anticipated for the six months or whatever period this commission is likely to take. When we raised this issue, Chairperson, last time, you'll remember that a suggestion was made by our learned colleagues, the Evidence Leaders, that we approach	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18	CHAIRPERSON: - an appropriate, reasonable and necessary anticipatory step in respect of those actions, and would be entirely analogous to the case of the people who are appearing, I think – MR MPOFU: Yes. CHAIRPERSON: - for the defendants. MR MPOFU: Absolutely. CHAIRPERSON: So I don't know whether – I don't want to stop you, obviously you want to carry on with the statement that was made, but I thought it appropriate at this early stage to indicate the puzzlement on my side in following what is happening, and I would hope that the decision that's been conveyed to you is not necessarily a final one and that the matter might well be able to be taken further before a final decision one way or the other is given. But please proceed and when you're finished I'll ask Mr Madlanga if there's anything he wishes to say. MR MPOFU: Thanks, Chairperson. That
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19	deceased - the 250 people it says in the Terms of Reference, that number grew to 272, but that's not important for the purposes of what I'm about to say – and also it talks about the 70 people who were injured. But we have found a pattern, characterised by many things that have happened here, including the issues that necessitated the postponement, a pattern of treating the victims of this massacre with such disdain that it might not be possible for us to continue with participating in this forum, not of our own liking, Chairperson, but because of firstly the refusal of government and its agencies to assist the representative of the victims that we represent with even the basic logistical support for the, anticipated for the six months or whatever period this commission is likely to take. When we raised this issue, Chairperson, last time, you'll remember that a suggestion was made by our learned colleagues, the Evidence Leaders, that we approach Legal Aid South Africa. We did so and we have just	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19	CHAIRPERSON: - an appropriate, reasonable and necessary anticipatory step in respect of those actions, and would be entirely analogous to the case of the people who are appearing, I think – MR MPOFU: Yes. CHAIRPERSON: - for the defendants. MR MPOFU: Absolutely. CHAIRPERSON: So I don't know whether – I don't want to stop you, obviously you want to carry on with the statement that was made, but I thought it appropriate at this early stage to indicate the puzzlement on my side in following what is happening, and I would hope that the decision that's been conveyed to you is not necessarily a final one and that the matter might well be able to be taken further before a final decision one way or the other is given. But please proceed and when you're finished I'll ask Mr Madlanga if there's anything he wishes to say. MR MPOFU: Thanks, Chairperson. That from the Chairperson and the Commissioners is more than
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20	deceased - the 250 people it says in the Terms of Reference, that number grew to 272, but that's not important for the purposes of what I'm about to say – and also it talks about the 70 people who were injured. But we have found a pattern, characterised by many things that have happened here, including the issues that necessitated the postponement, a pattern of treating the victims of this massacre with such disdain that it might not be possible for us to continue with participating in this forum, not of our own liking, Chairperson, but because of firstly the refusal of government and its agencies to assist the representative of the victims that we represent with even the basic logistical support for the, anticipated for the six months or whatever period this commission is likely to take. When we raised this issue, Chairperson, last time, you'll remember that a suggestion was made by our learned colleagues, the Evidence Leaders, that we approach Legal Aid South Africa. We did so and we have just received a very crass response from them, which says that	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20	CHAIRPERSON: - an appropriate, reasonable and necessary anticipatory step in respect of those actions, and would be entirely analogous to the case of the people who are appearing, I think – MR MPOFU: Yes. CHAIRPERSON: - for the defendants. MR MPOFU: Absolutely. CHAIRPERSON: So I don't know whether – I don't want to stop you, obviously you want to carry on with the statement that was made, but I thought it appropriate at this early stage to indicate the puzzlement on my side in following what is happening, and I would hope that the decision that's been conveyed to you is not necessarily a final one and that the matter might well be able to be taken further before a final decision one way or the other is given. But please proceed and when you're finished I'll ask Mr Madlanga if there's anything he wishes to say. MR MPOFU: Thanks, Chairperson. That from the Chairperson and the Commissioners is more than what we would have bargained for, and we are very grateful.
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21	deceased - the 250 people it says in the Terms of Reference, that number grew to 272, but that's not important for the purposes of what I'm about to say – and also it talks about the 70 people who were injured. But we have found a pattern, characterised by many things that have happened here, including the issues that necessitated the postponement, a pattern of treating the victims of this massacre with such disdain that it might not be possible for us to continue with participating in this forum, not of our own liking, Chairperson, but because of firstly the refusal of government and its agencies to assist the representative of the victims that we represent with even the basic logistical support for the, anticipated for the six months or whatever period this commission is likely to take. When we raised this issue, Chairperson, last time, you'll remember that a suggestion was made by our learned colleagues, the Evidence Leaders, that we approach Legal Aid South Africa. We did so and we have just received a very crass response from them, which says that they will not be funding these victims, they will only be	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21	CHAIRPERSON: - an appropriate, reasonable and necessary anticipatory step in respect of those actions, and would be entirely analogous to the case of the people who are appearing, I think – MR MPOFU: Yes. CHAIRPERSON: - for the defendants. MR MPOFU: Absolutely. CHAIRPERSON: So I don't know whether – I don't want to stop you, obviously you want to carry on with the statement that was made, but I thought it appropriate at this early stage to indicate the puzzlement on my side in following what is happening, and I would hope that the decision that's been conveyed to you is not necessarily a final one and that the matter might well be able to be taken further before a final decision one way or the other is given. But please proceed and when you're finished I'll ask Mr Madlanga if there's anything he wishes to say. MR MPOFU: Thanks, Chairperson. That from the Chairperson and the Commissioners is more than what we would have bargained for, and we are very grateful. Any intervention, obviously it's not something that is in
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22	deceased - the 250 people it says in the Terms of Reference, that number grew to 272, but that's not important for the purposes of what I'm about to say – and also it talks about the 70 people who were injured. But we have found a pattern, characterised by many things that have happened here, including the issues that necessitated the postponement, a pattern of treating the victims of this massacre with such disdain that it might not be possible for us to continue with participating in this forum, not of our own liking, Chairperson, but because of firstly the refusal of government and its agencies to assist the representative of the victims that we represent with even the basic logistical support for the, anticipated for the six months or whatever period this commission is likely to take. When we raised this issue, Chairperson, last time, you'll remember that a suggestion was made by our learned colleagues, the Evidence Leaders, that we approach Legal Aid South Africa. We did so and we have just received a very crass response from them, which says that they will not be funding these victims, they will only be funding the victims who are deceased. In other words what	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22	CHAIRPERSON: - an appropriate, reasonable and necessary anticipatory step in respect of those actions, and would be entirely analogous to the case of the people who are appearing, I think – MR MPOFU: Yes. CHAIRPERSON: - for the defendants. MR MPOFU: Absolutely. CHAIRPERSON: So I don't know whether – I don't want to stop you, obviously you want to carry on with the statement that was made, but I thought it appropriate at this early stage to indicate the puzzlement on my side in following what is happening, and I would hope that the decision that's been conveyed to you is not necessarily a final one and that the matter might well be able to be taken further before a final decision one way or the other is given. But please proceed and when you're finished I'll ask Mr Madlanga if there's anything he wishes to say. MR MPOFU: Thanks, Chairperson. That from the Chairperson and the Commissioners is more than what we would have bargained for, and we are very grateful. Any intervention, obviously it's not something that is in your complete powers, Chairperson and Commissioners, but
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23	deceased - the 250 people it says in the Terms of Reference, that number grew to 272, but that's not important for the purposes of what I'm about to say – and also it talks about the 70 people who were injured. But we have found a pattern, characterised by many things that have happened here, including the issues that necessitated the postponement, a pattern of treating the victims of this massacre with such disdain that it might not be possible for us to continue with participating in this forum, not of our own liking, Chairperson, but because of firstly the refusal of government and its agencies to assist the representative of the victims that we represent with even the basic logistical support for the, anticipated for the six months or whatever period this commission is likely to take. When we raised this issue, Chairperson, last time, you'll remember that a suggestion was made by our learned colleagues, the Evidence Leaders, that we approach Legal Aid South Africa. We did so and we have just received a very crass response from them, which says that they will not be funding these victims, they will only be funding the victims who are deceased. In other words what they are saying is that our people must wish that they had	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23	CHAIRPERSON: - an appropriate, reasonable and necessary anticipatory step in respect of those actions, and would be entirely analogous to the case of the people who are appearing, I think – MR MPOFU: Yes. CHAIRPERSON: - for the defendants. MR MPOFU: Absolutely. CHAIRPERSON: So I don't know whether – I don't want to stop you, obviously you want to carry on with the statement that was made, but I thought it appropriate at this early stage to indicate the puzzlement on my side in following what is happening, and I would hope that the decision that's been conveyed to you is not necessarily a final one and that the matter might well be able to be taken further before a final decision one way or the other is given. But please proceed and when you're finished I'll ask Mr Madlanga if there's anything he wishes to say. MR MPOFU: Thanks, Chairperson. That from the Chairperson and the Commissioners is more than what we would have bargained for, and we are very grateful. Any intervention, obviously it's not something that is in your complete powers, Chairperson and Commissioners, but that statement settles that issue of the so-called
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24	deceased - the 250 people it says in the Terms of Reference, that number grew to 272, but that's not important for the purposes of what I'm about to say – and also it talks about the 70 people who were injured. But we have found a pattern, characterised by many things that have happened here, including the issues that necessitated the postponement, a pattern of treating the victims of this massacre with such disdain that it might not be possible for us to continue with participating in this forum, not of our own liking, Chairperson, but because of firstly the refusal of government and its agencies to assist the representative of the victims that we represent with even the basic logistical support for the, anticipated for the six months or whatever period this commission is likely to take. When we raised this issue, Chairperson, last time, you'll remember that a suggestion was made by our learned colleagues, the Evidence Leaders, that we approach Legal Aid South Africa. We did so and we have just received a very crass response from them, which says that they will not be funding these victims, they will only be funding the victims who are deceased. In other words what they are saying is that our people must wish that they had died, that the fact that they survived is something to be	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24	CHAIRPERSON: - an appropriate, reasonable and necessary anticipatory step in respect of those actions, and would be entirely analogous to the case of the people who are appearing, I think – MR MPOFU: Yes. CHAIRPERSON: - for the defendants. MR MPOFU: Absolutely. CHAIRPERSON: So I don't know whether – I don't want to stop you, obviously you want to carry on with the statement that was made, but I thought it appropriate at this early stage to indicate the puzzlement on my side in following what is happening, and I would hope that the decision that's been conveyed to you is not necessarily a final one and that the matter might well be able to be taken further before a final decision one way or the other is given. But please proceed and when you're finished I'll ask Mr Madlanga if there's anything he wishes to say. MR MPOFU: Thanks, Chairperson. That from the Chairperson and the Commissioners is more than what we would have bargained for, and we are very grateful. Any intervention, obviously it's not something that is in your complete powers, Chairperson and Commissioners, but that statement settles that issue of the so-called distinction.
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23	deceased - the 250 people it says in the Terms of Reference, that number grew to 272, but that's not important for the purposes of what I'm about to say – and also it talks about the 70 people who were injured. But we have found a pattern, characterised by many things that have happened here, including the issues that necessitated the postponement, a pattern of treating the victims of this massacre with such disdain that it might not be possible for us to continue with participating in this forum, not of our own liking, Chairperson, but because of firstly the refusal of government and its agencies to assist the representative of the victims that we represent with even the basic logistical support for the, anticipated for the six months or whatever period this commission is likely to take. When we raised this issue, Chairperson, last time, you'll remember that a suggestion was made by our learned colleagues, the Evidence Leaders, that we approach Legal Aid South Africa. We did so and we have just received a very crass response from them, which says that they will not be funding these victims, they will only be funding the victims who are deceased. In other words what they are saying is that our people must wish that they had	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23	CHAIRPERSON: - an appropriate, reasonable and necessary anticipatory step in respect of those actions, and would be entirely analogous to the case of the people who are appearing, I think – MR MPOFU: Yes. CHAIRPERSON: - for the defendants. MR MPOFU: Absolutely. CHAIRPERSON: So I don't know whether – I don't want to stop you, obviously you want to carry on with the statement that was made, but I thought it appropriate at this early stage to indicate the puzzlement on my side in following what is happening, and I would hope that the decision that's been conveyed to you is not necessarily a final one and that the matter might well be able to be taken further before a final decision one way or the other is given. But please proceed and when you're finished I'll ask Mr Madlanga if there's anything he wishes to say. MR MPOFU: Thanks, Chairperson. That from the Chairperson and the Commissioners is more than what we would have bargained for, and we are very grateful. Any intervention, obviously it's not something that is in your complete powers, Chairperson and Commissioners, but that statement settles that issue of the so-called

		1	
1	Page 207 the arrested persons, those persons, the reason I would	1	Page 209 and we don't want to trivialise this issue – Chairperson,
2	assume they were included in the Terms of Reference is	2	maybe I'll take you one step back. Our people have been
3	because their arrest is directly linked to the issues here,	3	unjustly, in our view, charged with the murder of their own
4	and indeed as I mentioned, the reason why we managed to	4	comrades and friends. Because of that we took the
5	secure a long postponement, anticipating the finalisation	5	professional judgment that despite the fact that we were
6	of the Commission, was that the magistrate understood that	6	approached by some of the deceased's families, that we
7	whether the so-called provisional withdrawal of their	7	would not represent the deceased's families because however
8	charges will materialise, will depend among other things on	8	absurd we think the claim may be, the point of the matter
9	the outcome of the Commission, and they too therefore have	9	is that as lawyers we cannot represent the people, the
10	an equally direct interest in the outcome.	10	murdered people and the people who allegedly murdered them,
11	But more than that, Chairperson, the issue here	11	and so that's why we took that decision, and the reason
12	is that these people, yes of course we concede upfront that	12	we'll only represent the deceased person in Pauline Masuhlo
13	the most affected persons are the people who lost their	13	is because she was killed a month later in a separate
14	breadwinners, but the people who were there, the 300 people	14	incident, and so whatever deceased's families approach us,
15	who were arrested and injured and lost some limbs, are	15	we hand them over to Mr Ntsebeza's people for the
16	equally traumatised, and these are people who are requiring	16	professional reasons that I've just described. But those
17	counsel. If I can just relate, Chairperson, the	17	are the impediment issues, Chairperson.
18	consultation we had with about 200 of them at the koppie	18	I now want to talk about what I would call the
19	last week were, the emotions that ran through there, where	19	opening address, or –
20	grown men were crying tears trying to explain what had	20	CHAIRPERSON: Before you deal with that,
21	happened, you first start to try and discriminate and	21	perhaps it's appropriate for me to call upon Mr Madlanga to
22	create categories of victims in these kind of	22	see if he has anything to say –
23	circumstances, is in very bad taste. But that's the first	23	MR MPOFU: On the issue of funding –
24	reason, if it is not resolved, that we might not be able to	24	CHAIRPERSON: - with regard to the points
25	continue.	25	that you've raised so far. Mr Madlanga, do you wish to say
	Page 208		Page 210
1	Page 208 The second one is that we also received,	1	Page 210 something at this point?
1 2		1 2	
	The second one is that we also received,		something at this point?
2	The second one is that we also received, unfortunately, yesterday afternoon, having made the request	2	something at this point? MR MADLANGA SC SC: Thank you, Chairperson, Commissioners. Chair, we are learning for the first time that our colleagues encountered the problems
2 3	The second one is that we also received, unfortunately, yesterday afternoon, having made the request to the Presidency about the extension of the Terms of Reference to include Ms Pauline Masuhlo, and I'm sorry, we have not even briefed the family except by telephone, that	2 3	something at this point? MR MADLANGA SC SC: Thank you, Chairperson, Commissioners. Chair, we are learning for the first time that our colleagues encountered the problems that Mr Mpofu is referring to. Initially it was my learned
2 3 4	The second one is that we also received, unfortunately, yesterday afternoon, having made the request to the Presidency about the extension of the Terms of Reference to include Ms Pauline Masuhlo, and I'm sorry, we have not even briefed the family except by telephone, that the Presidency have turned down that request, and that in	2 3 4	something at this point? MR MADLANGA SC SC: Thank you, Chairperson, Commissioners. Chair, we are learning for the first time that our colleagues encountered the problems that Mr Mpofu is referring to. Initially it was my learned friend and team mate, Mr Budlender, who made contact with
2 3 4 5	The second one is that we also received, unfortunately, yesterday afternoon, having made the request to the Presidency about the extension of the Terms of Reference to include Ms Pauline Masuhlo, and I'm sorry, we have not even briefed the family except by telephone, that the Presidency have turned down that request, and that in our view might necessitate some kind of legal action and	2 3 4 5	something at this point? MR MADLANGA SC SC: Thank you, Chairperson, Commissioners. Chair, we are learning for the first time that our colleagues encountered the problems that Mr Mpofu is referring to. Initially it was my learned
2 3 4 5 6	The second one is that we also received, unfortunately, yesterday afternoon, having made the request to the Presidency about the extension of the Terms of Reference to include Ms Pauline Masuhlo, and I'm sorry, we have not even briefed the family except by telephone, that the Presidency have turned down that request, and that in our view might necessitate some kind of legal action and unfortunately if that legal action materialises, one of the	2 3 4 5 6	something at this point? MR MADLANGA SC SC: Thank you, Chairperson, Commissioners. Chair, we are learning for the first time that our colleagues encountered the problems that Mr Mpofu is referring to. Initially it was my learned friend and team mate, Mr Budlender, who made contact with the Legal Aid South Africa. So I have already whispered to him and asked him to do the same thing even now, not that
2 3 4 5 6 7 8 9	The second one is that we also received, unfortunately, yesterday afternoon, having made the request to the Presidency about the extension of the Terms of Reference to include Ms Pauline Masuhlo, and I'm sorry, we have not even briefed the family except by telephone, that the Presidency have turned down that request, and that in our view might necessitate some kind of legal action and unfortunately if that legal action materialises, one of the prayers we'll ask for would be that the Commission should	2 3 4 5 6 7 8 9	something at this point? MR MADLANGA SC SC: Thank you, Chairperson, Commissioners. Chair, we are learning for the first time that our colleagues encountered the problems that Mr Mpofu is referring to. Initially it was my learned friend and team mate, Mr Budlender, who made contact with the Legal Aid South Africa. So I have already whispered to him and asked him to do the same thing even now, not that we are undertaking that the application will be granted,
2 3 4 5 6 7 8 9 10	The second one is that we also received, unfortunately, yesterday afternoon, having made the request to the Presidency about the extension of the Terms of Reference to include Ms Pauline Masuhlo, and I'm sorry, we have not even briefed the family except by telephone, that the Presidency have turned down that request, and that in our view might necessitate some kind of legal action and unfortunately if that legal action materialises, one of the prayers we'll ask for would be that the Commission should not proceed, awaiting the inclusion. But of course there	2 3 4 5 6 7 8 9 10	something at this point? MR MADLANGA SC SC: Thank you, Chairperson, Commissioners. Chair, we are learning for the first time that our colleagues encountered the problems that Mr Mpofu is referring to. Initially it was my learned friend and team mate, Mr Budlender, who made contact with the Legal Aid South Africa. So I have already whispered to him and asked him to do the same thing even now, not that we are undertaking that the application will be granted, but it will just be to make that initial approach and we
2 3 4 5 6 7 8 9 10 11	The second one is that we also received, unfortunately, yesterday afternoon, having made the request to the Presidency about the extension of the Terms of Reference to include Ms Pauline Masuhlo, and I'm sorry, we have not even briefed the family except by telephone, that the Presidency have turned down that request, and that in our view might necessitate some kind of legal action and unfortunately if that legal action materialises, one of the prayers we'll ask for would be that the Commission should not proceed, awaiting the inclusion. But of course there might be, I'm sure will find –	2 3 4 5 6 7 8 9 10 11	something at this point? MR MADLANGA SC SC: Thank you, Chairperson, Commissioners. Chair, we are learning for the first time that our colleagues encountered the problems that Mr Mpofu is referring to. Initially it was my learned friend and team mate, Mr Budlender, who made contact with the Legal Aid South Africa. So I have already whispered to him and asked him to do the same thing even now, not that we are undertaking that the application will be granted, but it will just be to make that initial approach and we will revert to my learned colleague. Thank you, Chair.
2 3 4 5 6 7 8 9 10 11 12	The second one is that we also received, unfortunately, yesterday afternoon, having made the request to the Presidency about the extension of the Terms of Reference to include Ms Pauline Masuhlo, and I'm sorry, we have not even briefed the family except by telephone, that the Presidency have turned down that request, and that in our view might necessitate some kind of legal action and unfortunately if that legal action materialises, one of the prayers we'll ask for would be that the Commission should not proceed, awaiting the inclusion. But of course there might be, I'm sure will find – CHAIRPERSON: Mr Mpofu, I don't want to	2 3 4 5 6 7 8 9 10 11 12	something at this point? MR MADLANGA SC SC: Thank you, Chairperson, Commissioners. Chair, we are learning for the first time that our colleagues encountered the problems that Mr Mpofu is referring to. Initially it was my learned friend and team mate, Mr Budlender, who made contact with the Legal Aid South Africa. So I have already whispered to him and asked him to do the same thing even now, not that we are undertaking that the application will be granted, but it will just be to make that initial approach and we will revert to my learned colleague. Thank you, Chair. CHAIRPERSON: Thank you very much, Mr
2 3 4 5 6 7 8 9 10 11 12 13	The second one is that we also received, unfortunately, yesterday afternoon, having made the request to the Presidency about the extension of the Terms of Reference to include Ms Pauline Masuhlo, and I'm sorry, we have not even briefed the family except by telephone, that the Presidency have turned down that request, and that in our view might necessitate some kind of legal action and unfortunately if that legal action materialises, one of the prayers we'll ask for would be that the Commission should not proceed, awaiting the inclusion. But of course there might be, I'm sure will find – CHAIRPERSON: Mr Mpofu, I don't want to interrupt you, but I must say I have puzzlement about that	2 3 4 5 6 7 8 9 10 11 12 13	something at this point? MR MADLANGA SC SC: Thank you, Chairperson, Commissioners. Chair, we are learning for the first time that our colleagues encountered the problems that Mr Mpofu is referring to. Initially it was my learned friend and team mate, Mr Budlender, who made contact with the Legal Aid South Africa. So I have already whispered to him and asked him to do the same thing even now, not that we are undertaking that the application will be granted, but it will just be to make that initial approach and we will revert to my learned colleague. Thank you, Chair. CHAIRPERSON: Thank you very much, Mr Madlanga. I think you can now proceed with your opening
2 3 4 5 6 7 8 9 10 11 12 13 14	The second one is that we also received, unfortunately, yesterday afternoon, having made the request to the Presidency about the extension of the Terms of Reference to include Ms Pauline Masuhlo, and I'm sorry, we have not even briefed the family except by telephone, that the Presidency have turned down that request, and that in our view might necessitate some kind of legal action and unfortunately if that legal action materialises, one of the prayers we'll ask for would be that the Commission should not proceed, awaiting the inclusion. But of course there might be, I'm sure will find – CHAIRPERSON: Mr Mpofu, I don't want to interrupt you, but I must say I have puzzlement about that one as well because if we have Terms of Reference and we're	2 3 4 5 6 7 8 9 10 11 12 13 14	something at this point? MR MADLANGA SC SC: Thank you, Chairperson, Commissioners. Chair, we are learning for the first time that our colleagues encountered the problems that Mr Mpofu is referring to. Initially it was my learned friend and team mate, Mr Budlender, who made contact with the Legal Aid South Africa. So I have already whispered to him and asked him to do the same thing even now, not that we are undertaking that the application will be granted, but it will just be to make that initial approach and we will revert to my learned colleague. Thank you, Chair. CHAIRPERSON: Thank you very much, Mr Madlanga. I think you can now proceed with your opening statement, Mr Mpofu.
2 3 4 5 6 7 8 9 10 11 12 13 14 15	The second one is that we also received, unfortunately, yesterday afternoon, having made the request to the Presidency about the extension of the Terms of Reference to include Ms Pauline Masuhlo, and I'm sorry, we have not even briefed the family except by telephone, that the Presidency have turned down that request, and that in our view might necessitate some kind of legal action and unfortunately if that legal action materialises, one of the prayers we'll ask for would be that the Commission should not proceed, awaiting the inclusion. But of course there might be, I'm sure will find – CHAIRPERSON: Mr Mpofu, I don't want to interrupt you, but I must say I have puzzlement about that one as well because if we have Terms of Reference and we're busy dealing with those Terms of Reference, the fact that	2 3 4 5 6 7 8 9 10 11 12 13 14 15	something at this point? MR MADLANGA SC SC: Thank you, Chairperson, Commissioners. Chair, we are learning for the first time that our colleagues encountered the problems that Mr Mpofu is referring to. Initially it was my learned friend and team mate, Mr Budlender, who made contact with the Legal Aid South Africa. So I have already whispered to him and asked him to do the same thing even now, not that we are undertaking that the application will be granted, but it will just be to make that initial approach and we will revert to my learned colleague. Thank you, Chair. CHAIRPERSON: Thank you very much, Mr Madlanga. I think you can now proceed with your opening statement, Mr Mpofu. MR MPOFU: Yes, I'm sorry, Chair, I'm
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16	The second one is that we also received, unfortunately, yesterday afternoon, having made the request to the Presidency about the extension of the Terms of Reference to include Ms Pauline Masuhlo, and I'm sorry, we have not even briefed the family except by telephone, that the Presidency have turned down that request, and that in our view might necessitate some kind of legal action and unfortunately if that legal action materialises, one of the prayers we'll ask for would be that the Commission should not proceed, awaiting the inclusion. But of course there might be, I'm sure will find – CHAIRPERSON: Mr Mpofu, I don't want to interrupt you, but I must say I have puzzlement about that one as well because if we have Terms of Reference and we're busy dealing with those Terms of Reference, the fact that someone wants to add an extra Term of Reference doesn't	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16	something at this point? MR MADLANGA SC SC: Thank you, Chairperson, Commissioners. Chair, we are learning for the first time that our colleagues encountered the problems that Mr Mpofu is referring to. Initially it was my learned friend and team mate, Mr Budlender, who made contact with the Legal Aid South Africa. So I have already whispered to him and asked him to do the same thing even now, not that we are undertaking that the application will be granted, but it will just be to make that initial approach and we will revert to my learned colleague. Thank you, Chair. CHAIRPERSON: Thank you very much, Mr Madlanga. I think you can now proceed with your opening statement, Mr Mpofu. MR MPOFU: Yes, I'm sorry, Chair, I'm sorry to do this. Another preliminary matter, well it may
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17	The second one is that we also received, unfortunately, yesterday afternoon, having made the request to the Presidency about the extension of the Terms of Reference to include Ms Pauline Masuhlo, and I'm sorry, we have not even briefed the family except by telephone, that the Presidency have turned down that request, and that in our view might necessitate some kind of legal action and unfortunately if that legal action materialises, one of the prayers we'll ask for would be that the Commission should not proceed, awaiting the inclusion. But of course there might be, I'm sure will find – CHAIRPERSON: Mr Mpofu, I don't want to interrupt you, but I must say I have puzzlement about that one as well because if we have Terms of Reference and we're busy dealing with those Terms of Reference, the fact that someone wants to add an extra Term of Reference.	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17	something at this point? MR MADLANGA SC SC: Thank you, Chairperson, Commissioners. Chair, we are learning for the first time that our colleagues encountered the problems that Mr Mpofu is referring to. Initially it was my learned friend and team mate, Mr Budlender, who made contact with the Legal Aid South Africa. So I have already whispered to him and asked him to do the same thing even now, not that we are undertaking that the application will be granted, but it will just be to make that initial approach and we will revert to my learned colleague. Thank you, Chair. CHAIRPERSON: Thank you very much, Mr Madlanga. I think you can now proceed with your opening statement, Mr Mpofu. MR MPOFU: Yes, I'm sorry, Chair, I'm sorry to do this. Another preliminary matter, well it may be a preliminary matter or part of the opening address, but
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18	The second one is that we also received, unfortunately, yesterday afternoon, having made the request to the Presidency about the extension of the Terms of Reference to include Ms Pauline Masuhlo, and I'm sorry, we have not even briefed the family except by telephone, that the Presidency have turned down that request, and that in our view might necessitate some kind of legal action and unfortunately if that legal action materialises, one of the prayers we'll ask for would be that the Commission should not proceed, awaiting the inclusion. But of course there might be, I'm sure will find – CHAIRPERSON: Mr Mpofu, I don't want to interrupt you, but I must say I have puzzlement about that one as well because if we have Terms of Reference and we're busy dealing with those Terms of Reference, the fact that someone wants to add an extra Term of Reference. MR MPOFU: Ja.	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18	something at this point? MR MADLANGA SC SC: Thank you, Chairperson, Commissioners. Chair, we are learning for the first time that our colleagues encountered the problems that Mr Mpofu is referring to. Initially it was my learned friend and team mate, Mr Budlender, who made contact with the Legal Aid South Africa. So I have already whispered to him and asked him to do the same thing even now, not that we are undertaking that the application will be granted, but it will just be to make that initial approach and we will revert to my learned colleague. Thank you, Chair. CHAIRPERSON: Thank you very much, Mr Madlanga. I think you can now proceed with your opening statement, Mr Mpofu. MR MPOFU: Yes, I'm sorry, Chair, I'm sorry to do this. Another preliminary matter, well it may be a preliminary matter or part of the opening address, but some of the colleagues mentioned the issues around
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19	The second one is that we also received, unfortunately, yesterday afternoon, having made the request to the Presidency about the extension of the Terms of Reference to include Ms Pauline Masuhlo, and I'm sorry, we have not even briefed the family except by telephone, that the Presidency have turned down that request, and that in our view might necessitate some kind of legal action and unfortunately if that legal action materialises, one of the prayers we'll ask for would be that the Commission should not proceed, awaiting the inclusion. But of course there might be, I'm sure will find – CHAIRPERSON: Mr Mpofu, I don't want to interrupt you, but I must say I have puzzlement about that one as well because if we have Terms of Reference and we're busy dealing with those Terms of Reference, the fact that someone wants to add an extra Term of Reference. MR MPOFU: Ja. CHAIRPERSON: So it's not for me to give	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19	something at this point? MR MADLANGA SC SC: Thank you, Chairperson, Commissioners. Chair, we are learning for the first time that our colleagues encountered the problems that Mr Mpofu is referring to. Initially it was my learned friend and team mate, Mr Budlender, who made contact with the Legal Aid South Africa. So I have already whispered to him and asked him to do the same thing even now, not that we are undertaking that the application will be granted, but it will just be to make that initial approach and we will revert to my learned colleague. Thank you, Chair. CHAIRPERSON: Thank you very much, Mr Madlanga. I think you can now proceed with your opening statement, Mr Mpofu. MR MPOFU: Yes, I'm sorry, Chair, I'm sorry to do this. Another preliminary matter, well it may be a preliminary matter or part of the opening address, but some of the colleagues mentioned the issues around intimidation of witnesses and the difficulties in getting
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20	The second one is that we also received, unfortunately, yesterday afternoon, having made the request to the Presidency about the extension of the Terms of Reference to include Ms Pauline Masuhlo, and I'm sorry, we have not even briefed the family except by telephone, that the Presidency have turned down that request, and that in our view might necessitate some kind of legal action and unfortunately if that legal action materialises, one of the prayers we'll ask for would be that the Commission should not proceed, awaiting the inclusion. But of course there might be, I'm sure will find – CHAIRPERSON: Mr Mpofu, I don't want to interrupt you, but I must say I have puzzlement about that one as well because if we have Terms of Reference and we're busy dealing with those Terms of Reference, the fact that someone wants to add an extra Term of Reference. MR MPOFU: Ja. CHAIRPERSON: So it's not for me to give advice to the judge that's called upon to consider that	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20	something at this point? MR MADLANGA SC SC: Thank you, Chairperson, Commissioners. Chair, we are learning for the first time that our colleagues encountered the problems that Mr Mpofu is referring to. Initially it was my learned friend and team mate, Mr Budlender, who made contact with the Legal Aid South Africa. So I have already whispered to him and asked him to do the same thing even now, not that we are undertaking that the application will be granted, but it will just be to make that initial approach and we will revert to my learned colleague. Thank you, Chair. CHAIRPERSON: Thank you very much, Mr Madlanga. I think you can now proceed with your opening statement, Mr Mpofu. MR MPOFU: Yes, I'm sorry, Chair, I'm sorry to do this. Another preliminary matter, well it may be a preliminary matter or part of the opening address, but some of the colleagues mentioned the issues around intimidation of witnesses and the difficulties in getting witnesses to testify in this Commission, and we'd like to
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21	The second one is that we also received, unfortunately, yesterday afternoon, having made the request to the Presidency about the extension of the Terms of Reference to include Ms Pauline Masuhlo, and I'm sorry, we have not even briefed the family except by telephone, that the Presidency have turned down that request, and that in our view might necessitate some kind of legal action and unfortunately if that legal action materialises, one of the prayers we'll ask for would be that the Commission should not proceed, awaiting the inclusion. But of course there might be, I'm sure will find – CHAIRPERSON: Mr Mpofu, I don't want to interrupt you, but I must say I have puzzlement about that one as well because if we have Terms of Reference and we're busy dealing with those Terms of Reference, the fact that someone wants to add an extra Term of Reference. MR MPOFU: Ja. CHAIRPERSON: So it's not for me to give advice to the judge that's called upon to consider that prayer if you include it, but I just express my puzzlement	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21	something at this point? MR MADLANGA SC SC: Thank you, Chairperson, Commissioners. Chair, we are learning for the first time that our colleagues encountered the problems that Mr Mpofu is referring to. Initially it was my learned friend and team mate, Mr Budlender, who made contact with the Legal Aid South Africa. So I have already whispered to him and asked him to do the same thing even now, not that we are undertaking that the application will be granted, but it will just be to make that initial approach and we will revert to my learned colleague. Thank you, Chair. CHAIRPERSON: Thank you very much, Mr Madlanga. I think you can now proceed with your opening statement, Mr Mpofu. MR MPOFU: Yes, I'm sorry, Chair, I'm sorry to do this. Another preliminary matter, well it may be a preliminary matter or part of the opening address, but some of the colleagues mentioned the issues around intimidation of witnesses and the difficulties in getting witnesses to testify in this Commission, and we'd like to place on record that at least five of our witnesses during
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22	The second one is that we also received, unfortunately, yesterday afternoon, having made the request to the Presidency about the extension of the Terms of Reference to include Ms Pauline Masuhlo, and I'm sorry, we have not even briefed the family except by telephone, that the Presidency have turned down that request, and that in our view might necessitate some kind of legal action and unfortunately if that legal action materialises, one of the prayers we'll ask for would be that the Commission should not proceed, awaiting the inclusion. But of course there might be, I'm sure will find – CHAIRPERSON: Mr Mpofu, I don't want to interrupt you, but I must say I have puzzlement about that one as well because if we have Terms of Reference and we're busy dealing with those Terms of Reference, the fact that someone wants to add an extra Term of Reference doesn't stop our inquiry into the existing Terms of Reference. MR MPOFU: Ja. CHAIRPERSON: So it's not for me to give advice to the judge that's called upon to consider that prayer if you include it, but I just express my puzzlement on the point. Please proceed.	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22	something at this point? MR MADLANGA SC SC: Thank you, Chairperson, Commissioners. Chair, we are learning for the first time that our colleagues encountered the problems that Mr Mpofu is referring to. Initially it was my learned friend and team mate, Mr Budlender, who made contact with the Legal Aid South Africa. So I have already whispered to him and asked him to do the same thing even now, not that we are undertaking that the application will be granted, but it will just be to make that initial approach and we will revert to my learned colleague. Thank you, Chair. CHAIRPERSON: Thank you very much, Mr Madlanga. I think you can now proceed with your opening statement, Mr Mpofu. MR MPOFU: Yes, I'm sorry, Chair, I'm sorry to do this. Another preliminary matter, well it may be a preliminary matter or part of the opening address, but some of the colleagues mentioned the issues around intimidation of witnesses and the difficulties in getting witnesses to testify in this Commission, and we'd like to place on record that at least five of our witnesses during the break since the last time we sat here, have been
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23	The second one is that we also received, unfortunately, yesterday afternoon, having made the request to the Presidency about the extension of the Terms of Reference to include Ms Pauline Masuhlo, and I'm sorry, we have not even briefed the family except by telephone, that the Presidency have turned down that request, and that in our view might necessitate some kind of legal action and unfortunately if that legal action materialises, one of the prayers we'll ask for would be that the Commission should not proceed, awaiting the inclusion. But of course there might be, I'm sure will find – CHAIRPERSON: Mr Mpofu, I don't want to interrupt you, but I must say I have puzzlement about that one as well because if we have Terms of Reference and we're busy dealing with those Terms of Reference, the fact that someone wants to add an extra Term of Reference doesn't stop our inquiry into the existing Terms of Reference. MR MPOFU: Ja. CHAIRPERSON: So it's not for me to give advice to the judge that's called upon to consider that prayer if you include it, but I just express my puzzlement on the point. Please proceed. MR MPOFU: Well, I'm sure that sentiment	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23	something at this point? MR MADLANGA SC SC: Thank you, Chairperson, Commissioners. Chair, we are learning for the first time that our colleagues encountered the problems that Mr Mpofu is referring to. Initially it was my learned friend and team mate, Mr Budlender, who made contact with the Legal Aid South Africa. So I have already whispered to him and asked him to do the same thing even now, not that we are undertaking that the application will be granted, but it will just be to make that initial approach and we will revert to my learned colleague. Thank you, Chair. CHAIRPERSON: Thank you very much, Mr Madlanga. I think you can now proceed with your opening statement, Mr Mpofu. MR MPOFU: Yes, I'm sorry, Chair, I'm sorry to do this. Another preliminary matter, well it may be a preliminary matter or part of the opening address, but some of the colleagues mentioned the issues around intimidation of witnesses and the difficulties in getting witnesses to testify in this Commission, and we'd like to place on record that at least five of our witnesses during the break since the last time we sat here, have been arrested. At least two of those are quite key witnesses,
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24	The second one is that we also received, unfortunately, yesterday afternoon, having made the request to the Presidency about the extension of the Terms of Reference to include Ms Pauline Masuhlo, and I'm sorry, we have not even briefed the family except by telephone, that the Presidency have turned down that request, and that in our view might necessitate some kind of legal action and unfortunately if that legal action materialises, one of the prayers we'll ask for would be that the Commission should not proceed, awaiting the inclusion. But of course there might be, I'm sure will find – CHAIRPERSON: Mr Mpofu, I don't want to interrupt you, but I must say I have puzzlement about that one as well because if we have Terms of Reference and we're busy dealing with those Terms of Reference, the fact that someone wants to add an extra Term of Reference doesn't stop our inquiry into the existing Terms of Reference. MR MPOFU: Ja. CHAIRPERSON: So it's not for me to give advice to the judge that's called upon to consider that prayer if you include it, but I just express my puzzlement on the point. Please proceed. MR MPOFU: Well, I'm sure that sentiment will find its way into the answering affidavit,	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24	something at this point? MR MADLANGA SC SC: Thank you, Chairperson, Commissioners. Chair, we are learning for the first time that our colleagues encountered the problems that Mr Mpofu is referring to. Initially it was my learned friend and team mate, Mr Budlender, who made contact with the Legal Aid South Africa. So I have already whispered to him and asked him to do the same thing even now, not that we are undertaking that the application will be granted, but it will just be to make that initial approach and we will revert to my learned colleague. Thank you, Chair. CHAIRPERSON: Thank you very much, Mr Madlanga. I think you can now proceed with your opening statement, Mr Mpofu. MR MPOFU: Yes, I'm sorry, Chair, I'm sorry to do this. Another preliminary matter, well it may be a preliminary matter or part of the opening address, but some of the colleagues mentioned the issues around intimidation of witnesses and the difficulties in getting witnesses to testify in this Commission, and we'd like to place on record that at least five of our witnesses during the break since the last time we sat here, have been arrested. At least two of those are quite key witnesses, and this is something that, one of them was at least
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23	The second one is that we also received, unfortunately, yesterday afternoon, having made the request to the Presidency about the extension of the Terms of Reference to include Ms Pauline Masuhlo, and I'm sorry, we have not even briefed the family except by telephone, that the Presidency have turned down that request, and that in our view might necessitate some kind of legal action and unfortunately if that legal action materialises, one of the prayers we'll ask for would be that the Commission should not proceed, awaiting the inclusion. But of course there might be, I'm sure will find – CHAIRPERSON: Mr Mpofu, I don't want to interrupt you, but I must say I have puzzlement about that one as well because if we have Terms of Reference and we're busy dealing with those Terms of Reference, the fact that someone wants to add an extra Term of Reference doesn't stop our inquiry into the existing Terms of Reference. MR MPOFU: Ja. CHAIRPERSON: So it's not for me to give advice to the judge that's called upon to consider that prayer if you include it, but I just express my puzzlement on the point. Please proceed. MR MPOFU: Well, I'm sure that sentiment	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23	something at this point? MR MADLANGA SC SC: Thank you, Chairperson, Commissioners. Chair, we are learning for the first time that our colleagues encountered the problems that Mr Mpofu is referring to. Initially it was my learned friend and team mate, Mr Budlender, who made contact with the Legal Aid South Africa. So I have already whispered to him and asked him to do the same thing even now, not that we are undertaking that the application will be granted, but it will just be to make that initial approach and we will revert to my learned colleague. Thank you, Chair. CHAIRPERSON: Thank you very much, Mr Madlanga. I think you can now proceed with your opening statement, Mr Mpofu. MR MPOFU: Yes, I'm sorry, Chair, I'm sorry to do this. Another preliminary matter, well it may be a preliminary matter or part of the opening address, but some of the colleagues mentioned the issues around intimidation of witnesses and the difficulties in getting witnesses to testify in this Commission, and we'd like to place on record that at least five of our witnesses during the break since the last time we sat here, have been arrested. At least two of those are quite key witnesses,

Rustenburg

	Page 211		Page 213
1	probed by the Commission, and that raises a whole lot of	1	the 34 people had actually been killed at the scene that we
2	issues, apart from the difficulty of having those people to	2	all saw on television, which we now collectively know as
3	testify here, one of which is a matter of principle,	3	scene 1, or Groot Koppie - in our team that's what it's
4	Chairperson, namely that if the reason why the Police who	4	called – and that the other 18 or so, being the majority of
5	shot dead so many people are not being prosecuted is that	5	the people who had died, had been killed at Klein koppie,
6	one has to await the outcome of this Commission, which is	6	and that is contained in the evidence of Brigadier Van Zyl,
7	what we get told, then what is sauce for the goose, is	7	who testified in the bail application and whom we
8	sauce for the gander, and we do not understand why then	8	anticipate will also be called to testify here, and these
9	people should be – obviously we cannot stop the Police from	9	already created the signs of what our approach will be,
10	doing their work, but if now we have a double whammy of a	10	which I will outline, not in great detail as this is only
11	situation where people are prevented actively from	11	an opening statement.
12	participating in these proceedings, but are also being	12	CHAIRPERSON: Can I interrupt you for a
13	charged in relation to the very issues that are being	13	moment?
14	probed here. That we're just placing on the record, will	14	MR MPOFU: Yes.
15	be as an impediment to our work.	15	CHAIRPERSON: Do I understand the
16	CHAIRPERSON: Well, I'd also heard and	16	situation correctly that what you've described as scene 1
17	read in the newspapers of the arrests to which you refer,	17	is what is covered by CAS137/08/2012 -
18	at least some of the arrests to which you refer.	18	MR MPOFU: Ja.
19	MR MPOFU: Yes.	19	CHAIRPERSON: - in the documents that
20	CHAIRPERSON: And it was reported to me	20	we've been handed, which will be referred to later today?
21	that one person at least who was regarded as an important	21	MR MPOFU: Yes.
22	witness, had been arrested, and there was a suggestion that	22	CHAIRPERSON: And what is referred to as
23	would have an adverse effect on the work of the Commission.	23	scene 2 is covered by CAS138.
24	So I think it's appropriate for me at some stage to call	24	MR MPOFU: Yes.
25	upon Mr Semenya – I don't know if he's got instructions,	25	CHAIRPERSON: So 137 is scene 1.
	Page 212		Page 214
1	able to deal with the point now, but he can deal with the	1	MR MPOFU: Yes.
2	able to deal with the point now, but he can deal with the matter. I don't think it's appropriate for us to hold up	2	MR MPOFU: Yes. CHAIRPERSON: 138 is scene 2. Is that
2 3	able to deal with the point now, but he can deal with the matter. I don't think it's appropriate for us to hold up the proceedings now by calling on him to do that. In any	2 3	MR MPOFU: Yes. CHAIRPERSON: 138 is scene 2. Is that it?
2 3 4	able to deal with the point now, but he can deal with the matter. I don't think it's appropriate for us to hold up the proceedings now by calling on him to do that. In any event, I suspect that he hasn't got instructions on it, or	2 3 4	MR MPOFU: Yes. CHAIRPERSON: 138 is scene 2. Is that it? MR MPOFU: Yes.
2 3	able to deal with the point now, but he can deal with the matter. I don't think it's appropriate for us to hold up the proceedings now by calling on him to do that. In any event, I suspect that he hasn't got instructions on it, or full instructions anyway, but I'm telling him now in the	2 3	MR MPOFU: Yes. CHAIRPERSON: 138 is scene 2. Is that it? MR MPOFU: Yes. CHAIRPERSON: That will enable us to
2 3 4	able to deal with the point now, but he can deal with the matter. I don't think it's appropriate for us to hold up the proceedings now by calling on him to do that. In any event, I suspect that he hasn't got instructions on it, or full instructions anyway, but I'm telling him now in the open forum, as it were, that I will be calling on him to do	2 3 4	MR MPOFU: Yes. CHAIRPERSON: 138 is scene 2. Is that it? MR MPOFU: Yes. CHAIRPERSON: That will enable us to follow the photographs, plans, and so forth –
2 3 4 5	able to deal with the point now, but he can deal with the matter. I don't think it's appropriate for us to hold up the proceedings now by calling on him to do that. In any event, I suspect that he hasn't got instructions on it, or full instructions anyway, but I'm telling him now in the open forum, as it were, that I will be calling on him to do that –	2 3 4 5	MR MPOFU: Yes. CHAIRPERSON: 138 is scene 2. Is that it? MR MPOFU: Yes. CHAIRPERSON: That will enable us to follow the photographs, plans, and so forth – MR MPOFU: And the terminology –
2 3 4 5 6 7 8	able to deal with the point now, but he can deal with the matter. I don't think it's appropriate for us to hold up the proceedings now by calling on him to do that. In any event, I suspect that he hasn't got instructions on it, or full instructions anyway, but I'm telling him now in the open forum, as it were, that I will be calling on him to do that – MR MPOFU: Thanks, Chair.	2 3 4 5 6	MR MPOFU: Yes. CHAIRPERSON: 138 is scene 2. Is that it? MR MPOFU: Yes. CHAIRPERSON: That will enable us to follow the photographs, plans, and so forth – MR MPOFU: And the terminology – CHAIRPERSON: - that's already been
2 3 4 5 6 7 8 9	able to deal with the point now, but he can deal with the matter. I don't think it's appropriate for us to hold up the proceedings now by calling on him to do that. In any event, I suspect that he hasn't got instructions on it, or full instructions anyway, but I'm telling him now in the open forum, as it were, that I will be calling on him to do that – MR MPOFU: Thanks, Chair. CHAIRPERSON: - in due course. Would you	2 3 4 5 6 7 8 9	MR MPOFU: Yes. CHAIRPERSON: 138 is scene 2. Is that it? MR MPOFU: Yes. CHAIRPERSON: That will enable us to follow the photographs, plans, and so forth – MR MPOFU: And the terminology – CHAIRPERSON: - that's already been handed –
2 3 4 5 6 7 8 9 10	able to deal with the point now, but he can deal with the matter. I don't think it's appropriate for us to hold up the proceedings now by calling on him to do that. In any event, I suspect that he hasn't got instructions on it, or full instructions anyway, but I'm telling him now in the open forum, as it were, that I will be calling on him to do that – MR MPOFU: Thanks, Chair. CHAIRPERSON: - in due course. Would you now like to proceed with your opening statement?	2 3 4 5 6 7 8 9 10	MR MPOFU: Yes. CHAIRPERSON: 138 is scene 2. Is that it? MR MPOFU: Yes. CHAIRPERSON: That will enable us to follow the photographs, plans, and so forth – MR MPOFU: And the terminology – CHAIRPERSON: - that's already been handed – MR MPOFU: Yes, Chair.
2 3 4 5 6 7 8 9 10 11	able to deal with the point now, but he can deal with the matter. I don't think it's appropriate for us to hold up the proceedings now by calling on him to do that. In any event, I suspect that he hasn't got instructions on it, or full instructions anyway, but I'm telling him now in the open forum, as it were, that I will be calling on him to do that – MR MPOFU: Thanks, Chair. CHAIRPERSON: - in due course. Would you now like to proceed with your opening statement? MR MPOFU: Yes, I would, thank you,	2 3 4 5 6 7 8 9 10 11	MR MPOFU:Yes.CHAIRPERSON:138 is scene 2. Is thatit?MR MPOFU:Yes.CHAIRPERSON:That will enable us tofollow the photographs, plans, and so forth –MR MPOFU:MR MPOFU:And the terminology –CHAIRPERSON:- that's already beenhanded –MR MPOFU:MR MPOFU:Yes, Chair.CHAIRPERSON:Thanks.
2 3 4 5 6 7 8 9 10 11 12	able to deal with the point now, but he can deal with the matter. I don't think it's appropriate for us to hold up the proceedings now by calling on him to do that. In any event, I suspect that he hasn't got instructions on it, or full instructions anyway, but I'm telling him now in the open forum, as it were, that I will be calling on him to do that – MR MPOFU: Thanks, Chair. CHAIRPERSON: - in due course. Would you now like to proceed with your opening statement? MR MPOFU: Yes, I would, thank you, Chair. Now Chairperson, the group of people that I	2 3 4 5 6 7 8 9 10 11 12	MR MPOFU:Yes.CHAIRPERSON:138 is scene 2. Is thatit?MR MPOFU:Yes.CHAIRPERSON:That will enable us tofollow the photographs, plans, and so forth –MR MPOFU:MR MPOFU:And the terminology –CHAIRPERSON:- that's already beenhanded –MR MPOFU:MR MPOFU:Yes, Chair.CHAIRPERSON:Thanks.MR MPOFU:And in fact what we do, in the
2 3 4 5 6 7 8 9 10 11	able to deal with the point now, but he can deal with the matter. I don't think it's appropriate for us to hold up the proceedings now by calling on him to do that. In any event, I suspect that he hasn't got instructions on it, or full instructions anyway, but I'm telling him now in the open forum, as it were, that I will be calling on him to do that – MR MPOFU: Thanks, Chair. CHAIRPERSON: - in due course. Would you now like to proceed with your opening statement? MR MPOFU: Yes, I would, thank you, Chair. Now Chairperson, the group of people that I represent have a slight advantage over the other parties in	2 3 4 5 6 7 8 9 10 11	MR MPOFU:Yes.CHAIRPERSON:138 is scene 2. Is thatit?MR MPOFU:Yes.CHAIRPERSON:That will enable us tofollow the photographs, plans, and so forth –MR MPOFU:MR MPOFU:And the terminology –CHAIRPERSON:- that's already beenhanded –MR MPOFU:MR MPOFU:Yes, Chair.CHAIRPERSON:Thanks.MR MPOFU:And in fact what we do, in thefirst scene we describe it is a kind of generous fashion as
2 3 4 5 6 7 8 9 10 11 12 13 14	able to deal with the point now, but he can deal with the matter. I don't think it's appropriate for us to hold up the proceedings now by calling on him to do that. In any event, I suspect that he hasn't got instructions on it, or full instructions anyway, but I'm telling him now in the open forum, as it were, that I will be calling on him to do that – MR MPOFU: Thanks, Chair. CHAIRPERSON: - in due course. Would you now like to proceed with your opening statement? MR MPOFU: Yes, I would, thank you, Chair. Now Chairperson, the group of people that I represent have a slight advantage over the other parties in that we had a, what one might call a head start in dealing	2 3 4 5 6 7 8 9 10 11 12 13 14	MR MPOFU:Yes.CHAIRPERSON:138 is scene 2. Is thatit?It?MR MPOFU:Yes.CHAIRPERSON:That will enable us tofollow the photographs, plans, and so forth –MR MPOFU:And the terminology –CHAIRPERSON:- that's already beenhanded –MR MPOFU:Yes, Chair.CHAIRPERSON:Thanks.MR MPOFU:And in fact what we do, in thefirst scene we describe it in a kind of generous fashion asthe Groot Koppie scene, which deals with what happened at
2 3 4 5 6 7 8 9 10 11 12 13 14 15	able to deal with the point now, but he can deal with the matter. I don't think it's appropriate for us to hold up the proceedings now by calling on him to do that. In any event, I suspect that he hasn't got instructions on it, or full instructions anyway, but I'm telling him now in the open forum, as it were, that I will be calling on him to do that – MR MPOFU: Thanks, Chair. CHAIRPERSON: - in due course. Would you now like to proceed with your opening statement? MR MPOFU: Yes, I would, thank you, Chair. Now Chairperson, the group of people that I represent have a slight advantage over the other parties in that we had a, what one might call a head start in dealing with some of the issues when we were doing the bail	2 3 4 5 6 7 8 9 10 11 12 13	MR MPOFU:Yes.CHAIRPERSON:138 is scene 2. Is thatit?Image: MR MPOFU:MR MPOFU:Yes.CHAIRPERSON:That will enable us tofollow the photographs, plans, and so forth –MR MPOFU:And the terminology –CHAIRPERSON:- that's already beenhanded –MR MPOFU:Yes, Chair.CHAIRPERSON:Thanks.MR MPOFU:And in fact what we do, in thefirst scene we describe it in a kind of generous fashion asthe Groot Koppie scene, which deals with what happened atthe kraal and near that koppie, and then if you remember
2 3 4 5 6 7 8 9 10 11 12 13 14	able to deal with the point now, but he can deal with the matter. I don't think it's appropriate for us to hold up the proceedings now by calling on him to do that. In any event, I suspect that he hasn't got instructions on it, or full instructions anyway, but I'm telling him now in the open forum, as it were, that I will be calling on him to do that – MR MPOFU: Thanks, Chair. CHAIRPERSON: - in due course. Would you now like to proceed with your opening statement? MR MPOFU: Yes, I would, thank you, Chair. Now Chairperson, the group of people that I represent have a slight advantage over the other parties in that we had a, what one might call a head start in dealing with some of the issues when we were doing the bail applications for the 272 arrested persons. It became clear	2 3 4 5 6 7 8 9 10 11 12 13 14	MR MPOFU: Yes. CHAIRPERSON: 138 is scene 2. Is that it? MR MPOFU: Yes. CHAIRPERSON: That will enable us to follow the photographs, plans, and so forth – MR MPOFU: And the terminology – CHAIRPERSON: - that's already been handed – MR MPOFU: Yes, Chair. CHAIRPERSON: Thanks. MR MPOFU: Yes, Chair. CHAIRPERSON: Thanks. MR MPOFU: And in fact what we do, in the first scene we describe it in a kind of generous fashion as the Groot Koppie scene, which deals with what happened at the kraal and near that koppie, and then if you remember when we did the inspection, we then had to walk to Klein
2 3 4 5 6 7 8 9 10 11 12 13 14 15	able to deal with the point now, but he can deal with the matter. I don't think it's appropriate for us to hold up the proceedings now by calling on him to do that. In any event, I suspect that he hasn't got instructions on it, or full instructions anyway, but I'm telling him now in the open forum, as it were, that I will be calling on him to do that – MR MPOFU: Thanks, Chair. CHAIRPERSON: - in due course. Would you now like to proceed with your opening statement? MR MPOFU: Yes, I would, thank you, Chair. Now Chairperson, the group of people that I represent have a slight advantage over the other parties in that we had a, what one might call a head start in dealing with some of the issues when we were doing the bail applications for the 272 arrested persons. It became clear in those proceedings that the people who were being	2 3 4 5 6 7 8 9 10 11 12 13 14 15	MR MPOFU:Yes.CHAIRPERSON:138 is scene 2. Is thatit?MR MPOFU:Yes.CHAIRPERSON:That will enable us tofollow the photographs, plans, and so forth –MR MPOFU:MR MPOFU:And the terminology –CHAIRPERSON:- that's already beenhanded –Kes, Chair.CHAIRPERSON:Thanks.MR MPOFU:Yes, Chair.CHAIRPERSON:Thanks.MR MPOFU:And in fact what we do, in thefirst scene we describe it in a kind of generous fashion asthe Groot Koppie scene, which deals with what happened atthe kraal and near that koppie, and then if you rememberwhen we did the inspection, we then had to walk to KleinKoppie, and that's what we call scene 2. Now Chairperson,
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16	able to deal with the point now, but he can deal with the matter. I don't think it's appropriate for us to hold up the proceedings now by calling on him to do that. In any event, I suspect that he hasn't got instructions on it, or full instructions anyway, but I'm telling him now in the open forum, as it were, that I will be calling on him to do that – MR MPOFU: Thanks, Chair. CHAIRPERSON: - in due course. Would you now like to proceed with your opening statement? MR MPOFU: Yes, I would, thank you, Chair. Now Chairperson, the group of people that I represent have a slight advantage over the other parties in that we had a, what one might call a head start in dealing with some of the issues when we were doing the bail applications for the 272 arrested persons. It became clear in those proceedings that the people who were being charged, as I've already said, for the murder of their own	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16	MR MPOFU: Yes. CHAIRPERSON: 138 is scene 2. Is that it? MR MPOFU: Yes. CHAIRPERSON: That will enable us to follow the photographs, plans, and so forth – MR MPOFU: And the terminology – CHAIRPERSON: - that's already been handed – MR MPOFU: Yes, Chair. CHAIRPERSON: Thanks. MR MPOFU: Yes, Chair. CHAIRPERSON: Thanks. MR MPOFU: And in fact what we do, in the first scene we describe it in a kind of generous fashion as the Groot Koppie scene, which deals with what happened at the kraal and near that koppie, and then if you remember when we did the inspector, we then had to walk to Klein
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17	able to deal with the point now, but he can deal with the matter. I don't think it's appropriate for us to hold up the proceedings now by calling on him to do that. In any event, I suspect that he hasn't got instructions on it, or full instructions anyway, but I'm telling him now in the open forum, as it were, that I will be calling on him to do that – MR MPOFU: Thanks, Chair. CHAIRPERSON: - in due course. Would you now like to proceed with your opening statement? MR MPOFU: Yes, I would, thank you, Chair. Now Chairperson, the group of people that I represent have a slight advantage over the other parties in that we had a, what one might call a head start in dealing with some of the issues when we were doing the bail applications for the 272 arrested persons. It became clear in those proceedings that the people who were being charged, as I've already said, for the murder of their own colleagues and we raised it and it caused, as it should,	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17	MR MPOFU: Yes. CHAIRPERSON: 138 is scene 2. Is that it? MR MPOFU: Yes. CHAIRPERSON: That will enable us to follow the photographs, plans, and so forth – MR MPOFU: And the terminology – CHAIRPERSON: - that's already been handed – MR MPOFU: Yes, Chair. CHAIRPERSON: Thanks. MR MPOFU: Yes, Chair. CHAIRPERSON: Thanks. MR MPOFU: And in fact what we do, in the first scene we describe it in a kind of generous fashion as the Groot Koppie scene, which deals with what happened at the kraal and near that koppie, and then if you remember when we did the inspection, we then had to walk to Klein Koppie, and that's what we call scene 2. Now Chairperson, the – CHAIRPERSON: I'm sorry, Mr Tokota
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18	able to deal with the point now, but he can deal with the matter. I don't think it's appropriate for us to hold up the proceedings now by calling on him to do that. In any event, I suspect that he hasn't got instructions on it, or full instructions anyway, but I'm telling him now in the open forum, as it were, that I will be calling on him to do that – MR MPOFU: Thanks, Chair. CHAIRPERSON: - in due course. Would you now like to proceed with your opening statement? MR MPOFU: Yes, I would, thank you, Chair. Now Chairperson, the group of people that I represent have a slight advantage over the other parties in that we had a, what one might call a head start in dealing with some of the issues when we were doing the bail applications for the 272 arrested persons. It became clear in those proceedings that the people who were being charged, as I've already said, for the murder of their own colleagues and we raised it and it caused, as it should, national and international concern, and they were released	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20	MR MPOFU: Yes. CHAIRPERSON: 138 is scene 2. Is that it? MR MPOFU: Yes. CHAIRPERSON: That will enable us to follow the photographs, plans, and so forth – MR MPOFU: And the terminology – CHAIRPERSON: - that's already been handed – MR MPOFU: Yes, Chair. CHAIRPERSON: Thanks. MR MPOFU: Yes, Chair. CHAIRPERSON: Thanks. MR MPOFU: And in fact what we do, in the first scene we describe it in a kind of generous fashion as the Groot Koppie scene, which deals with what happened at the kraal and near that koppie, and then if you remember when we did the inspection, we then had to walk to Klein Koppie, and that's what we call scene 2. Now Chairperson, the –
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19	able to deal with the point now, but he can deal with the matter. I don't think it's appropriate for us to hold up the proceedings now by calling on him to do that. In any event, I suspect that he hasn't got instructions on it, or full instructions anyway, but I'm telling him now in the open forum, as it were, that I will be calling on him to do that – MR MPOFU: Thanks, Chair. CHAIRPERSON: - in due course. Would you now like to proceed with your opening statement? MR MPOFU: Yes, I would, thank you, Chair. Now Chairperson, the group of people that I represent have a slight advantage over the other parties in that we had a, what one might call a head start in dealing with some of the issues when we were doing the bail applications for the 272 arrested persons. It became clear in those proceedings that the people who were being charged, as I've already said, for the murder of their own colleagues and we raised it and it caused, as it should,	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19	MR MPOFU: Yes. CHAIRPERSON: 138 is scene 2. Is that it? MR MPOFU: Yes. CHAIRPERSON: That will enable us to follow the photographs, plans, and so forth – MR MPOFU: And the terminology – CHAIRPERSON: - that's already been handed – MR MPOFU: Yes, Chair. CHAIRPERSON: Thanks. MR MPOFU: Yes, Chair. CHAIRPERSON: Thanks. MR MPOFU: And in fact what we do, in the first scene we describe it in a kind of generous fashion as the Groot Koppie scene, which deals with what happened at the kraal and near that koppie, and then if you remember when we did the inspection, we then had to walk to Klein Koppie, and that's what we call scene 2. Now Chairperson, the – CHAIRPERSON: I'm sorry, Mr Tokota
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20	able to deal with the point now, but he can deal with the matter. I don't think it's appropriate for us to hold up the proceedings now by calling on him to do that. In any event, I suspect that he hasn't got instructions on it, or full instructions anyway, but I'm telling him now in the open forum, as it were, that I will be calling on him to do that – MR MPOFU: Thanks, Chair. CHAIRPERSON: - in due course. Would you now like to proceed with your opening statement? MR MPOFU: Yes, I would, thank you, Chair. Now Chairperson, the group of people that I represent have a slight advantage over the other parties in that we had a, what one might call a head start in dealing with some of the issues when we were doing the bail applications for the 272 arrested persons. It became clear in those proceedings that the people who were being charged, as I've already said, for the murder of their own colleagues and we raised it and it caused, as it should, national and international concern, and they were released	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20	MR MPOFU:Yes.CHAIRPERSON:138 is scene 2. Is thatit?MR MPOFU:Yes.CHAIRPERSON:That will enable us tofollow the photographs, plans, and so forth –MR MPOFU:MR MPOFU:And the terminology –CHAIRPERSON:- that's already beenhanded –Kes, Chair.CHAIRPERSON:Thanks.MR MPOFU:Yes, Chair.CHAIRPERSON:Thanks.MR MPOFU:And in fact what we do, in thefirst scene we describe it in a kind of generous fashion asthe Groot Koppie scene, which deals with what happened atthe kraal and near that koppie, and then if you rememberwhen we did the inspection, we then had to walk to KleinKoppie, and that's what we call scene 2. Now Chairperson,the –I'm sorry, Mr TokotacHAIRPERSON:I'm sorry, Mr Tokotareminds me that the interpreter has been sitting here very
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23	able to deal with the point now, but he can deal with the matter. I don't think it's appropriate for us to hold up the proceedings now by calling on him to do that. In any event, I suspect that he hasn't got instructions on it, or full instructions anyway, but I'm telling him now in the open forum, as it were, that I will be calling on him to do that – MR MPOFU: Thanks, Chair. CHAIRPERSON: - in due course. Would you now like to proceed with your opening statement? MR MPOFU: Yes, I would, thank you, Chair. Now Chairperson, the group of people that I represent have a slight advantage over the other parties in that we had a, what one might call a head start in dealing with some of the issues when we were doing the bail applications for the 272 arrested persons. It became clear in those proceedings that the people who were being charged, as I've already said, for the murder of their own colleagues and we raised it and it caused, as it should, national and international concern, and they were released – we gave a deadline for them to be released on the Sunday, the 1st of September, and on that day a press conference was called for their release.	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21	MR MPOFU:Yes.CHAIRPERSON:138 is scene 2. Is thatit?MR MPOFU:Yes.CHAIRPERSON:That will enable us tofollow the photographs, plans, and so forth –MR MPOFU:MR MPOFU:And the terminology –CHAIRPERSON:- that's already beenhanded –Yes, Chair.CHAIRPERSON:Thanks.MR MPOFU:Yes, Chair.CHAIRPERSON:Thanks.MR MPOFU:And in fact what we do, in thefirst scene we describe it in a kind of generous fashion asthe Groot Koppie scene, which deals with what happened atthe kraal and near that koppie, and then if you rememberwhen we did the inspection, we then had to walk to KleinKoppie, and that's what we call scene 2. Now Chairperson,the –CHAIRPERSON:I'm sorry, Mr Tokotareminds me that the interpreter has been sitting here verypatiently and you and I have been having a conversationwhich, and Mr Madlanga took part for a short time as welland the poor interpreter has got to remember everything
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22	able to deal with the point now, but he can deal with the matter. I don't think it's appropriate for us to hold up the proceedings now by calling on him to do that. In any event, I suspect that he hasn't got instructions on it, or full instructions anyway, but I'm telling him now in the open forum, as it were, that I will be calling on him to do that – MR MPOFU: Thanks, Chair. CHAIRPERSON: - in due course. Would you now like to proceed with your opening statement? MR MPOFU: Yes, I would, thank you, Chair. Now Chairperson, the group of people that I represent have a slight advantage over the other parties in that we had a, what one might call a head start in dealing with some of the issues when we were doing the bail applications for the 272 arrested persons. It became clear in those proceedings that the people who were being charged, as I've already said, for the murder of their own colleagues and we raised it and it caused, as it should, national and international concern, and they were released – we gave a deadline for them to be released on the Sunday, the 1st of September, and on that day a press conference was	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22	MR MPOFU: Yes. CHAIRPERSON: 138 is scene 2. Is that it? MR MPOFU: Yes. CHAIRPERSON: That will enable us to follow the photographs, plans, and so forth – MR MPOFU: And the terminology – CHAIRPERSON: - that's already been handed – MR MPOFU: Yes, Chair. CHAIRPERSON: Thanks. MR MPOFU: Yes, Chair. CHAIRPERSON: Thanks. MR MPOFU: And in fact what we do, in the first scene we describe it in a kind of generous fashion as the Groot Koppie scene, which deals with what happened at the kraal and near that koppie, and then if you remember when we did the inspection, we then had to walk to Klein Koppie, and that's what we call scene 2. Now Chairperson, the – CHAIRPERSON: I'm sorry, Mr Tokota reminds me that the interpreter has been sitting here very patiently and you and I have been having a conversation which, and Mr Madlanga took part for a short time as well
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23	able to deal with the point now, but he can deal with the matter. I don't think it's appropriate for us to hold up the proceedings now by calling on him to do that. In any event, I suspect that he hasn't got instructions on it, or full instructions anyway, but I'm telling him now in the open forum, as it were, that I will be calling on him to do that – MR MPOFU: Thanks, Chair. CHAIRPERSON: - in due course. Would you now like to proceed with your opening statement? MR MPOFU: Yes, I would, thank you, Chair. Now Chairperson, the group of people that I represent have a slight advantage over the other parties in that we had a, what one might call a head start in dealing with some of the issues when we were doing the bail applications for the 272 arrested persons. It became clear in those proceedings that the people who were being charged, as I've already said, for the murder of their own colleagues and we raised it and it caused, as it should, national and international concern, and they were released – we gave a deadline for them to be released on the Sunday, the 1st of September, and on that day a press conference was called for their release.	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23	MR MPOFU: Yes. CHAIRPERSON: 138 is scene 2. Is that it? MR MPOFU: Yes. CHAIRPERSON: That will enable us to follow the photographs, plans, and so forth – MR MPOFU: And the terminology – CHAIRPERSON: - that's already been handed – MR MPOFU: Yes, Chair. CHAIRPERSON: Thanks. MR MPOFU: Yes, Chair. CHAIRPERSON: Thanks. MR MPOFU: And in fact what we do, in the first scene we describe it in a kind of generous fashion as the Groot Koppie scene, which deals with what happened at the kraal and near that koppie, and then if you remember when we did the inspection, we then had to walk to Klein Koppie, and that's what we call scene 2. Now Chairperson, the – CHAIRPERSON: I'm sorry, Mr Tokota reminds me that the interpreter has been sitting here very patiently and you and I have been having a conversation which, and Mr Madlanga took part for a short time as well and the poor interpreter has got to remember everything

	Page 215		Page 217
1	MR MPOFU: Yes, before he speaks, I had	1	that we are willing to share the insights with the
2	already made a deal with him that we'll cover paragraphs,	2	Commission. So if we are not here, it will be not because
3	won't do it sentence by sentence as some of the colleagues,	3	of our choice, and justice I must say we will get. Whether
4	but at this stage I think he's long overdue. Thank you,	4	we get it here or we'll get it in another forum or in
5	Chair.	5	international criminal court of justice where we may lay
6	[09:32] MR MAHLANGU: Thank you.	6	charges against the Police who shot our people, then that's
7	MR MPOFU: Thank you very much,	7	what we will do. But that's just an aside.
8	Chairperson. Chairperson, I don't want to waste time.	8	Now we then come to page 3, Chairperson, where we
9	I'll go into the, what I call the broad theses of our	9	say the main causes are SAPS and Lonmin, and that some of
10	submissions here, and they will be centred around what is	10	the contributory causes include what one might term the
11	contained on page 3 of my written document, namely that the	11	sordid history of the mining industry in South Africa, and
12	main causes of the massacre are the South African Police	12	I touch upon it very briefly, and then to some extent these
13	Services, and where applicable, the other agencies of	13	issues of labour relations and trade unions, and so on.
14	government, and Lonmin –	14	But we agree with our colleagues that those issues cannot
15	CHAIRPERSON: I think it might be helpful	15	be elevated to the primary causes of what happened.
16	if you dealt with some of the material which appears on the	16	We then, having defined those, what I call the
17	earlier pages –	17	PCs, Chair, then we go to the meat of our submissions,
18	MR MPOFU: Yes.	18	which is the 10 points that we are going to gear our
19	CHAIRPERSON: Because after all, the	19	evidence towards. Everything, every witness we call will
20	people who are following this who, television broadcast,	20	be geared towards proving one or more of the 10 points that
20	for example –	20	we have defined, and I will, with your indulgence, go
22	MR MPOFU: Oh, thank you, Chair.	21	through those 10 points.
22	CHAIRPERSON: - haven't got the advantage	22	The first point, Chairperson, is that – if maybe
24	of having read your document.	23	at this point before I do the 10 points, ja. The first of
25	MR MPOFU: This document, yes, thank you,	25	the 10 points, Chairperson, is a broad one that says that
25		25	
	Page 216		Page 218
1	Page 216 Chair.	1	Page 218 this tragedy could and should have been avoided, and by
1 2		1 2	
	Chair.		this tragedy could and should have been avoided, and by
2	Chair. CHAIRPERSON: You don't have to read	2	this tragedy could and should have been avoided, and by that we will show with the evidence dealing with the Police
2 3	Chair. CHAIRPERSON: You don't have to read everything, but I thought there were some points that you	2 3	this tragedy could and should have been avoided, and by that we will show with the evidence dealing with the Police methods that were employed, or should have been employed,
2 3 4	Chair. CHAIRPERSON: You don't have to read everything, but I thought there were some points that you made for example on page 2 which are worthy of being	2 3 4	this tragedy could and should have been avoided, and by that we will show with the evidence dealing with the Police methods that were employed, or should have been employed, in relation to some of the guidelines and codes that define
2 3 4 5	Chair. CHAIRPERSON: You don't have to read everything, but I thought there were some points that you made for example on page 2 which are worthy of being repeated aloud for the benefit of people who are watching	2 3 4 5	this tragedy could and should have been avoided, and by that we will show with the evidence dealing with the Police methods that were employed, or should have been employed, in relation to some of the guidelines and codes that define how the Police should act in these kinds of situations, and
2 3 4 5 6	Chair. CHAIRPERSON: You don't have to read everything, but I thought there were some points that you made for example on page 2 which are worthy of being repeated aloud for the benefit of people who are watching the proceedings from afar.	2 3 4 5 6	this tragedy could and should have been avoided, and by that we will show with the evidence dealing with the Police methods that were employed, or should have been employed, in relation to some of the guidelines and codes that define how the Police should act in these kinds of situations, and we will seek a conclusion at the end that says that this
2 3 4 5 6 7	Chair. CHAIRPERSON: You don't have to read everything, but I thought there were some points that you made for example on page 2 which are worthy of being repeated aloud for the benefit of people who are watching the proceedings from afar. MR MPOFU: I'm indebted to you,	2 3 4 5 6 7	this tragedy could and should have been avoided, and by that we will show with the evidence dealing with the Police methods that were employed, or should have been employed, in relation to some of the guidelines and codes that define how the Police should act in these kinds of situations, and we will seek a conclusion at the end that says that this could have been avoided.
2 3 4 5 6 7 8	Chair. CHAIRPERSON: You don't have to read everything, but I thought there were some points that you made for example on page 2 which are worthy of being repeated aloud for the benefit of people who are watching the proceedings from afar. MR MPOFU: I'm indebted to you, Chairperson. Indeed we have said there that apart from the	2 3 4 5 6 7 8	this tragedy could and should have been avoided, and by that we will show with the evidence dealing with the Police methods that were employed, or should have been employed, in relation to some of the guidelines and codes that define how the Police should act in these kinds of situations, and we will seek a conclusion at the end that says that this could have been avoided. The second point is that – and it's one that I
2 3 4 5 6 7 8 9	Chair. CHAIRPERSON: You don't have to read everything, but I thought there were some points that you made for example on page 2 which are worthy of being repeated aloud for the benefit of people who are watching the proceedings from afar. MR MPOFU: I'm indebted to you, Chairperson. Indeed we have said there that apart from the deceased families, who are the primary victims, we	2 3 4 5 6 7 8 9	this tragedy could and should have been avoided, and by that we will show with the evidence dealing with the Police methods that were employed, or should have been employed, in relation to some of the guidelines and codes that define how the Police should act in these kinds of situations, and we will seek a conclusion at the end that says that this could have been avoided. The second point is that – and it's one that I alluded to earlier, and it's a very, very broad and
2 3 4 5 6 7 8 9 10	Chair. CHAIRPERSON: You don't have to read everything, but I thought there were some points that you made for example on page 2 which are worthy of being repeated aloud for the benefit of people who are watching the proceedings from afar. MR MPOFU: I'm indebted to you, Chairperson. Indeed we have said there that apart from the deceased families, who are the primary victims, we represent the next important and numerically plenty	2 3 4 5 6 7 8 9 10	this tragedy could and should have been avoided, and by that we will show with the evidence dealing with the Police methods that were employed, or should have been employed, in relation to some of the guidelines and codes that define how the Police should act in these kinds of situations, and we will seek a conclusion at the end that says that this could have been avoided. The second point is that – and it's one that I alluded to earlier, and it's a very, very broad and important point – that at the heart of this was the toxic
2 3 4 5 6 7 8 9 10 11	Chair. CHAIRPERSON: You don't have to read everything, but I thought there were some points that you made for example on page 2 which are worthy of being repeated aloud for the benefit of people who are watching the proceedings from afar. MR MPOFU: I'm indebted to you, Chairperson. Indeed we have said there that apart from the deceased families, who are the primary victims, we represent the next important and numerically plenty categories of victims of the Marikana Massacre.	2 3 4 5 6 7 8 9 10 11	this tragedy could and should have been avoided, and by that we will show with the evidence dealing with the Police methods that were employed, or should have been employed, in relation to some of the guidelines and codes that define how the Police should act in these kinds of situations, and we will seek a conclusion at the end that says that this could have been avoided. The second point is that – and it's one that I alluded to earlier, and it's a very, very broad and important point – that at the heart of this was the toxic collusion between the SAPS and Lonmin at a direct level.
2 3 4 5 6 7 8 9 10 11 12	Chair. CHAIRPERSON: You don't have to read everything, but I thought there were some points that you made for example on page 2 which are worthy of being repeated aloud for the benefit of people who are watching the proceedings from afar. MR MPOFU: I'm indebted to you, Chairperson. Indeed we have said there that apart from the deceased families, who are the primary victims, we represent the next important and numerically plenty categories of victims of the Marikana Massacre. All the parties we represent have an obvious and	2 3 4 5 6 7 8 9 10 11 12	this tragedy could and should have been avoided, and by that we will show with the evidence dealing with the Police methods that were employed, or should have been employed, in relation to some of the guidelines and codes that define how the Police should act in these kinds of situations, and we will seek a conclusion at the end that says that this could have been avoided. The second point is that – and it's one that I alluded to earlier, and it's a very, very broad and important point – that at the heart of this was the toxic collusion between the SAPS and Lonmin at a direct level. At a much broader level it can be called a collusion
2 3 4 5 6 7 8 9 10 11 12 13	Chair. CHAIRPERSON: You don't have to read everything, but I thought there were some points that you made for example on page 2 which are worthy of being repeated aloud for the benefit of people who are watching the proceedings from afar. MR MPOFU: I'm indebted to you, Chairperson. Indeed we have said there that apart from the deceased families, who are the primary victims, we represent the next important and numerically plenty categories of victims of the Marikana Massacre. All the parties we represent have an obvious and direct interest – we've dealt with that – in the	2 3 4 5 6 7 8 9 10 11 12 13	this tragedy could and should have been avoided, and by that we will show with the evidence dealing with the Police methods that were employed, or should have been employed, in relation to some of the guidelines and codes that define how the Police should act in these kinds of situations, and we will seek a conclusion at the end that says that this could have been avoided. The second point is that – and it's one that I alluded to earlier, and it's a very, very broad and important point – that at the heart of this was the toxic collusion between the SAPS and Lonmin at a direct level. At a much broader level it can be called a collusion between the State and capital and that this phenomenon is
2 3 4 5 6 7 8 9 10 11 12 13 14	Chair. CHAIRPERSON: You don't have to read everything, but I thought there were some points that you made for example on page 2 which are worthy of being repeated aloud for the benefit of people who are watching the proceedings from afar. MR MPOFU: I'm indebted to you, Chairperson. Indeed we have said there that apart from the deceased families, who are the primary victims, we represent the next important and numerically plenty categories of victims of the Marikana Massacre. All the parties we represent have an obvious and direct interest – we've dealt with that – in the identification of the underlying causes of the massacre,	2 3 4 5 6 7 8 9 10 11 12 13 14	this tragedy could and should have been avoided, and by that we will show with the evidence dealing with the Police methods that were employed, or should have been employed, in relation to some of the guidelines and codes that define how the Police should act in these kinds of situations, and we will seek a conclusion at the end that says that this could have been avoided. The second point is that – and it's one that I alluded to earlier, and it's a very, very broad and important point – that at the heart of this was the toxic collusion between the SAPS and Lonmin at a direct level. At a much broader level it can be called a collusion between the State and capital and that this phenomenon is at the centre of what has occurred here, Chairperson, and I
2 3 4 5 6 7 8 9 10 11 12 13 14 15	Chair. CHAIRPERSON: You don't have to read everything, but I thought there were some points that you made for example on page 2 which are worthy of being repeated aloud for the benefit of people who are watching the proceedings from afar. MR MPOFU: I'm indebted to you, Chairperson. Indeed we have said there that apart from the deceased families, who are the primary victims, we represent the next important and numerically plenty categories of victims of the Marikana Massacre. All the parties we represent have an obvious and direct interest – we've dealt with that – in the identification of the underlying causes of the massacre, the perpetrators at all levels and whatever restorative	2 3 4 5 6 7 8 9 10 11 12 13 14 15	this tragedy could and should have been avoided, and by that we will show with the evidence dealing with the Police methods that were employed, or should have been employed, in relation to some of the guidelines and codes that define how the Police should act in these kinds of situations, and we will seek a conclusion at the end that says that this could have been avoided. The second point is that – and it's one that I alluded to earlier, and it's a very, very broad and important point – that at the heart of this was the toxic collusion between the SAPS and Lonmin at a direct level. At a much broader level it can be called a collusion between the State and capital and that this phenomenon is at the centre of what has occurred here, Chairperson, and I would like to just point, Chairperson, to a few pointers.
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16	Chair. CHAIRPERSON: You don't have to read everything, but I thought there were some points that you made for example on page 2 which are worthy of being repeated aloud for the benefit of people who are watching the proceedings from afar. MR MPOFU: I'm indebted to you, Chairperson. Indeed we have said there that apart from the deceased families, who are the primary victims, we represent the next important and numerically plenty categories of victims of the Marikana Massacre. All the parties we represent have an obvious and direct interest – we've dealt with that – in the identification of the underlying causes of the massacre, the perpetrators at all levels and whatever restorative justice may be available. In short they seek the truth for	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16	this tragedy could and should have been avoided, and by that we will show with the evidence dealing with the Police methods that were employed, or should have been employed, in relation to some of the guidelines and codes that define how the Police should act in these kinds of situations, and we will seek a conclusion at the end that says that this could have been avoided. The second point is that – and it's one that I alluded to earlier, and it's a very, very broad and important point – that at the heart of this was the toxic collusion between the SAPS and Lonmin at a direct level. At a much broader level it can be called a collusion between the State and capital and that this phenomenon is at the centre of what has occurred here, Chairperson, and I would like to just point, Chairperson, to a few pointers. Already at the bail application it became clear that the
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17	Chair. CHAIRPERSON: You don't have to read everything, but I thought there were some points that you made for example on page 2 which are worthy of being repeated aloud for the benefit of people who are watching the proceedings from afar. MR MPOFU: I'm indebted to you, Chairperson. Indeed we have said there that apart from the deceased families, who are the primary victims, we represent the next important and numerically plenty categories of victims of the Marikana Massacre. All the parties we represent have an obvious and direct interest – we've dealt with that – in the identification of the underlying causes of the massacre, the perpetrators at all levels and whatever restorative justice may be available. In short they seek the truth for	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17	this tragedy could and should have been avoided, and by that we will show with the evidence dealing with the Police methods that were employed, or should have been employed, in relation to some of the guidelines and codes that define how the Police should act in these kinds of situations, and we will seek a conclusion at the end that says that this could have been avoided. The second point is that – and it's one that I alluded to earlier, and it's a very, very broad and important point – that at the heart of this was the toxic collusion between the SAPS and Lonmin at a direct level. At a much broader level it can be called a collusion between the State and capital and that this phenomenon is at the centre of what has occurred here, Chairperson, and I would like to just point, Chairperson, to a few pointers. Already at the bail application it became clear that the monitoring that was done by the Police to make the
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18	Chair. CHAIRPERSON: You don't have to read everything, but I thought there were some points that you made for example on page 2 which are worthy of being repeated aloud for the benefit of people who are watching the proceedings from afar. MR MPOFU: I'm indebted to you, Chairperson. Indeed we have said there that apart from the deceased families, who are the primary victims, we represent the next important and numerically plenty categories of victims of the Marikana Massacre. All the parties we represent have an obvious and direct interest – we've dealt with that – in the identification of the underlying causes of the massacre, the perpetrators at all levels and whatever restorative justice may be available. In short they seek the truth for themselves and for their colleagues who passed away, and if I may pause there, Chairperson. We have offered our	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18	this tragedy could and should have been avoided, and by that we will show with the evidence dealing with the Police methods that were employed, or should have been employed, in relation to some of the guidelines and codes that define how the Police should act in these kinds of situations, and we will seek a conclusion at the end that says that this could have been avoided. The second point is that – and it's one that I alluded to earlier, and it's a very, very broad and important point – that at the heart of this was the toxic collusion between the SAPS and Lonmin at a direct level. At a much broader level it can be called a collusion between the State and capital and that this phenomenon is at the centre of what has occurred here, Chairperson, and I would like to just point, Chairperson, to a few pointers. Already at the bail application it became clear that the monitoring that was done by the Police to make the decisions about when to shoot the people down, was done at
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19	Chair. CHAIRPERSON: You don't have to read everything, but I thought there were some points that you made for example on page 2 which are worthy of being repeated aloud for the benefit of people who are watching the proceedings from afar. MR MPOFU: I'm indebted to you, Chairperson. Indeed we have said there that apart from the deceased families, who are the primary victims, we represent the next important and numerically plenty categories of victims of the Marikana Massacre. All the parties we represent have an obvious and direct interest – we've dealt with that – in the identification of the underlying causes of the massacre, the perpetrators at all levels and whatever restorative justice may be available. In short they seek the truth for themselves and for their colleagues who passed away, and if I may pause there, Chairperson. We have offered our people, obviously to Mr Ntsebeza's team, because certainly	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19	this tragedy could and should have been avoided, and by that we will show with the evidence dealing with the Police methods that were employed, or should have been employed, in relation to some of the guidelines and codes that define how the Police should act in these kinds of situations, and we will seek a conclusion at the end that says that this could have been avoided. The second point is that – and it's one that I alluded to earlier, and it's a very, very broad and important point – that at the heart of this was the toxic collusion between the SAPS and Lonmin at a direct level. At a much broader level it can be called a collusion between the State and capital and that this phenomenon is at the centre of what has occurred here, Chairperson, and I would like to just point, Chairperson, to a few pointers. Already at the bail application it became clear that the monitoring that was done by the Police to make the decisions about when to shoot the people down, was done at an operational centre which was based at Lonmin mine
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20	Chair. CHAIRPERSON: You don't have to read everything, but I thought there were some points that you made for example on page 2 which are worthy of being repeated aloud for the benefit of people who are watching the proceedings from afar. MR MPOFU: I'm indebted to you, Chairperson. Indeed we have said there that apart from the deceased families, who are the primary victims, we represent the next important and numerically plenty categories of victims of the Marikana Massacre. All the parties we represent have an obvious and direct interest – we've dealt with that – in the identification of the underlying causes of the massacre, the perpetrators at all levels and whatever restorative justice may be available. In short they seek the truth for themselves and for their colleagues who passed away, and if I may pause there, Chairperson. We have offered our people, obviously to Mr Ntsebeza's team, because certainly his clients are not here to speak for themselves.	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20	this tragedy could and should have been avoided, and by that we will show with the evidence dealing with the Police methods that were employed, or should have been employed, in relation to some of the guidelines and codes that define how the Police should act in these kinds of situations, and we will seek a conclusion at the end that says that this could have been avoided. The second point is that – and it's one that I alluded to earlier, and it's a very, very broad and important point – that at the heart of this was the toxic collusion between the SAPS and Lonmin at a direct level. At a much broader level it can be called a collusion between the State and capital and that this phenomenon is at the centre of what has occurred here, Chairperson, and I would like to just point, Chairperson, to a few pointers. Already at the bail application it became clear that the monitoring that was done by the Police to make the decisions about when to shoot the people down, was done at an operational centre which was based at Lonmin mine premises.
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21	Chair. CHAIRPERSON: You don't have to read everything, but I thought there were some points that you made for example on page 2 which are worthy of being repeated aloud for the benefit of people who are watching the proceedings from afar. MR MPOFU: I'm indebted to you, Chairperson. Indeed we have said there that apart from the deceased families, who are the primary victims, we represent the next important and numerically plenty categories of victims of the Marikana Massacre. All the parties we represent have an obvious and direct interest – we've dealt with that – in the identification of the underlying causes of the massacre, the perpetrators at all levels and whatever restorative justice may be available. In short they seek the truth for themselves and for their colleagues who passed away, and if I may pause there, Chairperson. We have offered our people, obviously to Mr Ntsebeza's team, because certainly his clients are not here to speak for themselves. We say if there is going to be any reconciliation	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21	this tragedy could and should have been avoided, and by that we will show with the evidence dealing with the Police methods that were employed, or should have been employed, in relation to some of the guidelines and codes that define how the Police should act in these kinds of situations, and we will seek a conclusion at the end that says that this could have been avoided. The second point is that – and it's one that I alluded to earlier, and it's a very, very broad and important point – that at the heart of this was the toxic collusion between the SAPS and Lonmin at a direct level. At a much broader level it can be called a collusion between the State and capital and that this phenomenon is at the centre of what has occurred here, Chairperson, and I would like to just point, Chairperson, to a few pointers. Already at the bail application it became clear that the monitoring that was done by the Police to make the decisions about when to shoot the people down, was done at an operational centre which was based at Lonmin mine premises. Some of the minutes of the planning that took
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22	Chair. CHAIRPERSON: You don't have to read everything, but I thought there were some points that you made for example on page 2 which are worthy of being repeated aloud for the benefit of people who are watching the proceedings from afar. MR MPOFU: I'm indebted to you, Chairperson. Indeed we have said there that apart from the deceased families, who are the primary victims, we represent the next important and numerically plenty categories of victims of the Marikana Massacre. All the parties we represent have an obvious and direct interest – we've dealt with that – in the identification of the underlying causes of the massacre, the perpetrators at all levels and whatever restorative justice may be available. In short they seek the truth for themselves and for their colleagues who passed away, and if I may pause there, Chairperson. We have offered our people, obviously to Mr Ntsebeza's team, because certainly his clients are not here to speak for themselves. We say if there is going to be any reconciliation at the end, it is primarily these parties who must	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22	this tragedy could and should have been avoided, and by that we will show with the evidence dealing with the Police methods that were employed, or should have been employed, in relation to some of the guidelines and codes that define how the Police should act in these kinds of situations, and we will seek a conclusion at the end that says that this could have been avoided. The second point is that – and it's one that I alluded to earlier, and it's a very, very broad and important point – that at the heart of this was the toxic collusion between the SAPS and Lonmin at a direct level. At a much broader level it can be called a collusion between the State and capital and that this phenomenon is at the centre of what has occurred here, Chairperson, and I would like to just point, Chairperson, to a few pointers. Already at the bail application it became clear that the monitoring that was done by the Police to make the decisions about when to shoot the people down, was done at an operational centre which was based at Lonmin mine premises. Some of the minutes of the planning that took place towards the shooting, at about half past 1 on the 16th
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23	Chair. CHAIRPERSON: You don't have to read everything, but I thought there were some points that you made for example on page 2 which are worthy of being repeated aloud for the benefit of people who are watching the proceedings from afar. MR MPOFU: I'm indebted to you, Chairperson. Indeed we have said there that apart from the deceased families, who are the primary victims, we represent the next important and numerically plenty categories of victims of the Marikana Massacre. All the parties we represent have an obvious and direct interest – we've dealt with that – in the identification of the underlying causes of the massacre, the perpetrators at all levels and whatever restorative justice may be available. In short they seek the truth for themselves and for their colleagues who passed away, and if I may pause there, Chairperson. We have offered our people, obviously to Mr Ntsebeza's team, because certainly his clients are not here to speak for themselves. We say if there is going to be any reconciliation at the end, it is primarily these parties who must reconcile with the perpetrators, broadly defined.	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23	this tragedy could and should have been avoided, and by that we will show with the evidence dealing with the Police methods that were employed, or should have been employed, in relation to some of the guidelines and codes that define how the Police should act in these kinds of situations, and we will seek a conclusion at the end that says that this could have been avoided. The second point is that – and it's one that I alluded to earlier, and it's a very, very broad and important point – that at the heart of this was the toxic collusion between the SAPS and Lonmin at a direct level. At a much broader level it can be called a collusion between the State and capital and that this phenomenon is at the centre of what has occurred here, Chairperson, and I would like to just point, Chairperson, to a few pointers. Already at the bail application it became clear that the monitoring that was done by the Police to make the decisions about when to shoot the people down, was done at an operational centre which was based at Lonmin mine premises. Some of the minutes of the planning that took place towards the shooting, at about half past 1 on the 16th it is recorded in the minutes of the Joint Operations

	D 210		D 221
1	Page 219 happenings. The pattern even with these recent arrests,	1	Page 221 action to address the situation.
2	Chairperson, that I referred to earlier, the pattern has	2	CHAIRPERSON: I'm interrupting you, but
3	been that the person goes to work now in the past two	3	what is the date of that email that you –
4	weeks, they get identified by Lonmin Security and then they	4	MR MPOFU: It is the 15th of August, 2:58,
5	disappear, or they get held at some barracks or something	5	exactly 24 hours before the people were mowed down at that
6	of that nature at Number 1 Shaft, which is some kind of	6	mountain. This document is part of the Lonmin documents,
7	intermediary holding or office for the Police to come and	7	Chairperson, so it's not some email that we got through
8	take the defenceless victims.	8	espionage. It continues by saying, "You are absolutely
9	Chairperson, this talks also to – when I say that	9	correct," it's addressed to somebody called "Dear Albert,"
10	this is a collusion, it's a collusion of high significance	10	who is Albert Jamieson of Lonmin, I assume. "You are
11	and I will show that what my learned colleague Mr Semenya	11	absolutely correct in insisting that the Minister, and
12	said that this is unprecedented is not correct. This	12	indeed all government officials, need to understand that we
13	collusion between State and capital has happened in many	13	are essentially dealing with a criminal act. I have said
14	instances in this country. In 1920 African miners went on	14	as much to the Minister of Safety & Security. I will
15	strike and the government of Jan Smuts dealt with them with	15	stress that Minister Shabangu should have a discussion with
16	violence, and harshly, and one of the results of that was	16	Roger," whoever Roger might be, and as Chairperson, you've
17	that they reduced the gap between what white mineworkers	17	already confirmed, or rather extracted from me, this was on
18	were getting and what black mineworkers were getting, was	18	the 15th of August and it's, I'm just quoting that part.
19	reduced and the pact that had been signed in 1918 of	19	It's a long line of emails under, in the same vein,
20	introducing the colour bar in the mines was abandoned.	20	effectively encouraging so-called concomitant action to
21	That abandonment precipitated a massive strike by the white	21	deal with these criminals, whose only crime was that they
22	mineworkers in 1922 and that strike was dealt with by the	22	were seeking a wage increase.
23	Smuts government by bringing in the air force – the air	23	The third point, Chairperson, is that what
24	force and about 200 people were killed. This is one of the	24	happened here was premeditated murder of defenceless
25	most important happenings in the history of this country,	25	people, and that any suggestion that it was a spontaneous
	Page 220		Page 222
1	and in 1946 under the leadership of the African Mineworkers	1	act is gainsaid by the evidence. We have a situation where
2	Union, the African workers, 70 000 African workers also	2	it is said that in this meeting at half past 1 on the 16th,
3	went on a massive strike and the government sent 16 000	3	that if plan 3, or stage 3 of the operation will have to be
4	policemen and arrested, like they did to our, the people we	4	implemented and that the discussions around that had gone
5 6	represent, some of the miners under an act called the War Measures Act. So this has happened, this collusion between	5	as far high up as the Commissioner of Police and the
7	capital and the State has happened in systematic patterns	6 7	Minister. In the minutes of that meeting, Chairperson, the
8	in the history of, sordid history of the mining industry in	8	Provincial Commissioner – about whom I will say something later, I'm reading from the minute, it's of A197/3 in the
9	this country.	9	Police bundle –
9 10	Part of that history included the collaboration	9 10	CHAIRPERSON: Again for clarity, can you
11	of so-called tribal chiefs who were corrupt and were used	11	give us the date of that meeting?
12	by those oppressive governments to turn the self-sufficient	12	MR MPOFU: Yes, the meeting was on the
13	black African farmers into slave labour workers. Today we	12	16th, I'm sorry.
14	have a situation where those chiefs have been replaced by	14	CHAIRPERSON: Yes, I thought it was but I
15	so-called BEE partners of these mines and carrying on that	15	wanted you to have it on the record –
16	torch of collusion.	16	MR MPOFU: Yes, yes, to have it on the
17	Chairperson, we have in our possession emails	17	record, yes. It was on the 16th at 13:30 and it finished
18	that were being exchanged between the mine management, the	18	at, meeting was adjourned at 14:00, and just before it was
19	government, Minister of Minerals and Energy, which talk	19	adjourned, under closing remarks the following is recorded,
20	about discussions with the Minister of Safety & Security,	20	"The Provincial Commissioner indicated that she had already
21	or Police I think it's called, at the centre of which is a	21	communicated with the National Commissioner, informing her
22	gentleman called Cyril Ramaphosa, who advised that what was	22	of the current situation and that a deadlock was reached
23	taking place are plainly – I'm quoting now, "dastardly	23	with the negotiations, and also that phase 3 of the
24	criminal acts and must be characterised as such." In line	24	operational plan will be executed. She also indicated that
25	with this characterisation there needs to be concomitant	25	the National Commissioner indicated that she will inform
	CHIVE FOR JUSTICE		

		1	
	Page 223		Page 225
1	the Minister of Police on the current situation and actions	1	that this had happened, but they want to know the truth of
2	that will be taken."	2	what happened, and that was the failure of that commission,
3	[10:12] And that the living conditions that you observed,	3	for whatever reason, and we would like to say on behalf of
4	Chairperson, of eight grown African males being lumped into	4	the persons that I represent, the victims of this massacre,
5	one room with no other facilities are also justified on	5	that we hope that this Commission will do everything in its
6	this basis that well, they have a comfortable bed in their	6	power, and we trust, we know that no stone will be left
7	real homes and they are just here to sell their labour, and	7	unturned to do so, but we simply want to emphasise that
8	that is one of the underlying factors for the wages against	8	issue.
9	which the people were protesting in the first place, and on	9	There was also, I referred back to the massacring
10	that score, at that level, Chair, much as we would like to,	10	of miners in the 40s and the 20s. At that stage there was
11	we cannot blame the South African Police Services. The	11	something called the Lansdowne Commission which was put in
12	South African Police Services is simply an agent of a	12	place and it had recommended, among other things, that the
13	government that has allowed this to continue 20 years into	13	mining people should be paid a living wage, the miners.
14	democracy. Not that we can blame Lonmin at that level,	14	This was in 1943, if I'm not mistaken, Chair, and the
15	Chair, because again Lonmin is simply a microcosm of what I	15	government and the Chamber of Mines in particular rejected
16	earlier called capital which has benefited from such a	16	the findings of that Lansdowne Commission, and part of the
17	system. But we'll show, we'll bring an expert if we have	17	history that I've mapped can be traced back to the failure
18	to, to show that there are underlying causes that go beyond	18	of that Lansdowne Commission. So let us use the Margo
19	what we see here, but that, with the greatest respect, does	19	Commission and the Lansdowne Commission as examples of what
20	not excuse, it does not excuse the primary, what we've	20	hopefully will not be the outcome of a commission of this
21	referred to as the primary parties, from their	21	nature.
22	responsibility for the specific tragedy that occurred in	22	Having said that, Chairperson, I would like to
23	Marikana.	23	say that I, as we say in the concluding paragraph, that
24	The last point, Chair, is that – and we'll make	24	because inter alia of the impediments that we face of
25	this point directly and indirectly, that the decision to	25	resources to consult with 300 people at these distances -
	Page 224		Page 226
1	charge the protesters with murder of their fellow	1	and I must use this opportunity to salute the members of my
2	protesters under the so-called doctrine of common purpose,		
	F F-F	2	team who have used money from their pockets or for their
3	was callous, insensitive and a form of using the poor as	2 3	team who have used money from their pockets or for their children to, in the past two months to represent these poor
3 4			
	was callous, insensitive and a form of using the poor as	3	children to, in the past two months to represent these poor
4	was callous, insensitive and a form of using the poor as scapegoats.	3 4	children to, in the past two months to represent these poor people up to this stage. Obviously those resources are not
4 5	was callous, insensitive and a form of using the poor as scapegoats. CHAIRPERSON: I don't think it's	3 4 5	children to, in the past two months to represent these poor people up to this stage. Obviously those resources are not limitless and when we run out, we'll run out and we'll
4 5 6	was callous, insensitive and a form of using the poor as scapegoats. CHAIRPERSON: I don't think it's necessary for you to cover paragraph 10 and 11 at this	3 4 5 6	children to, in the past two months to represent these poor people up to this stage. Obviously those resources are not limitless and when we run out, we'll run out and we'll simply, we won't disappear, Chairperson, we will tell you
4 5 6 7	was callous, insensitive and a form of using the poor as scapegoats. CHAIRPERSON: I don't think it's necessary for you to cover paragraph 10 and 11 at this stage. If the Terms of Reference are subsequently extended	3 4 5 6 7	children to, in the past two months to represent these poor people up to this stage. Obviously those resources are not limitless and when we run out, we'll run out and we'll simply, we won't disappear, Chairperson, we will tell you that we will not be coming anymore. But it cannot be
4 5 6 7 8	was callous, insensitive and a form of using the poor as scapegoats. CHAIRPERSON: I don't think it's necessary for you to cover paragraph 10 and 11 at this stage. If the Terms of Reference are subsequently extended I'll give you an opportunity to say something then, but not	3 4 5 6 7 8	children to, in the past two months to represent these poor people up to this stage. Obviously those resources are not limitless and when we run out, we'll run out and we'll simply, we won't disappear, Chairperson, we will tell you that we will not be coming anymore. But it cannot be expected of people of this calibre who really represent the
4 5 6 7 8 9	was callous, insensitive and a form of using the poor as scapegoats. CHAIRPERSON: I don't think it's necessary for you to cover paragraph 10 and 11 at this stage. If the Terms of Reference are subsequently extended I'll give you an opportunity to say something then, but not necessary at this point. You may now wish to move on to	3 4 5 6 7 8 9	children to, in the past two months to represent these poor people up to this stage. Obviously those resources are not limitless and when we run out, we'll run out and we'll simply, we won't disappear, Chairperson, we will tell you that we will not be coming anymore. But it cannot be expected of people of this calibre who really represent the human rights culture of lawyering to go on forever. Be
4 5 7 8 9 10	was callous, insensitive and a form of using the poor as scapegoats. CHAIRPERSON: I don't think it's necessary for you to cover paragraph 10 and 11 at this stage. If the Terms of Reference are subsequently extended I'll give you an opportunity to say something then, but not necessary at this point. You may now wish to move on to paragraph 12.	3 4 5 6 7 8 9 10	children to, in the past two months to represent these poor people up to this stage. Obviously those resources are not limitless and when we run out, we'll run out and we'll simply, we won't disappear, Chairperson, we will tell you that we will not be coming anymore. But it cannot be expected of people of this calibre who really represent the human rights culture of lawyering to go on forever. Be that as it may, Chair, because of those things we have not
4 5 7 8 9 10 11	was callous, insensitive and a form of using the poor as scapegoats. CHAIRPERSON: I don't think it's necessary for you to cover paragraph 10 and 11 at this stage. If the Terms of Reference are subsequently extended I'll give you an opportunity to say something then, but not necessary at this point. You may now wish to move on to paragraph 12. MR MPOFU: Ja. Thank you very much,	3 4 5 7 8 9 10 11	children to, in the past two months to represent these poor people up to this stage. Obviously those resources are not limitless and when we run out, we'll run out and we'll simply, we won't disappear, Chairperson, we will tell you that we will not be coming anymore. But it cannot be expected of people of this calibre who really represent the human rights culture of lawyering to go on forever. Be that as it may, Chair, because of those things we have not even at this stage finished consulting with all our people.
4 5 7 8 9 10 11 12	was callous, insensitive and a form of using the poor as scapegoats.   CHAIRPERSON: I don't think it's   necessary for you to cover paragraph 10 and 11 at this   stage. If the Terms of Reference are subsequently extended   I'll give you an opportunity to say something then, but not   necessary at this point.   You may now wish to move on to   paragraph 12.   MR MPOFU:   Ja.   Thank you very much,   Chair.   Yes, I'll jump the paragraph 10 and 11.	3 4 5 7 8 9 10 11 12	children to, in the past two months to represent these poor people up to this stage. Obviously those resources are not limitless and when we run out, we'll run out and we'll simply, we won't disappear, Chairperson, we will tell you that we will not be coming anymore. But it cannot be expected of people of this calibre who really represent the human rights culture of lawyering to go on forever. Be that as it may, Chair, because of those things we have not even at this stage finished consulting with all our people. As I said earlier, if we were to consult with them even for
4 5 7 8 9 10 11 12 13	<ul> <li>was callous, insensitive and a form of using the poor as scapegoats.</li> <li>CHAIRPERSON: I don't think it's</li> <li>necessary for you to cover paragraph 10 and 11 at this</li> <li>stage. If the Terms of Reference are subsequently extended</li> <li>I'll give you an opportunity to say something then, but not</li> <li>necessary at this point. You may now wish to move on to</li> <li>paragraph 12.</li> <li>MR MPOFU: Ja. Thank you very much,</li> <li>Chair. Yes, I'll jump the paragraph 10 and 11.</li> <li>Chairperson, I want to, before I move to paragraph 12, just</li> </ul>	3 4 5 6 7 8 9 10 11 12 13	children to, in the past two months to represent these poor people up to this stage. Obviously those resources are not limitless and when we run out, we'll run out and we'll simply, we won't disappear, Chairperson, we will tell you that we will not be coming anymore. But it cannot be expected of people of this calibre who really represent the human rights culture of lawyering to go on forever. Be that as it may, Chair, because of those things we have not even at this stage finished consulting with all our people. As I said earlier, if we were to consult with them even for two hours each, it will take us about one and a half months, and the photocopying of paper and all those
4 5 7 8 9 10 11 12 13 14	<ul> <li>was callous, insensitive and a form of using the poor as scapegoats.</li> <li>CHAIRPERSON: I don't think it's</li> <li>necessary for you to cover paragraph 10 and 11 at this</li> <li>stage. If the Terms of Reference are subsequently extended</li> <li>I'll give you an opportunity to say something then, but not</li> <li>necessary at this point. You may now wish to move on to</li> <li>paragraph 12.</li> <li>MR MPOFU: Ja. Thank you very much,</li> <li>Chair. Yes, I'll jump the paragraph 10 and 11.</li> <li>Chairperson, I want to, before I move to paragraph 12, just</li> <li>make this remark. Yours, as has already been said, and</li> <li>your fellow panellists and honourable Commissioners, is an</li> </ul>	3 4 5 6 7 8 9 10 11 12 13 14	children to, in the past two months to represent these poor people up to this stage. Obviously those resources are not limitless and when we run out, we'll run out and we'll simply, we won't disappear, Chairperson, we will tell you that we will not be coming anymore. But it cannot be expected of people of this calibre who really represent the human rights culture of lawyering to go on forever. Be that as it may, Chair, because of those things we have not even at this stage finished consulting with all our people. As I said earlier, if we were to consult with them even for two hours each, it will take us about one and a half months, and the photocopying of paper and all those expenses are at our, for our own accounts, and therefore
4 5 7 8 9 10 11 12 13 14 15	<ul> <li>was callous, insensitive and a form of using the poor as scapegoats.</li> <li>CHAIRPERSON: I don't think it's</li> <li>necessary for you to cover paragraph 10 and 11 at this</li> <li>stage. If the Terms of Reference are subsequently extended</li> <li>I'll give you an opportunity to say something then, but not</li> <li>necessary at this point. You may now wish to move on to</li> <li>paragraph 12.</li> <li>MR MPOFU: Ja. Thank you very much,</li> <li>Chair. Yes, I'll jump the paragraph 10 and 11.</li> <li>Chairperson, I want to, before I move to paragraph 12, just</li> <li>make this remark. Yours, as has already been said, and</li> <li>your fellow panellists and honourable Commissioners, is an</li> <li>unenviable task and if I never get a chance to say this,</li> </ul>	3 4 5 7 8 9 10 11 12 13 14 15 16	children to, in the past two months to represent these poor people up to this stage. Obviously those resources are not limitless and when we run out, we'll run out and we'll simply, we won't disappear, Chairperson, we will tell you that we will not be coming anymore. But it cannot be expected of people of this calibre who really represent the human rights culture of lawyering to go on forever. Be that as it may, Chair, because of those things we have not even at this stage finished consulting with all our people. As I said earlier, if we were to consult with them even for two hours each, it will take us about one and a half months, and the photocopying of paper and all those expenses are at our, for our own accounts, and therefore what we've said, that's some of the highlights and we may
4 5 6 7 8 9 10 11 12 13 14 15 16	was callous, insensitive and a form of using the poor as scapegoats.          CHAIRPERSON:       I don't think it's         necessary for you to cover paragraph 10 and 11 at this         stage.       If the Terms of Reference are subsequently extended         I'll give you an opportunity to say something then, but not         necessary at this point.       You may now wish to move on to         paragraph 12.       MR MPOFU:       Ja. Thank you very much,         Chair.       Yes, I'll jump the paragraph 10 and 11.         Chairperson, I want to, before I move to paragraph 12, just         make this remark.       Yours, as has already been said, and         your fellow panellists and honourable Commissioners, is an         unenviable task and if I never get a chance to say this,         Chairperson, I want to say that all efforts have to be done	3 4 5 6 7 8 9 10 11 12 13 14 15 16 17	children to, in the past two months to represent these poor people up to this stage. Obviously those resources are not limitless and when we run out, we'll run out and we'll simply, we won't disappear, Chairperson, we will tell you that we will not be coming anymore. But it cannot be expected of people of this calibre who really represent the human rights culture of lawyering to go on forever. Be that as it may, Chair, because of those things we have not even at this stage finished consulting with all our people. As I said earlier, if we were to consult with them even for two hours each, it will take us about one and a half months, and the photocopying of paper and all those expenses are at our, for our own accounts, and therefore what we've said, that's some of the highlights and we may or may not be able to present some of this evidence to you,
4 5 6 7 8 9 10 11 12 13 14 15 16 17	<ul> <li>was callous, insensitive and a form of using the poor as scapegoats.</li> <li>CHAIRPERSON: I don't think it's</li> <li>necessary for you to cover paragraph 10 and 11 at this</li> <li>stage. If the Terms of Reference are subsequently extended</li> <li>I'll give you an opportunity to say something then, but not</li> <li>necessary at this point. You may now wish to move on to</li> <li>paragraph 12.</li> <li>MR MPOFU: Ja. Thank you very much,</li> <li>Chair, Yes, I'll jump the paragraph 10 and 11.</li> <li>Chairperson, I want to, before I move to paragraph 12, just</li> <li>make this remark. Yours, as has already been said, and</li> <li>your fellow panellists and honourable Commissioners, is an</li> <li>unenviable task and if I never get a chance to say this,</li> <li>Chairperson, I want to say that all efforts have to be done</li> <li>to get to the bottom of what happened. There was, I was</li> </ul>	3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18	children to, in the past two months to represent these poor people up to this stage. Obviously those resources are not limitless and when we run out, we'll run out and we'll simply, we won't disappear, Chairperson, we will tell you that we will not be coming anymore. But it cannot be expected of people of this calibre who really represent the human rights culture of lawyering to go on forever. Be that as it may, Chair, because of those things we have not even at this stage finished consulting with all our people. As I said earlier, if we were to consult with them even for two hours each, it will take us about one and a half months, and the photocopying of paper and all those expenses are at our, for our own accounts, and therefore what we've said, that's some of the highlights and we may or may not be able to present some of this evidence to you, depending on what happens with these issues of funding and
4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19	<ul> <li>was callous, insensitive and a form of using the poor as scapegoats.</li> <li>CHAIRPERSON: I don't think it's</li> <li>necessary for you to cover paragraph 10 and 11 at this</li> <li>stage. If the Terms of Reference are subsequently extended</li> <li>I'll give you an opportunity to say something then, but not</li> <li>necessary at this point. You may now wish to move on to</li> <li>paragraph 12.</li> <li>MR MPOFU: Ja. Thank you very much,</li> <li>Chair Yes, I'll jump the paragraph 10 and 11.</li> <li>Chairperson, I want to, before I move to paragraph 12, just</li> <li>make this remark. Yours, as has already been said, and</li> <li>your fellow panellists and honourable Commissioners, is an</li> <li>unenviable task and if I never get a chance to say this,</li> <li>Chairperson, I want to say that all efforts have to be done</li> <li>to get to the bottom of what happened. There was, I was</li> <li>reminded of the importance of this when last, in the past</li> </ul>	3 4 5 7 8 9 10 11 12 13 14 15 16 17 18 19	children to, in the past two months to represent these poor people up to this stage. Obviously those resources are not limitless and when we run out, we'll run out and we'll simply, we won't disappear, Chairperson, we will tell you that we will not be coming anymore. But it cannot be expected of people of this calibre who really represent the human rights culture of lawyering to go on forever. Be that as it may, Chair, because of those things we have not even at this stage finished consulting with all our people. As I said earlier, if we were to consult with them even for two hours each, it will take us about one and a half months, and the photocopying of paper and all those expenses are at our, for our own accounts, and therefore what we've said, that's some of the highlights and we may or may not be able to present some of this evidence to you, depending on what happens with these issues of funding and the like, but I am deeply appreciative of the indulgence,
4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20	<ul> <li>was callous, insensitive and a form of using the poor as scapegoats.</li> <li>CHAIRPERSON: I don't think it's</li> <li>necessary for you to cover paragraph 10 and 11 at this</li> <li>stage. If the Terms of Reference are subsequently extended</li> <li>I'll give you an opportunity to say something then, but not</li> <li>necessary at this point. You may now wish to move on to</li> <li>paragraph 12.</li> <li>MR MPOFU: Ja. Thank you very much,</li> <li>Chair, Yes, I'll jump the paragraph 10 and 11.</li> <li>Chairperson, I want to, before I move to paragraph 12, just</li> <li>make this remark. Yours, as has already been said, and</li> <li>your fellow panellists and honourable Commissioners, is an</li> <li>unenviable task and if I never get a chance to say this,</li> <li>Chairperson, I want to say that all efforts have to be done</li> <li>to get to the bottom of what happened. There was, I was</li> <li>reminded of the importance of this when last, in the past</li> <li>two weeks there was a commemoration of the death or murder</li> </ul>	3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20	children to, in the past two months to represent these poor people up to this stage. Obviously those resources are not limitless and when we run out, we'll run out and we'll simply, we won't disappear, Chairperson, we will tell you that we will not be coming anymore. But it cannot be expected of people of this calibre who really represent the human rights culture of lawyering to go on forever. Be that as it may, Chair, because of those things we have not even at this stage finished consulting with all our people. As I said earlier, if we were to consult with them even for two hours each, it will take us about one and a half months, and the photocopying of paper and all those expenses are at our, for our own accounts, and therefore what we've said, that's some of the highlights and we may or may not be able to present some of this evidence to you, depending on what happens with these issues of funding and the like, but I am deeply appreciative of the indulgence, Chair, of time to put some of these important issues to
4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21	was callous, insensitive and a form of using the poor as scapegoats. CHAIRPERSON: I don't think it's necessary for you to cover paragraph 10 and 11 at this stage. If the Terms of Reference are subsequently extended I'll give you an opportunity to say something then, but not necessary at this point. You may now wish to move on to paragraph 12. MR MPOFU: Ja. Thank you very much, Chair. Yes, I'll jump the paragraph 10 and 11. Chairperson, I want to, before I move to paragraph 12, just make this remark. Yours, as has already been said, and your fellow panellists and honourable Commissioners, is an unenviable task and if I never get a chance to say this, Chairperson, I want to say that all efforts have to be done to get to the bottom of what happened. There was, I was reminded of the importance of this when last, in the past two weeks there was a commemoration of the death or murder of Samora Machel somewhere in Mpumalanga and the government	3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21	children to, in the past two months to represent these poor people up to this stage. Obviously those resources are not limitless and when we run out, we'll run out and we'll simply, we won't disappear, Chairperson, we will tell you that we will not be coming anymore. But it cannot be expected of people of this calibre who really represent the human rights culture of lawyering to go on forever. Be that as it may, Chair, because of those things we have not even at this stage finished consulting with all our people. As I said earlier, if we were to consult with them even for two hours each, it will take us about one and a half months, and the photocopying of paper and all those expenses are at our, for our own accounts, and therefore what we've said, that's some of the highlights and we may or may not be able to present some of this evidence to you, depending on what happens with these issues of funding and the like, but I am deeply appreciative of the indulgence, Chair, of time to put some of these important issues to your attention on behalf of the victims of the Marikana
4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22	was callous, insensitive and a form of using the poor as scapegoats. CHAIRPERSON: I don't think it's necessary for you to cover paragraph 10 and 11 at this stage. If the Terms of Reference are subsequently extended I'll give you an opportunity to say something then, but not necessary at this point. You may now wish to move on to paragraph 12. MR MPOFU: Ja. Thank you very much, Chair. Yes, I'll jump the paragraph 10 and 11. Chairperson, I want to, before I move to paragraph 12, just make this remark. Yours, as has already been said, and your fellow panellists and honourable Commissioners, is an unenviable task and if I never get a chance to say this, Chairperson, I want to say that all efforts have to be done to get to the bottom of what happened. There was, I was reminded of the importance of this when last, in the past two weeks there was a commemoration of the death or murder of Samora Machel somewhere in Mpumalanga and the government had instituted the Margo Commission to look into that.	3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22	children to, in the past two months to represent these poor people up to this stage. Obviously those resources are not limitless and when we run out, we'll run out and we'll simply, we won't disappear, Chairperson, we will tell you that we will not be coming anymore. But it cannot be expected of people of this calibre who really represent the human rights culture of lawyering to go on forever. Be that as it may, Chair, because of those things we have not even at this stage finished consulting with all our people. As I said earlier, if we were to consult with them even for two hours each, it will take us about one and a half months, and the photocopying of paper and all those expenses are at our, for our own accounts, and therefore what we've said, that's some of the highlights and we may or may not be able to present some of this evidence to you, depending on what happens with these issues of funding and the like, but I am deeply appreciative of the indulgence, Chair, of time to put some of these important issues to your attention on behalf of the victims of the Marikana Crisis. Thank you.
4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23	<ul> <li>was callous, insensitive and a form of using the poor as scapegoats.</li> <li>CHAIRPERSON: I don't think it's necessary for you to cover paragraph 10 and 11 at this stage. If the Terms of Reference are subsequently extended I'll give you an opportunity to say something then, but not necessary at this point. You may now wish to move on to paragraph 12.</li> <li>MR MPOFU: Ja. Thank you very much,</li> <li>Chair. Yes, I'll jump the paragraph 10 and 11.</li> <li>Chairperson, I want to, before I move to paragraph 12, just make this remark. Yours, as has already been said, and your fellow panellists and honourable Commissioners, is an unenviable task and if I never get a chance to say this,</li> <li>Chairperson, I want to say that all efforts have to be done to get to the bottom of what happened. There was, I was reminded of the importance of this when last, in the past two weeks there was a commemoration of the death or murder of Samora Machel somewhere in Mpumalanga and the government had instituted the Margo Commission to look into that.</li> </ul>	3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23	children to, in the past two months to represent these poor people up to this stage. Obviously those resources are not limitless and when we run out, we'll run out and we'll simply, we won't disappear, Chairperson, we will tell you that we will not be coming anymore. But it cannot be expected of people of this calibre who really represent the human rights culture of lawyering to go on forever. Be that as it may, Chair, because of those things we have not even at this stage finished consulting with all our people. As I said earlier, if we were to consult with them even for two hours each, it will take us about one and a half months, and the photocopying of paper and all those expenses are at our, for our own accounts, and therefore what we've said, that's some of the highlights and we may or may not be able to present some of this evidence to you, depending on what happens with these issues of funding and the like, but I am deeply appreciative of the indulgence, Chair, of time to put some of these important issues to your attention on behalf of the victims of the Marikana Crisis. Thank you. CHAIRPERSON: Thank you, Mr Mpofu. The
4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24	<ul> <li>was callous, insensitive and a form of using the poor as scapegoats.</li> <li>CHAIRPERSON: I don't think it's necessary for you to cover paragraph 10 and 11 at this stage. If the Terms of Reference are subsequently extended I'll give you an opportunity to say something then, but not necessary at this point. You may now wish to move on to paragraph 12.</li> <li>MR MPOFU: Ja. Thank you very much,</li> <li>Chair. Yes, I'll jump the paragraph 10 and 11.</li> <li>Chairperson, I want to, before I move to paragraph 12, just make this remark. Yours, as has already been said, and your fellow panellists and honourable Commissioners, is an unenviable task and if I never get a chance to say this,</li> <li>Chairperson, I want to say that all efforts have to be done to get to the bottom of what happened. There was, I was reminded of the importance of this when last, in the past two weeks there was a commemoration of the death or murder of Samora Machel somewhere in Mpumalanga and the government had instituted the Margo Commission to look into that.</li> <li>CHAIRPERSON: Yes.</li> <li>MR MPOFU: Yes.</li> </ul>	3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24	children to, in the past two months to represent these poor people up to this stage. Obviously those resources are not limitless and when we run out, we'll run out and we'll simply, we won't disappear, Chairperson, we will tell you that we will not be coming anymore. But it cannot be expected of people of this calibre who really represent the human rights culture of lawyering to go on forever. Be that as it may, Chair, because of those things we have not even at this stage finished consulting with all our people. As I said earlier, if we were to consult with them even for two hours each, it will take us about one and a half months, and the photocopying of paper and all those expenses are at our, for our own accounts, and therefore what we've said, that's some of the highlights and we may or may not be able to present some of this evidence to you, depending on what happens with these issues of funding and the like, but I am deeply appreciative of the indulgence, Chair, of time to put some of these important issues to your attention on behalf of the victims of the Marikana Crisis. Thank you. CHAIRPERSON: Thank you, Mr Mpofu. The next party that submitted a document to us by way of
4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23	<ul> <li>was callous, insensitive and a form of using the poor as scapegoats.</li> <li>CHAIRPERSON: I don't think it's necessary for you to cover paragraph 10 and 11 at this stage. If the Terms of Reference are subsequently extended I'll give you an opportunity to say something then, but not necessary at this point. You may now wish to move on to paragraph 12.</li> <li>MR MPOFU: Ja. Thank you very much,</li> <li>Chair. Yes, I'll jump the paragraph 10 and 11.</li> <li>Chairperson, I want to, before I move to paragraph 12, just make this remark. Yours, as has already been said, and your fellow panellists and honourable Commissioners, is an unenviable task and if I never get a chance to say this,</li> <li>Chairperson, I want to say that all efforts have to be done to get to the bottom of what happened. There was, I was reminded of the importance of this when last, in the past two weeks there was a commemoration of the death or murder of Samora Machel somewhere in Mpumalanga and the government had instituted the Margo Commission to look into that.</li> </ul>	3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23	children to, in the past two months to represent these poor people up to this stage. Obviously those resources are not limitless and when we run out, we'll run out and we'll simply, we won't disappear, Chairperson, we will tell you that we will not be coming anymore. But it cannot be expected of people of this calibre who really represent the human rights culture of lawyering to go on forever. Be that as it may, Chair, because of those things we have not even at this stage finished consulting with all our people. As I said earlier, if we were to consult with them even for two hours each, it will take us about one and a half months, and the photocopying of paper and all those expenses are at our, for our own accounts, and therefore what we've said, that's some of the highlights and we may or may not be able to present some of this evidence to you, depending on what happens with these issues of funding and the like, but I am deeply appreciative of the indulgence, Chair, of time to put some of these important issues to your attention on behalf of the victims of the Marikana Crisis. Thank you. CHAIRPERSON: Thank you, Mr Mpofu. The

Page 227 1 Now Ms Chabedi, do you wish to address us? 2 MS CHABED1: Thank you, Chairperson, 3 Commissioners. Chairperson, 1 don't interud reading the 4 miter statement into the record. Thi however highlight 5 four paints which are contained in the statement, which are 5 contained in paragraphs 2, 4 and 9. The DMR weakness 6 insofrer as its proceedings relate to the DMR or require the 8 asstance of the DMR. 7 the inquiry and is committed to assisting the Commission 9 insofer as its proceedings relate to the DMR or require the 9 asstance of the DMR. 1 to the commission regarding the listboy of the metric 1 to the commission regarding the listboy of the metric 1 asstatutory mandate was implemented from time to time, 1 asstatutory mandates was implemented from time to time, 1 is asstully metated to a longer the DMR was not 1 involved in the indent, its submission will be confined 1 is respectful junkted at its convenience to call on the 2 MS KGOREADIRA: Yes, Mr Chair. We avi 1 on behalf of Kgois Bob Mogale, his royal family and the 2 traditional community and the family and the 2 traditional community and here asstance, should he required. Thank you, Mr chair. We avi 1 on behalf of Kgois Bob Mogale, his royal family and the 2 traditional community and the to barder the Save than Borden 2 traditional community. If we would also like to 2 method. Lomin Fathum Massace has also do 2 traditional community. If we have you with the save method with sistuated on the weatsem link of 3 there any discussion of this inquiry. It is with rest 2 traditional community and the this sistuated on the weatsem link of 3 to recommunity. If K with great 3 to recommunity. If K with great 4 statement? 3 method. Chairmer Save and phase traditional community and the this and the family and the 3 traditional community. If we have to method the family and the 3 traditional community. If we have to method the family and the 3 traditional community. If we have to methor the save method ton thoronamily and the trade of the asstate of the Save and			1	
2         MS CHABEDI:         Thank you, Chairperson,         2         evidence leaders, and she can maybe take the matter further           3         Commissioners. Chairperson, I'll however highlight         from there.         4         MS GGORCADIRA:         Thank you, Mr Chair. Mr           5         contained in paragraphs 2, 4, 8 and 9. The DMR welcomes         6         six parts, manwely background of the events that led to the           7         the inquiry and is commisted to assitting the Commission         6         six parts, manwely background of the events that led to the           8         assittance of the DMR.         4         the DMR or require the         9         social and labour plans around Lonnin, as Well as DMR -           10         -4, the DMR is in a position to make submission         10         Department of Mineral Resources, events preceding the         10         Department of Mineral Resources Centre as a regulator           13         statudary in relation to Lommin.         10         How and the maining         11         the commission           14         the Daps traditional community and the regular.         11         How event spatial statement.         11         How and ther the           15         or page 2, paragraph 8, because the DMR was not         15         In the events preceding and lacing up and after the           16         to Chair There astastance,		Page 227		Page 229
3         Commissioners. Chairperson, I don't intend reading the retire statement into the record. TII however highlight for profiles which are contained in the statement, which are the inquiry which are contained in the statement, which are the inquiry and is committed to basisting the commission insofar as its proceedings relate to the DMR or require the sasistance of the DMR. d. , the DMR is in a postion to make submissions insofar as its proceedings relate to the DMR or require the sasistance of the DMR. d. , the DMR is in a postion to make submission statury mandate was implemented from time to time, traductional community land, the role of the mining statury mandate was implemented from time to time, traductional community and argue. to don'ther assistance, so cond team. The Commission it is exclually referring to the second team. The Commission traductional community at large. to repart preson. CHAIRPERSON: Thank you, Mc Chabeli. Is the required. This submission will be confined to duriter assistance, bould it be required. Thank you. Thank you, Mc Chabeli. Is the seque there assisted by Adv Mphiri Masilo and we statement? on behalf of Kgosi Bob Mogale, his royal family and the traditional community. If Mr Chairperson mould allow us, we would be solve to make more integratery. we provide basilise to make an opening take effective assistance, bound the file off ford, Mr Chair. Thank you, Mr Chairperson mould allow us, we would be solve to make an opening statement. the estere docume community. If Mr Chairperson and memberso the destere docume document, you. we provid basilise to make an opening statement. the sectere docu	1	Now Ms Chabedi, do you wish to address us?	1	I suggest you hand them over to Ms Pillay, one of the
4         MS KGOROEADRA:         Thank you, Mr Chair, MR           5         four points which are contained in the statement, which are contained in the statement, which are contained in paragraphs 2, 4, 8 and 9. The DNR welcomes         5           7         the inquiry and is committed to assisting the Commission in specially, and is committed to assisting the Commission regarding be history of the mineral         5           10         4, the DMR is in a position to make submission regarding the history of the mineral         7           11         to the commission regarding the sources of the DMR.         10           13         statuory mandate was implemented from time to time, paragraph 8, because the DMR was non.         10           14         the Department of Mineral Resources, events preceding the induced, rule submission will be confined in the arkinan dasagore has had on the statument?           10         DMR for further assistance, should it be required. Thank you, Chairperson.         10           21         out infarter submission will be confined in the situated on the wastern limb of the submission will be acting on behalf of Kgosi Bob Mogale, his royal family, and the submission will be acting on behalf of Kgosi Bob Mogale, his royal family and the submission will be acting on behalf	2	MS CHABEDI: Thank you, Chairperson,	2	evidence leaders, and she can maybe take the matter further
<ul> <li>four points which are contained in the statement, which are 6</li> <li>four points which are contained in paragraphs 2, 4, 8 and 9. The DMR welcomes for the influence of the DMR.</li> <li>four points which are contained in paragraphs 2, 4, 8 and 9. The DMR welcomes for the influence of the DMR.</li> <li>assistance of the DMR.</li> <li>the commission regarding the history of the mineral tabour ginas around Lonnin, as well as DMR – 10</li> <li>particularly in relation to Lonnin.</li> <li>particularly in relation to Lonnin.</li> <li>traditional community and there it's written fourth team, 118</li> <li>traditional community and there it's written fourth team, 118</li> <li>traditional community and there it's written fourth team, 118</li> <li>the appartment of Mineral Resources. Centre as a regulator 15</li> <li>on page 2, paragraph 8, because the DMR was not</li> <li>to - Chairperson, 1 see thre it's written fourth team, 118</li> <li>ti's actually referring to the second team. The Commission 118</li> <li>the Rapo traditional community at large.</li> <li>to nother parts who wishes to make an opening statement?</li> <li>to no bahalf of Kgosi Bob Mogale, his royal family and the traditional community. If M Chairperson would allow us, 3 and easi the traditional community. If M Chairperson would allow us, 3 and read with the maxima aperations are 4 struated on the wester limb of 10 portion 2 which is situated on the wester limb of 12 the Bapo Ba Mogale traditional community. Kosi Bob Mogale and his royal family and the 10 family and the 10 family and the 10 family and the 10 proposal to heave the mines established for example, Lommin, 11 and operation if KoorNOPADIRA: Yes, M Chair. Thank you, MC Chairperson would allow the inverted maxima massacre by the 10 proposal to heave the mines established for example, Lommin, 11 and operation of KoorNOPADIRA: Yes, M Chair. Thank you, MC Chairperson would allow the inverted massacre to the Bands and the</li></ul>	3	Commissioners. Chairperson, I don't intend reading the	3	from there.
6       contained in paragraphs 2, 4, 8 and 9. The DMR welcomes       6       six parts, namely background of the events that led to the         7       the inquiry and is committed to assisting the Commission       8       six parts, namely background of the events that led to the         9       assistance of the DMR.       10       4, the DMR is in a position to make submissions       10       boart and abour plans around Lommin, specially, the         10       4, the DMR is in a position to make submissions       10       Department of Mineral Resources, events preceding the II         11       to the commission regarding the history of the mineral       12       traditional community land, the role of the mining         12       resources industry in South Africa and how the DMR       10       comparise, expecially commin, in this instance Lommin, and         13       statury market was impermented from time to time, in the incident, its submission will be confined       10       acompanies, especially Lommin, in this instance Lommin, and         14       the Department of Mineral Resources Centre as a regulator       15       in the events preceding and leading up to an after the         15       in the winder Massacer. The mark wassacer. In and dround the Bapo Ba Mogale Statemet.       10       11       12       taddress the impact we would also like to         16       total statemet?       10       sistatemet?       10 <td< td=""><td>4</td><td>entire statement into the record. I'll however highlight</td><th>4</th><td>MS KGOROEADIRA: Thank you, Mr Chair. Mr</td></td<>	4	entire statement into the record. I'll however highlight	4	MS KGOROEADIRA: Thank you, Mr Chair. Mr
7       the inquiry and is committed to assisting the Commission       7       massacre and the tragedy that we are currently addressing         8       to passistance of the DMR.       9       social and allow plans around Lommin, as well as DMR –         10       4, the DMR is in a position to make submissions       9       social and allow plans around Lommin, as well as DMR –         11       to the commission regarding the history of the mineral       10       Department of Mineral Resources, events preceding the         13       statutory mandate was implemented from time to time, parture and the trage of the ther.       11       Marikana Massacre. The impact, we would also like to         16       tor charperson, 1 see ther it's writher forth team,       13       the Bapo traditional community and there it's writher forther assistrance, should the required. Thank         10       DPAIR for further assistrace, should the required. Thank       14       the Department of Mineral Resources Centre as a regulator         12       to - Chairperson.       the resources, should the required. Thank       14       the Department of Mineral Resources Centre as a regulator         13       to - Chairperson.       the resources, should the required. Thank       16       Marikana Massacre. The impact, we would also like to         14       to volter party who wishes to make an opening statement.       16       Marikana Massacre as neladitional community and the traditional com	5	four points which are contained in the statement, which are	5	Chair and Commissioners, our submissions are divided into
8         insofar as its proceedings relate to the DMR or require the 9         8         today, the notarial lease with Lonmin especially, the 9           9         assistance of the DMR.         0         4, the DMR is in a position to make submissions 11         to the commission regarding the history of the mineral 12         resources, nounces, events preceding and counces, events preceding the 13         social and labour plans around Lommin, in this instance Lommin, and 14           14         particularly in relation to Lommin.         10         Department of Mineral Resources. Chern as a regulator 13         comparies, especially Lommin, in this instance Lommin, and 14         the Department of Mineral Resources.         total community land, the rele of the mining.           10         Tor Charperson.         15         in the events preceding and leading up to and after the 16         Markana Massacre.         The Bapt Bakes and pening statement.           20         MS KOGNOEADIRA:         Yes, of course you may make an opening statement.         Yes, of course you may make an opening statement.         The Markana Massacre were the demarkana massacre we	6	contained in paragraphs 2, 4, 8 and 9. The DMR welcomes	6	six parts, namely background of the events that led to the
9         assistance of the DMR,         9         social and labour plans around Lonmin, as well as DMR –           10         4, the DMR is in a position to make submissions         10         Department of Mineral Resources, events preceding the           11         tattotory mandate was implemented from time to time,         11         Marikana Massacer in and around the Bapo Ba Mogale           12         resources, chuid is the incident, its submission will be confined         10         Drapate, aperdially Lonmin, in this instance Lonmin, and           14         the Department of Mineral Resources, events preceding up to and after the           16         involved in the incident, its submission will be confined         10         To address the impact that the Marikana Massacre has had on           18         its actually referring to the second team. The Commission         18         The Bapo traditional community along the           14         tatement?         10         DRK for further assistance, should it be required. Thank           14         tatement?         Thank you, Chairperson.         The Alpha acting on behalf of the parties IV adready           24         statement?         Thank you, Chairperson would allow us,         we would also like to make an opening           24         on behalf of Kgosl Bob Mogale, his royal family and the         1         the Markana Mesource Development           25	7	the inquiry and is committed to assisting the Commission	7	massacre and the tragedy that we are currently addressing
10       4, the DMR is in a position to make submissions       10       Department of Mineral Resources, events preceding the         11       to the commission regarding the history of the mineral       Marikana Massacre in and around the Bapo Ba Mogale         13       statutory mandate was implemented from time to time,       involved in the incident, its submission will be confined         14       particularly in relation to Lommin.       The Department of Mineral Resources Centre as a regulator         16       involved in the incident, its submission will be confined       Marikana Massacre. The impact, we would also like to         17       to - Chairperson, 1see there it's written fourth team,       it's actually referring to the second team.         19       Iver any other party who wishes to make an opening       statement?         20       DMR for further assistance, should it be required. Thank       GHAIRPERSON:         21       on behalf of Kgosi Bob Mogale, his royal family and the       statement?         25       no behalf of Kgosi Bob Mogale, his royal family and the       sudwed also like to make an opening statement.         25       an opening statement.       Yeas, or course you may make       sudwed commission of this inquiry. It is with great         3       the esteemed Commission of this inquiry. It is with great       sudwed also like to make an opening statement.         10       bebMogale and his royal fami	8	insofar as its proceedings relate to the DMR or require the	8	today, the notarial lease with Lonmin especially, the
11       to the commission regarding the history of the mineral       11       Marikana Massace: In and around the Bapo Ba Mogale         12       resources industry in South Africa and how the DNR       11       Marikana Massace: In and around the Bapo Ba Mogale         13       statutory mandate was implemented from time to time,       11       Marikana Massace: The Impact, Unomin, In this instance Lonnin, and         14       particularly in relation to Lonnin.       On page 2, paragraph 8, because the DNR was not         15       involved In the incident, its submission will be confined       Imma Massace: The Impact, Was wold able Net         16       to - Chairperson, I see there it's written fourth team,       17       address the impact that the Marikana Massace: has had on         18       it's actually referring to the second team. The Commission       19       [10:32] As already indicated, I am Advocate Karabo Barega         20       DNR for further assistance, should it be required. Thank       20       Kapresent dody. I am assisted by Adv Mphiri Masilo and we         23       there any other party who wishes to make an opening statement.       Yas, Mr Chair. We act       23       Yadd0 on a farm called Wonderkop. This farm is Farm         24       statement?       Yas, KGORCADIRA: I want to move to the       Yas, KGORCALIRA: I want to move to the       3       With the Bapo Ba Mogale Taditonal Community and thet this       Yasthe Bapo Ba Mogale Taditonal C	9	assistance of the DMR.	9	social and labour plans around Lonmin, as well as DMR –
12       resources industry in South Africa and how the DMR       12       traditional community land, the role of the mining         13       statutory mandate was implemented from time to time,       13       companies, especially Lonnin, in this instance Lonnin, and         14       the Opartment of Mineral Resources Centre as a regulator       15       in the avents preceding and leading up to and after the         16       involved in the incident, its submission will be confined       17       address the impact that the Marikana Massacre has had on         18       it's actually referring to the second team. The Commission       18       the Bapo traditional community at large.         19       isrespectifully invited at its convenience to call on the       10       10       the Bapo traditional community at large.         20       DMR for further assistance, should it be required. Thank       12       isrespectifully invited at its convenience to call on the         21       you. Thank you, Chairperson.       12       and parties Parties Proceed.       13       attereanty Markina Massacre has had on         23       there any other party who wishes to make an opening statement?       12       istuded on a farm called Wonderkop. This farm is Farm       23         24       situated on a farm called Wonderkop. This farm is Farm       25       JQ400 portion 2 which is situated on the western limb of       12	10	4, the DMR is in a position to make submissions	10	Department of Mineral Resources, events preceding the
13       statutory mandate was implemented from time to time,       13       companies, especially Lonnin, in this instance Lonnin, and         14       particularly in relation to Lonnin.       14       the Department of Mineral Resources Centre as a regulator         15       On page 2, paragraph 8, because the DNR was not       15       in the events preceding and leading up to and after the         16       involved in the incident, its submission will be confined       16       Markana Massacre. The impact, we would also like to         17       to - Chairperson, 1 see there it's written fourth team,       18       the Bapo traditional community at large.         19       IDNR for further assistance, should it be required. Thank       19       IDIO 20, J As already indicated, I am Advocate Karabo Bareng         20       Work Chairperson.       19       IDIO 20, J As already indicated, I am Advocate Karabo Bareng         21       statement?       14       there any other party who wishes to make an opening       14         21       statement?       Sall be acting on behalf of the parties I've already       2         22       shall be acting on behalf of Kgosi Bob Mogale, his royal family and the       14       the Merensky Plathum Meef, commonik known as the Plathum         23       on behalf of Kgosi Bob Mogale, his royal family and the       14       Merenesky Plathum Ref, communiky advecket       15	11	to the commission regarding the history of the mineral	11	Marikana Massacre in and around the Bapo Ba Mogale
14       particularly in relation to Lonmin.       14       the Department of Mineral Resources Centre as a regulator         15       On page 2, paragraph 8, because the DMR was not       15       in the vents preceding and leading up to and after the         16       involved in the incident, its submission withe confined       15       in the events preceding and leading up to and after the         17       to – Chairperson, I see there it's written fourth team,       16       Minkana Massacer. The impact, we would also like to         18       it's actually referring to the second team. The Commission       18       the Bapo traditional community at large.         19       is respectfully invited at its convenience to call on the       10       10       Storeadur, I am led by Rusty Mogagabe SC, who is not         12       OLAIRPERSON:       Thank you, Chairperson, I we would also like to make an opening       25       stateed on a farm called Wonderkop. This farm is Farm         16       on behalf of Kgosi Bob Mogale, his royal family and the       rege 220       Page 230         10       on behalf of Kgosi Bob Mogale, his royal family and the       reference to local community neownement underpinned the basis upon which         18       the despoe Ba Mogale Traditional community. Tis with great       swith the Bapo Ba Mogale Traditional Community accepted the         10       mob helaif of Kgosi Bob Mogale raditional community, Kape <td< td=""><td>12</td><td>resources industry in South Africa and how the DMR</td><th>12</th><td>traditional community land, the role of the mining</td></td<>	12	resources industry in South Africa and how the DMR	12	traditional community land, the role of the mining
15       On page 2, paragraph 8, because the DMR was not       15       in the events preceding and leading up to and after the         16       involved in the incident, its submission will be confined       17       address the impact, we would also like to         17       to - Chairperson, I see there it's written fourth team,       18       it's actually referring to the second team. The Commission         19       is respectfully invited at its convenience to call on the       10       Markana Massacre. The impact, we would also like to         20       DMR for further assistance, should it be required. Thank       16       Markana Massacre to a mack an opening         21       on behalf of Kgosi Bob Mogale, his royal family and the       taditical community. If Mr Chairperson would allow us,       we would also like to make an opening statement.         2       chairperson: Yes, of course you may make       an opening statement.       1       the Merensky Platinum Reef, commonly known as the Platinum         2       and paine traditional community, Mr Chairperson and members of       1       the Merensky Platinum Reef, commonly known as the Platinum         3       we would also like to us are less than ideal for       1       the Merensky Platinum Reef, commonly known as the Platinum         2       reditorial community, Mr Chairperson and members of       reference to local community and that this         3       the esteemed Commission of thi	13	statutory mandate was implemented from time to time,	13	companies, especially Lonmin, in this instance Lonmin, and
16       involved in the incident, its submission will be confined       17       to - Chairperson, J see there it's written fourth team,         17       to - Chairperson, J see there it's written fourth team,       16       Marikana Massacre. The impact, we would also like to         18       the Bapo traditional community at large.       17         20       DMR for further assistance, should it be required. Thank       18       the Bapo traditional community at large.         21       you. Thank you, Chairperson.       19       [10:32]       As already indicated, I am Advocate Karabo Bareng         23       there any other party who wishes to make an opening       statement?       23       mentioned. Lommin Platinum Marikana operations are         24       statement?       23       mentioned. Lommin Platinum Marikana operations are       24       situated on a farm called Wonderkop. This farm is Farm         25       MS KGOROEADIRA:       Yes, Mr Chair. We act       28       Page 228       1       the Merensky Platinum Reef, commonity known as the Platinum         3       we would also like to make an opening statement.       4       CHAIRPERSON:       Yes, of course you may make       3       was preceded by the Mining Charter with specific         7       front, Mr Chair. Thank you, Mr Chairperson and members of       5       Spirt of the current Mining Charter with specific       7	14	particularly in relation to Lonmin.	14	the Department of Mineral Resources Centre as a regulator
17       to - Chairperson, I see there it's written fourth team,       17       address the impact that the Marikana Massacre has had on         18       it's actually referring to the second team. The Commission       19       ite's actually referring to the second team. The Commission         19       is respectfully invited at its convenience to call on the       10       18       the Bapo traditional community at large.         20       DMR for further assistance, should it be required. Thank       10       16       the Bapo traditional community at large.         21       OrdAIRPERSON:       Thank you, Ms Chabedi. Is       the ary other party who wishes to make an opening         23       thereany other party who wishes to make an opening       the ary other party who wishes to make an opening       the ary other party who wishes to make an opening         24       statement?       Statement?       23       mentioned. Lonnin Platinum Markana operations are         25       MS KGOROEADIRA:       Yes, of course you may make       an opening statement. Please proced.       1       the Merensky Platinum Reef, commonity known as the Platinum         3       an opening statement. Please proced.       1       the Merensky Platinum Reef, community and that this         4       CHAIRPERSON:       Yes, of course you may make       1       the Merensky Platinum Reef, community and that         5       ano	15	On page 2, paragraph 8, because the DMR was not	15	in the events preceding and leading up to and after the
18       it's actually referring to the second team. The Commission       18       the Bapo traditional community at large.         19       is respectfully invited at its convenience to call on the         20       DMR for further assistance, should it be required. Thank         21       OHA for further assistance, should it be required. Thank         22       CHAIRPERSON: Thank you, MS Chabedi. Is         23       there any other party who wishes to make an opening         24       statement?         25       MS KGOROEADIRA: Yes, Mr Chair. We act         7       on behalf of Kgosi Bob Mogale, his royal family and the         2       on behalf of Kgosi Bob Mogale, his royal family and the         3       we would also like to make an opening statement.         4       CHAIRPERSON: Yes, of course you may make         5       an opening statement. Please proceed.         6       MS KGOROEADIRA: I want to move to the         7       font, Mr Chair. Thank you, Mr Chairperson and members of         8       the esteemed Commission of this inquiry. It is with great         9       sadness to the Bapo Ba Mogale traditional community. Kosi         10       Bob Mogale and his royal family, that we have to meet under         11       these drift mathemational community. I be leaves         16       The Rapo Ba M	16	involved in the incident, its submission will be confined	16	Marikana Massacre. The impact, we would also like to
18       it's actually referring to the second team. The Commission       18       the Bapo traditional community at large.         19       is respectfully invited at its convenience to call on the         20       DMR for further assistance, should it be required. Thank         21       OHA for further assistance, should it be required. Thank         22       CHAIRPERSON: Thank you, MS Chabedi. Is         23       there any other party who wishes to make an opening         24       statement?         25       MS KGOROEADIRA: Yes, Mr Chair. We act         7       on behalf of Kgosi Bob Mogale, his royal family and the         2       on behalf of Kgosi Bob Mogale, his royal family and the         3       we would also like to make an opening statement.         4       CHAIRPERSON: Yes, of course you may make         5       an opening statement. Please proceed.         6       MS KGOROEADIRA: I want to move to the         7       font, Mr Chair. Thank you, Mr Chairperson and members of         8       the esteemed Commission of this inquiry. It is with great         9       sadness to the Bapo Ba Mogale traditional community. Kosi         10       Bob Mogale and his royal family, that we have to meet under         11       these drift mathemational community. I be leaves         16       The Rapo Ba M	17	to – Chairperson, I see there it's written fourth team,	17	address the impact that the Marikana Massacre has had on
19       is respectfully invited at its convenience to call on the       19       [10:32] As already indicated, I am Advocate Karabo Bareng         20       DMR for further assistance, should it be required. Thank       20       Kgoreoadira. I am led by Rusty Mogagabe SC, who is not         21       you. Thank you, Chairperson.       21       present today. I am assisted by Adv Mphiri Masilo and we         23       there any other party who wishes to make an opening       23       statement?         24       statement?       23       mentioned. Lonmin Platinum Marikana operations are         24       statement?       24       stuated on a farm called Wonderkop. This farm is Farm         25       MS KGOROEADIRA: Yes, Mr Chair. We act       29       Page 228         1       on behalf of Kgosi Bob Mogale, his royal family and the       2       stuated on a farm called Wonderkop. This farm is Farm         25       on behalf of Kgosi Bob Mogale, his royal family and the       4       We would also like to make an opening statement.       2       Belt. Lonmin had entered into a notarial lease agreement         3       we would also like to make an opening statement.       4       was preceded by the Mining Charter with specific       7       reference to local community and the Mineral         5       and page traditional community. Kogosi       9       beab Mogale traditional community. Kogosi			18	
20       DMR for further assistance, should it be required. Thank       20       Kgoroeadira. I am led by Rusty Mogagabe SC, who is not         21       you. Thank you, Chairperson.       20       Kgoroeadira. I am led by Rusty Mogagabe SC, who is not         22       CHAIRPERSON: Thank you, MS Chabedi. Is       21       present today. I am assisted by Adv Mphiri Masilo and we         23       there any other party who wishes to make an opening       astatement?       23       mentioned. Lonmin Platinum Markana operations are         24       statement?       25       MS KGOROEADIRA: Yes, Mr Chair. We act       Page 228         1       on behalf of Kgosi Bob Mogale, his royal family and the       24       32400 portion 2 which is situated on the western limb of         2       traditional community. If Mr Chairperson would allow us,       we would also like to make an opening statement.       2       1       the Merensky Platinum Reef, commonly known as the Platinum         2       an opening statement. Please proceed.       3       with the Bapo Ba Mogale traditional community, Kgosi       1       the Merensky Platinum Reef, community and that this         3       we would also like to make an opening statement.       1       the Bapo Ba Mogale traditional community, Kgosi       1       the Merensky Platinum Reef, community and that this         4       Mo KGOROEADIRA:       I want to move to the       1	19		19	
21       you. Thank you, Chairperson.       21       present today. I am assisted by Adv Mphiri Masilo and we         23       CHAIRPERSON: Thank you, Ms Chabedi. Is       present today. I am assisted by Adv Mphiri Masilo and we         23       there any other party who wishes to make an opening       statement?         24       statement?       stated on a farm called Wonderkop. This farm is Farm         25       MS KGOROEADIRA: Yes, Mr Chair. We act       Page 228         7       on behalf of Kgosi Bob Mogale, his royal family and the       the Merensky Platinum Reef, commonly known as the Platinum         2       on behalf of Kgosi Bob Mogale, his royal family and the       was preceded by the Mining Charter and the Mineral         3       we would also like to make an opening statement.       We also bego Ba Mogale traditional community, Kassi         4       CHAIRPERSON: Yes, of course you may make       sain opening statement.       Petroleum and Resource Development Act. However, the         5       an opening statement.       I want to move to the       spirit of the current Mining Charter and the Mineral         7       front, Mr Chair. Thank you, Mr Chairperson and members of       sodness to the Bapo Ba Mogale traditional community, Kgosi       presee admosine engowerment underpinned the basis upon which         9       sadness to the Bapo Ba Mogale traditional community. I be leave       preseet to local community accepted the <td></td> <td></td> <th>20</th> <td>Kgoroeadira. I am led by Rusty Mogagabe SC, who is not</td>			20	Kgoroeadira. I am led by Rusty Mogagabe SC, who is not
23       there any other party who wishes to make an opening       23       mentioned. Lonmin Platinum Marikana operations are         24       statement?       23       mentioned. Lonmin Platinum Marikana operations are         25       MS KGOROEADIRA:       Yes, Mr Chair. We act       24       situated on a farm called Wonderkop. This farm is Farm         25       on behalf of Kgosi Bob Mogale, his royal family and the       Page 228       Page 228         1       on behalf of Kgosi Bob Mogale, his royal family and the       traditional community. If Mr Chairperson would allow us,         3       we would also like to make an opening statement.       Pege 220         4       CHAIRPERSON:       Yes, of course you may make         5       an opening statement. Please proceed.       6         6       MS KGOROEADIRA:       I want to move to the         7       front, Mr Chair.       Thak you, Mr Chairperson and members of         8       the esteemed Commission of this inquiry. It is with great       9         9       Bob Mogale and his royal family, that we have to meet under       1         11       the Bapo Ba Mogale traditional community, Kgosi       10         12       the Bapo Ba Mogale traditional community. I be lease       10         13       models traditional community to be introduced       10 </td <td>21</td> <td>you. Thank you, Chairperson.</td> <th>21</th> <td>present today. I am assisted by Adv Mphiri Masilo and we</td>	21	you. Thank you, Chairperson.	21	present today. I am assisted by Adv Mphiri Masilo and we
24statement?24situated on a farm called Wonderkop. This farm is Farm25MS KGOROEADIRA:Yes, Mr Chair. We act25JQ400 portion 2 which is situated on the western limb of25on behalf of Kgosi Bob Mogale, his royal family and the traditional community. If Mr Chairperson would allow us, 3 we would also like to make an opening statement.Page 228 the Merensky Platinum Reef, commonly known as the Platinum3We would also like to make an opening statement.Page 2304CHAIRPERSON:Yes, of course you may make an opening statement. Please proceed.16MS KGOROEADIRA:I want to move to the front, Mr Chair. Thank you, Mr Chairperson and members of sadness to the Bapo Ba Mogale traditional community, Kgosi110Bob Mogale and his royal family, that we have to meet under to boyale and his royal family, that we have to meet under to yourselves and the international community. I beg leave to take off my jacket.115Mr Chair and Commission of Inquiry. As a result forward to Ms Pillay and other evidence leaders as soon as we are done now. Thank you.1816our evidence, extaments, documents, notary lease agreements, and any other documents that would assist this eagreements, and any other documents that would assist this agreements, and any other documents that would assist this agreements, and any other documents that would assist this commission form the traditional community.24CHAIRPERSON:We would be very24CHAIRPERSON:We would be very	22	CHAIRPERSON: Thank you, Ms Chabedi. Is	22	shall be acting on behalf of the parties I've already
25       MS KGOROEADIRA:       Yes, Mr Chair. We act       25       JQ400 portion 2 which is situated on the western limb of         26       n behalf of Kgosi Bob Mogale, his royal family and the       Page 228         1       n additional community. If Mr Chairperson would allow us,       the Merensky Platinum Reef, commonly known as the Platinum         3       we would also like to make an opening statement.       Belt. Lonmin had entered into a notarial lease agreement         4       CHAIRPERSON:       Yes, of course you may make       with the Bapo Ba Mogale Traditional Community and that this         5       an opening statement. Please proceed.       Spirit of the current Mining Charter with specific         6       MS KGOROEADIRA:       I want to move to the       spirit of the current Mining Charter with specific         7       reference to local community porterment, job creation and       local economic empowerment underpinned the basis upon which         9       sadness to the Bapo Ba Mogale traditional community, Kgosi       proposal to have the mines established for example, Lonmin,         11       these circumstances, which to us are less than ideal for       ind operated on their land. The farm Wonderkop is a sub-         10       Bob Mogale traditional community. I be gleave       ind falls within the jurisdiction of Kgosi Bob Edward         14       to take off my jacket.       Ma Chair and Commissioners, we have just been	23	there any other party who wishes to make an opening	23	mentioned. Lonmin Platinum Marikana operations are
Page 2281on behalf of Kgosi Bob Mogale, his royal family and the2traditional community. If Mr Chairperson would allow us,3we would also like to make an opening statement.4CHAIRPERSON: Yes, of course you may make5an opening statement. Please proceed.6MS KGOROEADIRA: I want to move to the7front, Mr Chair. Thank you, Mr Chairperson and members of8the esteemed Commission of this inquiry. It is with great9sadness to the Bapo Ba Mogale traditional community, Kgosi10bo Mogale and his royal family, that we have to meet under11these circumstances, which to us are less than ideal for12the Bapo Ba Mogale traditional community. I be leave13to yourselves and the international community. I be gleave14to take off my jacket.15Mr Chair and Commission of Inquiry. As a result16forward to Ms Pillay and other evidence leaders as soon as19we are done now. Thank you.20We also be gleave of this Commission to submit21our evidence, evidence, statements, documents, notary lease22agreements, and any other documents that would assist this23Our evidence, evidence, statements, documents, notary lease24CHAIRPERSON:24CHAIRPERSON:24CHAIRPERSON:24CHAIRPERSON:24We would be very	24		24	situated on a farm called Wonderkop. This farm is Farm
1on behalf of Kgosi Bob Mogale, his royal family and the2traditional community. If Mr Chairperson would allow us,3we would also like to make an opening statement.4CHAIRPERSON: Yes, of course you may make5an opening statement. Please proceed.6MS KGOROEADIRA: I want to move to the7front, Mr Chair. Thank you, Mr Chairperson and members of8the esteemed Commission of this inquiry. It is with great9sadness to the Bapo Ba Mogale traditional community, Kgosi10Bob Mogale and his royal family, that we have to meet under11these circumstances, which to us are less than ideal for12the Bapo Ba Mogale traditional community. I be glave14to yourselves and the international community. I be glave15Mr Chair and Commission of Inquiry. As a result16forward to Ms Pillay and other evidence leaders as soon as19we also beg leave of this Commission to submit10We also beg leave of this Commission to submit11our evidence, statements, documents, hotary lease12agreements, and any other documents that would assist this13ChAIRPERSON:24CHAIRPERSON:24CHAIRPERSON:24CHAIRPERSON:24Platinum, on which Lonmin Platinum Mines, Marikana	25	MS KGOROEADIRA: Yes, Mr Chair. We act	25	JQ400 portion 2 which is situated on the western limb of
1on behalf of Kgosi Bob Mogale, his royal family and the2traditional community. If Mr Chairperson would allow us,3we would also like to make an opening statement.4CHAIRPERSON: Yes, of course you may make5an opening statement. Please proceed.6MS KGOROEADIRA: I want to move to the7front, Mr Chair. Thank you, Mr Chairperson and members of8the esteemed Commission of this inquiry. It is with great9sadness to the Bapo Ba Mogale traditional community, Kgosi10Bob Mogale and his royal family, that we have to meet under11these circumstances, which to us are less than ideal for12the Bapo Ba Mogale traditional community. I be glave14to yourselves and the international community. I be glave15Mr Chair and Commission of Inquiry. As a result16forward to Ms Pillay and other evidence leaders as soon as19we also beg leave of this Commission to submit10We also beg leave of this Commission to submit11our evidence, statements, documents, hotary lease12agreements, and any other documents that would assist this13ChAIRPERSON:24CHAIRPERSON:24CHAIRPERSON:24CHAIRPERSON:24Platinum, on which Lonmin Platinum Mines, Marikana				
2traditional community. If Nr Chairperson would allow us, we would also like to make an opening statement.2Belt. Lommin had entered into a notarial lease agreement3we would also like to make an opening statement.3We have to make an opening statement.34CHAIRPERSON: Yes, of course you may make an opening statement. Please proceed.3We the Bapo Ba Mogale Traditional Community and that this was preceded by the Mining Charter and the Mineral 56MS KGOROEADIRA: I want to move to the front, Mr Chair. Thank you, Mr Chairperson and members of sadness to the Bapo Ba Mogale traditional community, Kgosi Bob Mogale and his royal family, that we have to meet under 105Petroleum and Resource Development Act. However, the 67reference to local community government, job creation and local economic empowerment underpinned the basis upon which the Bapo Ba Mogale traditional community. I beg leave to take off my jacket.1015Mr Chair and Commission of Inquiry. As a result thereof we have just written submissions, which we will forward to Ms Pillay and other evidence leaders as soon as we are done now. Thank you.1010We also beg leave of this Commission to submit our evidence, evidence, statements, documents, notary lease agreements, and any other documents that would assist this 21112ChAIRPERSON: We would be very1413Robilage and Brits. Accordingly the land on Lonmin Platinum, on which Lonmin Platinum Mines, Marikana		Page 228		Page 230
3we would also like to make an opening statement.4CHAIRPERSON:Yes, of course you may make5an opening statement.Please proceed.6MS KGOROEADIRA:I want to move to the7front, Mr Chair.I want to move to the8the esteemed Commission of this inquiry. It is with great99sadness to the Bapo Ba Mogale traditional community, Kgosi910Bob Mogale and his royal family, that we have to meet under1011these circumstances, which to us are less than ideal for1114the Bapo Ba Mogale traditional community. I beg leave1015Mr Chair and Commissioners, we have just been1116instructed to join the Commission of Inquiry. As a result1417thereof we have just written submissions, which we will1518forward to Ms Pillay and other evidence leaders as soon as1919we also beg leave of this Commission to submit1020We also beg leave of this Commission to submit1321our evidence, evidence, statements, documents, notary lease2322argreements, and any other documents that would assist this1923CHAIRPERSON:We would be very24CHAIRPERSON:We would be very	1	on behalf of Kgosi Bob Mogale, his royal family and the	1	the Merensky Platinum Reef, commonly known as the Platinum
4CHAIRPERSON: an opening statement.Yes, of course you may make an opening statement.4was preceded by the Mining Charter and the Mineral5an opening statement.Please proceed.5Petroleum and Resource Development Act. However, the 66MS KGOROEADIRA:I want to move to the 7Front, Mr Chair.Thank you, Mr Chairperson and members of 85Petroleum and Resource Development Act. However, the 67reference to local community government, job creation and 8local economic empowerment underpinned the basis upon which 99sadness to the Bapo Ba Mogale traditional community, Kgosi 109the Bapo Ba Mogale Traditional Community accepted the 1011these circumstances, which to us are less than ideal for 1111and operated on their land. The farm Wonderkop is a sub- 1212the Bapo Ba Mogale traditional community. I beg leave to take off my jacket.13and falls within the jurisdiction of Kgosi Bob Edward14to take off my jacket.14Mogale and his royal family and the traditional community1516instructed to join the Commission of Inquiry. As a result thereof we have just written submissions, which we will162012 occurred, which is termed the Marikana massacre by the media.18Marikana, originally termed Marakaneng, is in 9fact a small town a few kilometres away from Wonderkop Farm and is actually the border of the Bafokeng Villages and the 2012 Rustenburg and Royal Bapo falls within the jurisdiction of 2319was preceded by the Mining Charter and the Mineral10w	2	traditional community. If Mr Chairperson would allow us,	2	Belt. Lonmin had entered into a notarial lease agreement
5an opening statement. Please proceed.5Petroleum and Resource Development Act. However, the6MS KGOROEADIRA:I want to move to the5Petroleum and Resource Development Act. However, the7front, Mr Chair. Thank you, Mr Chairperson and members of8the esteemed Commission of this inquiry. It is with great99sadness to the Bapo Ba Mogale traditional community, Kgosi10Bob Mogale and his royal family, that we have to meet under10Bob Mogale and his royal family, that we have to meet under10proposal to have the mines established for example, Lonmin,11these circumstances, which to us are less than ideal for11and operated on their land. The farm Wonderkop is a sub-12the Bapo Ba Mogale traditional community to be introduced13and falls within the jurisdiction of Kgosi Bob Edward14to take off my jacket.14Mogale and his royal family and the traditional community15Mr Chair and Commissioners, we have just been16instructed to join the Commission of Inquiry. As a result1618forward to Ms Pillay and other evidence leaders as soon as18Marikana, originally termed Marakaneng, is in19we are done now. Thank you.19fact a small town a few kilometres away from Wonderkop Farm20We also beg leave of this Commission to submit21Maibang and Brits. Accordingly the land on Lonmin21Our evidence, evidence, statements, documents, notary lease22Rustenburg and Royal Bapo falls within the jurisdiction of22agreements, and any other doc	3	we would also like to make an opening statement.	3	with the Bapo Ba Mogale Traditional Community and that this
6MS KGOROEADIRA:I want to move to the front, Mr Chair. Thank you, Mr Chairperson and members of sadness to the Bapo Ba Mogale traditional community, Kgosi6spirit of the current Mining Charter with specific reference to local community government, job creation and local economic empowerment underpinned the basis upon which9sadness to the Bapo Ba Mogale traditional community, Kgosi9the Bapo Ba Mogale Traditional Community accepted the10Bob Mogale and his royal family, that we have to meet under 11these circumstances, which to us are less than ideal for 1211and operated on their land. The farm Wonderkop is a sub-12the Bapo Ba Mogale traditional community. I beg leave 14to take off my jacket.14Mogale and his royal family and the traditional community15Mr Chair and Commission of Inquiry. As a result 17thereof we have just written submissions, which we will 18forward to Ms Pillay and other evidence leaders as soon as18Marikana, originally termed Marakaneng, is in 1918Merikana, originally termed Marakaneng, is in 19fact a small town a few kilometres away from Wonderkop Farm 20and is actually the border of the Bafokeng Villages and the 2120We also beg leave of this Comminsty. 22greements, and any other documents that would assist this 2322Rustenburg and Royal Bapo falls within the jurisdiction of 2323Commission, from the traditional community. 24CHAIRPERSON: 24We would be very2424CHAIRPERSON: 24We would be very24	4	CHAIRPERSON: Yes, of course you may make	4	was preceded by the Mining Charter and the Mineral
7front, Mr Chair. Thank you, Mr Chairperson and members of 8 the esteemed Commission of this inquiry. It is with great 9 sadness to the Bapo Ba Mogale traditional community, Kgosi 10 Bob Mogale and his royal family, that we have to meet under 11 these circumstances, which to us are less than ideal for 12 the Bapo Ba Mogale traditional community. I beg leave 14 to take off my jacket.7reference to local community government, job creation and local economic empowerment underpinned the basis upon which the Bapo Ba Mogale Traditional Community accepted the proposal to have the mines established for example, Lonmin, and operated on their land. The farm Wonderkop is a sub- village of the Bapo Ba Mogale Traditional Community land and falls within the jurisdiction of Kgosi Bob Edward 13 and falls within the jurisdiction of Kgosi Bob Edward 14 to take off my jacket.15Mr Chair and Commission of Inquiry. As a result 16 instructed to join the Commission of Inquiry. As a result 17 thereof we have just written submissions, which we will 18 forward to Ms Pillay and other evidence leaders as soon as 19 we are done now. Thank you.18Marikana, originally termed Marakaneng, is in 19 fact a small town a few kilometres away from Wonderkop Farm 20 and is actually the border of the Bafokeng Villages and the 21 Bapo Villages and the Royal Bafokeng Villages fall under 22 Rustenburg and Royal Bapo falls within the jurisdiction of 23 Madibeng and Brits. Accordingly the land on Lonmin 24 Platinum, on which Lonmin Platinum Mines, Marikana	5	an opening statement. Please proceed.	5	Petroleum and Resource Development Act. However, the
8the esteemed Commission of this inquiry. It is with great sadness to the Bapo Ba Mogale traditional community, Kgosi8local economic empowerment underpinned the basis upon which the Bapo Ba Mogale and his royal family, that we have to meet under 1010Bob Mogale and his royal family, that we have to meet under 1110proposal to have the mines established for example, Lonmin, 1111these circumstances, which to us are less than ideal for 1210proposal to have the mines established for example, Lonmin, 1112the Bapo Ba Mogale traditional community to be introduced 1310proposal to have the mines established for example, Lonmin, 1114to take off my jacket.12village of the Bapo Ba Mogale Traditional Community land 1315Mr Chair and Commissioners, we have just been 1615land. This is also where the massacre of the 16th of August 1616instructed to join the Commission of Inquiry. As a result 17162012 occurred, which is termed the Marikana massacre by the 1718forward to Ms Pillay and other evidence leaders as soon as 1918Marikana, originally termed Marakaneng, is in 1920We also beg leave of this Commission to submit 2120and is actually the border of the Bafokeng Villages and the 2121our evidence, evidence, statements, documents, notary lease 22agreements, and any other documents that would assist this 2323Commission, from the traditional community. 24242424CHAIRPERSON: 24We would be very2424Platinum	6	MS KGOROEADIRA: I want to move to the	6	spirit of the current Mining Charter with specific
9sadness to the Bapo Ba Mogale traditional community, Kgosi9the Bapo Ba Mogale Traditional Community accepted the10Bob Mogale and his royal family, that we have to meet under10proposal to have the mines established for example, Lonmin,11these circumstances, which to us are less than ideal for11and operated on their land. The farm Wonderkop is a sub-12the Bapo Ba Mogale traditional community to be introduced12village of the Bapo Ba Mogale Traditional Community land13to yourselves and the international community. I beg leave13and falls within the jurisdiction of Kgosi Bob Edward14to take off my jacket.14Mogale and his royal family and the traditional community15Mr Chair and Commissioners, we have just been15land. This is also where the massacre of the 16th of August16instructed to join the Commission of Inquiry. As a result162012 occurred, which is termed the Marikana massacre by the17thereof we have just written submissions, which we will18Marikana, originally termed Marakaneng, is in19we are done now. Thank you.19fact a small town a few kilometres away from Wonderkop Farm20We also beg leave of this Commission to submit21Bapo Villages and the Royal Bafokeng Villages fall under21our evidence, evidence, statements, documents that would assist this23Rustenburg and Royal Bapo falls within the jurisdiction of23Commission, from the traditional community.24Madibeng and Brits. Accordingly the land on Lonmin24CHAIRPERSON:<	7	front, Mr Chair. Thank you, Mr Chairperson and members of	7	reference to local community government, job creation and
10Bob Mogale and his royal family, that we have to meet under 1110proposal to have the mines established for example, Lonmin, 1111these circumstances, which to us are less than ideal for 1210proposal to have the mines established for example, Lonmin, 1112the Bapo Ba Mogale traditional community to be introduced 1311and operated on their land. The farm Wonderkop is a sub- 1213to yourselves and the international community. I beg leave 1413and falls within the jurisdiction of Kgosi Bob Edward14to take off my jacket.14Mogale and his royal family and the traditional community15Mr Chair and Commission of Inquiry. As a result thereof we have just written submissions, which we will 1716Instructed to join the Commission of Inquiry. As a result thereof we have just written submissions, which we will 18162012 occurred, which is termed the Marikana massacre by the media.19we are done now. Thank you.19fact a small town a few kilometres away from Wonderkop Farm 202020We also beg leave of this Commission to submit 210and is actually the border of the Bafokeng Villages and the 2121Bapo Villages and the Royal Bapo falls within the jurisdiction of 23Madibeng and Brits. Accordingly the land on Lonmin23Commission, from the traditional community.24Platinum, on which Lonmin Platinum Mines, Marikana	8	the esteemed Commission of this inquiry. It is with great	8	local economic empowerment underpinned the basis upon which
11these circumstances, which to us are less than ideal for11and operated on their land. The farm Wonderkop is a sub-12the Bapo Ba Mogale traditional community to be introduced11and operated on their land. The farm Wonderkop is a sub-12the Bapo Ba Mogale traditional community. I beg leave11and falls within the jurisdiction of Kgosi Bob Edward14to take off my jacket.14Mogale and his royal family and the traditional community15Mr Chair and Commissioners, we have just been15land. This is also where the massacre of the 16th of August16instructed to join the Commission of Inquiry. As a result162012 occurred, which is termed the Marikana massacre by the17thereof we have just written submissions, which we will162012 occurred, which is termed the Marikana massacre by the18forward to Ms Pillay and other evidence leaders as soon as18Marikana, originally termed Marakaneng, is in19we are done now. Thank you.19fact a small town a few kilometres away from Wonderkop Farm20We also beg leave of this Commission to submit20and is actually the border of the Bafokeng Villages and the21our evidence, evidence, statements, documents, notary lease21Bapo Villages and the Royal Bafokeng Villages fall under22agreements, and any other documents that would assist this22Rustenburg and Royal Bapo falls within the jurisdiction of23Commission, from the traditional community.24Platinum, on which Lonmin Platinum Mines, Marikana	9	sadness to the Bapo Ba Mogale traditional community, Kgosi	9	the Bapo Ba Mogale Traditional Community accepted the
12the Bapo Ba Mogale traditional community to be introduced to yourselves and the international community. I beg leave to take off my jacket.12village of the Bapo Ba Mogale Traditional Community land and falls within the jurisdiction of Kgosi Bob Edward14to take off my jacket.13and falls within the jurisdiction of Kgosi Bob Edward15Mr Chair and Commissioners, we have just been instructed to join the Commission of Inquiry. As a result15land. This is also where the massacre of the 16th of August16instructed to join the Commission, which we will thereof we have just written submissions, which we will162012 occurred, which is termed the Marikana massacre by the media.18forward to Ms Pillay and other evidence leaders as soon as18Marikana, originally termed Marakaneng, is in fact a small town a few kilometres away from Wonderkop Farm20We also beg leave of this Commission to submit our evidence, evidence, statements, documents, notary lease agreements, and any other documents that would assist this 232023Commission, from the traditional community.24Madibeng and Brits. Accordingly the land on Lonmin Platinum, on which Lonmin Platinum Mines, Marikana	10	Bob Mogale and his royal family, that we have to meet under	10	proposal to have the mines established for example, Lonmin,
13to yourselves and the international community. I beg leave to take off my jacket.13and falls within the jurisdiction of Kgosi Bob Edward14to take off my jacket.14Mogale and his royal family and the traditional community15Mr Chair and Commissioners, we have just been instructed to join the Commission of Inquiry. As a result thereof we have just written submissions, which we will forward to Ms Pillay and other evidence leaders as soon as we are done now. Thank you.13and falls within the jurisdiction of Kgosi Bob Edward Mogale and his royal family and the traditional community20We also beg leave of this Commission to submit our evidence, evidence, statements, documents, notary lease agreements, and any other documents that would assist this 2313and falls within the jurisdiction of Mogale and his royal family and the traditional community.24CHAIRPERSON:We would be very24Platinum, on which Lonmin Platinum Mines, Marikana	11	these circumstances, which to us are less than ideal for	11	and operated on their land. The farm Wonderkop is a sub-
14to take off my jacket.14Mogale and his royal family and the traditional community15Mr Chair and Commissioners, we have just been15Iand. This is also where the massacre of the 16th of August16instructed to join the Commission of Inquiry. As a result162012 occurred, which is termed the Marikana massacre by the17thereof we have just written submissions, which we will162012 occurred, which is termed the Marikana massacre by the18forward to Ms Pillay and other evidence leaders as soon as18Marikana, originally termed Marakaneng, is in19we are done now. Thank you.19fact a small town a few kilometres away from Wonderkop Farm20We also beg leave of this Commission to submit20and is actually the border of the Bafokeng Villages and the21our evidence, evidence, statements, documents, notary lease22Rustenburg and Royal Bapo falls within the jurisdiction of23Commission, from the traditional community.24Nadibeng and Brits. Accordingly the land on Lonmin24CHAIRPERSON:We would be very24Platinum, on which Lonmin Platinum Mines, Marikana	12	the Bapo Ba Mogale traditional community to be introduced	12	village of the Bapo Ba Mogale Traditional Community land
15Mr Chair and Commissioners, we have just been15Iand. This is also where the massacre of the 16th of August16instructed to join the Commission of Inquiry. As a result162012 occurred, which is termed the Marikana massacre by the17thereof we have just written submissions, which we will162012 occurred, which is termed the Marikana massacre by the18forward to Ms Pillay and other evidence leaders as soon as18Marikana, originally termed Marakaneng, is in19we are done now. Thank you.19fact a small town a few kilometres away from Wonderkop Farm20We also beg leave of this Commission to submit20and is actually the border of the Bafokeng Villages and the21our evidence, evidence, statements, documents, notary lease21Bapo Villages and the Royal Bafokeng Villages fall under22agreements, and any other documents that would assist this22Rustenburg and Royal Bapo falls within the jurisdiction of23Commission, from the traditional community.24Platinum, on which Lonmin Platinum Mines, Marikana	13	to yourselves and the international community. I beg leave	13	and falls within the jurisdiction of Kgosi Bob Edward
<ul> <li>16 instructed to join the Commission of Inquiry. As a result</li> <li>17 thereof we have just written submissions, which we will</li> <li>18 forward to Ms Pillay and other evidence leaders as soon as</li> <li>19 we are done now. Thank you.</li> <li>20 We also beg leave of this Commission to submit</li> <li>21 our evidence, evidence, statements, documents, notary lease</li> <li>22 agreements, and any other documents that would assist this</li> <li>23 Commission, from the traditional community.</li> <li>24 CHAIRPERSON: We would be very</li> <li>16 2012 occurred, which is termed the Marikana massacre by the</li> <li>16 media.</li> <li>18 Marikana, originally termed Marakaneng, is in</li> <li>19 fact a small town a few kilometres away from Wonderkop Farm</li> <li>20 and is actually the border of the Bafokeng Villages and the</li> <li>21 Bapo Villages and the Royal Bafokeng Villages fall under</li> <li>22 Rustenburg and Royal Bapo falls within the jurisdiction of</li> <li>23 Madibeng and Brits. Accordingly the land on Lonmin</li> <li>24 CHAIRPERSON: We would be very</li> <li>24 Platinum, on which Lonmin Platinum Mines, Marikana</li> </ul>	14	to take off my jacket.	14	Mogale and his royal family and the traditional community
<ol> <li>thereof we have just written submissions, which we will</li> <li>forward to Ms Pillay and other evidence leaders as soon as</li> <li>we are done now. Thank you.</li> <li>We also beg leave of this Commission to submit</li> <li>our evidence, evidence, statements, documents, notary lease</li> <li>agreements, and any other documents that would assist this</li> <li>Commission, from the traditional community.</li> <li>CHAIRPERSON: We would be very</li> <li>thereof we have just written submissions, which we will</li> <li>media.</li> <li>media.</li> <li>Marikana, originally termed Marakaneng, is in</li> <li>fact a small town a few kilometres away from Wonderkop Farm</li> <li>and is actually the border of the Bafokeng Villages and the</li> <li>Bapo Villages and the Royal Bafokeng Villages fall under</li> <li>Rustenburg and Royal Bapo falls within the jurisdiction of</li> <li>Madibeng and Brits. Accordingly the land on Lonmin</li> <li>Platinum, on which Lonmin Platinum Mines, Marikana</li> </ol>	15	Mr Chair and Commissioners, we have just been	15	land. This is also where the massacre of the 16th of August
18forward to Ms Pillay and other evidence leaders as soon as18Marikana, originally termed Marakaneng, is in19we are done now. Thank you.19fact a small town a few kilometres away from Wonderkop Farm20We also beg leave of this Commission to submit19fact a small town a few kilometres away from Wonderkop Farm21our evidence, evidence, statements, documents, notary lease21Bapo Villages and the Royal Bafokeng Villages fall under22agreements, and any other documents that would assist this22Rustenburg and Royal Bapo falls within the jurisdiction of23Commission, from the traditional community.24Madibeng and Brits. Accordingly the land on Lonmin24CHAIRPERSON:We would be very24	16	instructed to join the Commission of Inquiry. As a result	16	2012 occurred, which is termed the Marikana massacre by the
19we are done now. Thank you.19fact a small town a few kilometres away from Wonderkop Farm20We also beg leave of this Commission to submit20and is actually the border of the Bafokeng Villages and the21our evidence, evidence, statements, documents, notary lease21Bapo Villages and the Royal Bafokeng Villages fall under22agreements, and any other documents that would assist this22Rustenburg and Royal Bapo falls within the jurisdiction of23Commission, from the traditional community.24Madibeng and Brits. Accordingly the land on Lonmin24CHAIRPERSON:We would be very24	17	thereof we have just written submissions, which we will	17	media.
20We also beg leave of this Commission to submit20and is actually the border of the Bafokeng Villages and the21our evidence, evidence, statements, documents, notary lease21Bapo Villages and the Royal Bafokeng Villages fall under22agreements, and any other documents that would assist this22Rustenburg and Royal Bapo falls within the jurisdiction of23Commission, from the traditional community.23Madibeng and Brits. Accordingly the land on Lonmin24CHAIRPERSON:We would be very24	18	forward to Ms Pillay and other evidence leaders as soon as	18	Marikana, originally termed Marakaneng, is in
<ol> <li>our evidence, evidence, statements, documents, notary lease</li> <li>agreements, and any other documents that would assist this</li> <li>Commission, from the traditional community.</li> <li>CHAIRPERSON: We would be very</li> <li>Bapo Villages and the Royal Bafokeng Villages fall under</li> <li>Rustenburg and Royal Bapo falls within the jurisdiction of</li> <li>Madibeng and Brits. Accordingly the land on Lonmin</li> <li>Platinum, on which Lonmin Platinum Mines, Marikana</li> </ol>	19	we are done now. Thank you.	19	fact a small town a few kilometres away from Wonderkop Farm
22agreements, and any other documents that would assist this22Rustenburg and Royal Bapo falls within the jurisdiction of23Commission, from the traditional community.23Madibeng and Brits. Accordingly the land on Lonmin24CHAIRPERSON:We would be very2424Platinum, on which Lonmin Platinum Mines, Marikana	20	We also beg leave of this Commission to submit	20	and is actually the border of the Bafokeng Villages and the
23Commission, from the traditional community.23Madibeng and Brits. Accordingly the land on Lonmin24CHAIRPERSON:We would be very24Platinum, on which Lonmin Platinum Mines, Marikana	21	our evidence, evidence, statements, documents, notary lease	21	Bapo Villages and the Royal Bafokeng Villages fall under
24 CHAIRPERSON: We would be very 24 Platinum, on which Lonmin Platinum Mines, Marikana	22	agreements, and any other documents that would assist this	22	Rustenburg and Royal Bapo falls within the jurisdiction of
H3 and a contraction of the cont	23	Commission, from the traditional community.	23	Madibeng and Brits. Accordingly the land on Lonmin
25 appreciative if you were to make those documents available. 25 operations were its largest platinum operations in South	24	CHAIRPERSON: We would be very	24	Platinum, on which Lonmin Platinum Mines, Marikana
ARCHIVE FOR JUSTICE	25	appreciative if you were to make those documents available.	25	operations were its largest platinum operations in South
	25	1 Sound CO Los Soll		

		1	
	Page 231		Page 233
1	Africa are situated and on which the massacre occurred	1	point in the proceedings.
2	belongs to the Bapo Ba Mogale Traditional Community. It is	2	MR MAHLANGU: Thank you very much. The
3	so that to the extent that the Kgosi and his royal family,	3	Chairperson will realise I have no document from which to
4	this is on the basis on which the Kgosi and his royal	4	read these things, and I am meeting this for the very first
5	family and the traditional community wish to join these	5	time and sadly, the counsel is querying me, but all the
6	proceedings in that it is their land, that this Commission	6	same.
7	seeks to put under scrutiny.	7	MS KGOROEADIRA: Mr Chair, I beg leave to
8	I would now like to deal with the notarial lease	8	just write down the parties' name for the Interpreter in
9	agreement between Lonmin and the Traditional Community.	9	that the community will feel offended –
10	As already communicated, Lonmin had a notarial	10	CHAIRPERSON: I was going to suggest that
11	lease agreement in order to lease the land of the Bapo Ba	11	because, obvious it's important the name be correctly
12	Mogale Traditional Community in exchange for payment of	12	pronounced, the representative community here today, it's
13	royalties and also undertook to meet a socio-economic	13	only fair to the Interpreter that he should have it before
14	obligation in the Bapo Ba Mogale Traditional Community area	14	him so that he can pronounce it correctly.
15	in terms of the Mining Charter, the South African Mining	15	MS KGOROEADIRA: Thank you, Mr Chair.
16	Charter and its basic conditions in terms of which their	16	MR MAHLANGU: I've got it. Just the one
17	mining licence was issued. Presently the concerns of Kgosi	17	simple word Bapo Ba Mogale.
18 19	Bob Mogale, his royal family and the traditional community,	18 19	MS KGOROEADIRA: Thank you very much, Sir.
	are that Lonmin is exploiting minerals on the land which belongs to the tribe or Traditional Community, fails to	20	CHAIRPERSON: If that was the only
20 21	meet its obligations and undertaking made by it in relation	20	problem we had to solve with this Commission our job would
22	to social and infrastructural development of the community,	21	be very easy, but carry on.
22	and initially failing to give preference to members of the	22	MS KGOROEADIRA: Thank you, Sir. Thank
23	community regarding employment opportunities within the	23	you, Mr Chair. As I said, sadly, the Bapo Ba Mogale
25	Lonmin Mine.	25	Traditional Community will ask this Commission to take a
	Page 232		Page 234
1	Turould nour like to planete an the issues that		
	I would now like to elaborate on the issues that	1	tour around their village at some stage, to see for
2	I have raised. One was, the first one is the social and	2	yourselves that an area situated on the western limb of the
2 3	I have raised. One was, the first one is the social and labour plans. Mr Chairperson, it is trite law in this		yourselves that an area situated on the western limb of the Merensky Reef termed the Platinum Belt, in which rich
3 4	I have raised. One was, the first one is the social and labour plans. Mr Chairperson, it is trite law in this country that every mining licence application must be	2 3 4	yourselves that an area situated on the western limb of the Merensky Reef termed the Platinum Belt, in which rich deposits of mineral resources exploited by several mining
3 4 5	I have raised. One was, the first one is the social and labour plans. Mr Chairperson, it is trite law in this country that every mining licence application must be accompanied by a social and labour plan, commonly known as	2 3 4 5	yourselves that an area situated on the western limb of the Merensky Reef termed the Platinum Belt, in which rich deposits of mineral resources exploited by several mining companies have nothing to show for their presence, save for
3 4 5 6	I have raised. One was, the first one is the social and labour plans. Mr Chairperson, it is trite law in this country that every mining licence application must be accompanied by a social and labour plan, commonly known as the SLP. This is a social contract between the regulator	2 3 4 5 6	yourselves that an area situated on the western limb of the Merensky Reef termed the Platinum Belt, in which rich deposits of mineral resources exploited by several mining companies have nothing to show for their presence, save for traditional land being infested by migrant labourers as
3 4 5 6 7	I have raised. One was, the first one is the social and labour plans. Mr Chairperson, it is trite law in this country that every mining licence application must be accompanied by a social and labour plan, commonly known as the SLP. This is a social contract between the regulator which in this case is the Department of Mineral Resources,	2 3 4 5 6 7	yourselves that an area situated on the western limb of the Merensky Reef termed the Platinum Belt, in which rich deposits of mineral resources exploited by several mining companies have nothing to show for their presence, save for traditional land being infested by migrant labourers as well as job seekers, without any form of consideration from
3 4 5 6 7 8	I have raised. One was, the first one is the social and labour plans. Mr Chairperson, it is trite law in this country that every mining licence application must be accompanied by a social and labour plan, commonly known as the SLP. This is a social contract between the regulator which in this case is the Department of Mineral Resources, the mining companies involved and the traditional community	2 3 4 5 6 7 8	yourselves that an area situated on the western limb of the Merensky Reef termed the Platinum Belt, in which rich deposits of mineral resources exploited by several mining companies have nothing to show for their presence, save for traditional land being infested by migrant labourers as well as job seekers, without any form of consideration from mines who happen to be the cause and attraction of these
3 4 5 6 7 8 9	I have raised. One was, the first one is the social and labour plans. Mr Chairperson, it is trite law in this country that every mining licence application must be accompanied by a social and labour plan, commonly known as the SLP. This is a social contract between the regulator which in this case is the Department of Mineral Resources, the mining companies involved and the traditional community in the specific area in which the company intends to mine.	2 3 4 5 6 7 8 9	yourselves that an area situated on the western limb of the Merensky Reef termed the Platinum Belt, in which rich deposits of mineral resources exploited by several mining companies have nothing to show for their presence, save for traditional land being infested by migrant labourers as well as job seekers, without any form of consideration from mines who happen to be the cause and attraction of these occupiers of the land.
3 4 5 6 7 8 9 10	I have raised. One was, the first one is the social and labour plans. Mr Chairperson, it is trite law in this country that every mining licence application must be accompanied by a social and labour plan, commonly known as the SLP. This is a social contract between the regulator which in this case is the Department of Mineral Resources, the mining companies involved and the traditional community in the specific area in which the company intends to mine. The social contract is intended to ensure that the mining	2 3 4 5 6 7 8 9 10	yourselves that an area situated on the western limb of the Merensky Reef termed the Platinum Belt, in which rich deposits of mineral resources exploited by several mining companies have nothing to show for their presence, save for traditional land being infested by migrant labourers as well as job seekers, without any form of consideration from mines who happen to be the cause and attraction of these occupiers of the land. Sadly, Mr Chairperson, the Bapo Ba Mogale
3 4 5 6 7 8 9 10 11	I have raised. One was, the first one is the social and labour plans. Mr Chairperson, it is trite law in this country that every mining licence application must be accompanied by a social and labour plan, commonly known as the SLP. This is a social contract between the regulator which in this case is the Department of Mineral Resources, the mining companies involved and the traditional community in the specific area in which the company intends to mine. The social contract is intended to ensure that the mining companies meet the objectives of the mining charter, or	2 3 4 5 6 7 8 9 10 11	yourselves that an area situated on the western limb of the Merensky Reef termed the Platinum Belt, in which rich deposits of mineral resources exploited by several mining companies have nothing to show for their presence, save for traditional land being infested by migrant labourers as well as job seekers, without any form of consideration from mines who happen to be the cause and attraction of these occupiers of the land. Sadly, Mr Chairperson, the Bapo Ba Mogale Traditional Community still struggles for some of the basic
3 4 5 6 7 8 9 10 11 12	I have raised. One was, the first one is the social and labour plans. Mr Chairperson, it is trite law in this country that every mining licence application must be accompanied by a social and labour plan, commonly known as the SLP. This is a social contract between the regulator which in this case is the Department of Mineral Resources, the mining companies involved and the traditional community in the specific area in which the company intends to mine. The social contract is intended to ensure that the mining companies meet the objectives of the mining charter, or rather the South African Mining Charter namely, to utilise	2 3 4 5 6 7 8 9 10 11 12	yourselves that an area situated on the western limb of the Merensky Reef termed the Platinum Belt, in which rich deposits of mineral resources exploited by several mining companies have nothing to show for their presence, save for traditional land being infested by migrant labourers as well as job seekers, without any form of consideration from mines who happen to be the cause and attraction of these occupiers of the land. Sadly, Mr Chairperson, the Bapo Ba Mogale Traditional Community still struggles for some of the basic rights, such as water and sanitation. It is these social
3 4 5 6 7 8 9 10 11 12 13	I have raised. One was, the first one is the social and labour plans. Mr Chairperson, it is trite law in this country that every mining licence application must be accompanied by a social and labour plan, commonly known as the SLP. This is a social contract between the regulator which in this case is the Department of Mineral Resources, the mining companies involved and the traditional community in the specific area in which the company intends to mine. The social contract is intended to ensure that the mining companies meet the objectives of the mining charter, or rather the South African Mining Charter namely, to utilise and expand existing skills base for the empowerment of the	2 3 4 5 6 7 8 9 10 11 12 13	yourselves that an area situated on the western limb of the Merensky Reef termed the Platinum Belt, in which rich deposits of mineral resources exploited by several mining companies have nothing to show for their presence, save for traditional land being infested by migrant labourers as well as job seekers, without any form of consideration from mines who happen to be the cause and attraction of these occupiers of the land. Sadly, Mr Chairperson, the Bapo Ba Mogale Traditional Community still struggles for some of the basic rights, such as water and sanitation. It is these social struggles that may be attributed to the boil that has been
3 4 5 6 7 8 9 10 11 12 13 14	I have raised. One was, the first one is the social and labour plans. Mr Chairperson, it is trite law in this country that every mining licence application must be accompanied by a social and labour plan, commonly known as the SLP. This is a social contract between the regulator which in this case is the Department of Mineral Resources, the mining companies involved and the traditional community in the specific area in which the company intends to mine. The social contract is intended to ensure that the mining companies meet the objectives of the mining charter, or rather the South African Mining Charter namely, to utilise and expand existing skills base for the empowerment of the historically disadvantaged South Africans and to serve the	2 3 4 5 6 7 8 9 10 11 12 13 14	yourselves that an area situated on the western limb of the Merensky Reef termed the Platinum Belt, in which rich deposits of mineral resources exploited by several mining companies have nothing to show for their presence, save for traditional land being infested by migrant labourers as well as job seekers, without any form of consideration from mines who happen to be the cause and attraction of these occupiers of the land. Sadly, Mr Chairperson, the Bapo Ba Mogale Traditional Community still struggles for some of the basic rights, such as water and sanitation. It is these social struggles that may be attributed to the boil that has been simmering around the mining community, as the Bapo Ba
3 4 5 6 7 8 9 10 11 12 13 14 15	I have raised. One was, the first one is the social and labour plans. Mr Chairperson, it is trite law in this country that every mining licence application must be accompanied by a social and labour plan, commonly known as the SLP. This is a social contract between the regulator which in this case is the Department of Mineral Resources, the mining companies involved and the traditional community in the specific area in which the company intends to mine. The social contract is intended to ensure that the mining companies meet the objectives of the mining charter, or rather the South African Mining Charter namely, to utilise and expand existing skills base for the empowerment of the historically disadvantaged South Africans and to serve the traditional community involved, to promote employment and	2 3 4 5 6 7 8 9 10 11 12 13 14 15	yourselves that an area situated on the western limb of the Merensky Reef termed the Platinum Belt, in which rich deposits of mineral resources exploited by several mining companies have nothing to show for their presence, save for traditional land being infested by migrant labourers as well as job seekers, without any form of consideration from mines who happen to be the cause and attraction of these occupiers of the land. Sadly, Mr Chairperson, the Bapo Ba Mogale Traditional Community still struggles for some of the basic rights, such as water and sanitation. It is these social struggles that may be attributed to the boil that has been simmering around the mining community, as the Bapo Ba Mogale Traditional Community is frustrated by Lonmin and
3 4 5 7 8 9 10 11 12 13 14 15 16	I have raised. One was, the first one is the social and labour plans. Mr Chairperson, it is trite law in this country that every mining licence application must be accompanied by a social and labour plan, commonly known as the SLP. This is a social contract between the regulator which in this case is the Department of Mineral Resources, the mining companies involved and the traditional community in the specific area in which the company intends to mine. The social contract is intended to ensure that the mining companies meet the objectives of the mining charter, or rather the South African Mining Charter namely, to utilise and expand existing skills base for the empowerment of the historically disadvantaged South Africans and to serve the traditional community involved, to promote employment and advance the social and economic welfare of the mine	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16	yourselves that an area situated on the western limb of the Merensky Reef termed the Platinum Belt, in which rich deposits of mineral resources exploited by several mining companies have nothing to show for their presence, save for traditional land being infested by migrant labourers as well as job seekers, without any form of consideration from mines who happen to be the cause and attraction of these occupiers of the land. Sadly, Mr Chairperson, the Bapo Ba Mogale Traditional Community still struggles for some of the basic rights, such as water and sanitation. It is these social struggles that may be attributed to the boil that has been simmering around the mining community, as the Bapo Ba Mogale Traditional Community is frustrated by Lonmin and workers are frustrated by Lonmin to no avail.
3 4 5 6 7 8 9 10 11 12 13 14 15 16 17	I have raised. One was, the first one is the social and labour plans. Mr Chairperson, it is trite law in this country that every mining licence application must be accompanied by a social and labour plan, commonly known as the SLP. This is a social contract between the regulator which in this case is the Department of Mineral Resources, the mining companies involved and the traditional community in the specific area in which the company intends to mine. The social contract is intended to ensure that the mining companies meet the objectives of the mining charter, or rather the South African Mining Charter namely, to utilise and expand existing skills base for the empowerment of the historically disadvantaged South Africans and to serve the traditional community involved, to promote employment and advance the social and economic welfare of the mine communities and major labour sending areas.	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17	yourselves that an area situated on the western limb of the Merensky Reef termed the Platinum Belt, in which rich deposits of mineral resources exploited by several mining companies have nothing to show for their presence, save for traditional land being infested by migrant labourers as well as job seekers, without any form of consideration from mines who happen to be the cause and attraction of these occupiers of the land. Sadly, Mr Chairperson, the Bapo Ba Mogale Traditional Community still struggles for some of the basic rights, such as water and sanitation. It is these social struggles that may be attributed to the boil that has been simmering around the mining community, as the Bapo Ba Mogale Traditional Community is frustrated by Lonmin and workers are frustrated by Lonmin to no avail. Mr Chair, and Commissioners, we will lead
3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18	I have raised. One was, the first one is the social and labour plans. Mr Chairperson, it is trite law in this country that every mining licence application must be accompanied by a social and labour plan, commonly known as the SLP. This is a social contract between the regulator which in this case is the Department of Mineral Resources, the mining companies involved and the traditional community in the specific area in which the company intends to mine. The social contract is intended to ensure that the mining companies meet the objectives of the mining charter, or rather the South African Mining Charter namely, to utilise and expand existing skills base for the empowerment of the historically disadvantaged South Africans and to serve the traditional community involved, to promote employment and advance the social and economic welfare of the mine communities and major labour sending areas. Now, Mr Chairman, Lonmin will come and tell this	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18	yourselves that an area situated on the western limb of the Merensky Reef termed the Platinum Belt, in which rich deposits of mineral resources exploited by several mining companies have nothing to show for their presence, save for traditional land being infested by migrant labourers as well as job seekers, without any form of consideration from mines who happen to be the cause and attraction of these occupiers of the land. Sadly, Mr Chairperson, the Bapo Ba Mogale Traditional Community still struggles for some of the basic rights, such as water and sanitation. It is these social struggles that may be attributed to the boil that has been simmering around the mining community, as the Bapo Ba Mogale Traditional Community is frustrated by Lonmin and workers are frustrated by Lonmin to no avail. Mr Chair, and Commissioners, we will lead evidence to the various attempts by both the traditional
3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19	I have raised. One was, the first one is the social and labour plans. Mr Chairperson, it is trite law in this country that every mining licence application must be accompanied by a social and labour plan, commonly known as the SLP. This is a social contract between the regulator which in this case is the Department of Mineral Resources, the mining companies involved and the traditional community in the specific area in which the company intends to mine. The social contract is intended to ensure that the mining companies meet the objectives of the mining charter, or rather the South African Mining Charter namely, to utilise and expand existing skills base for the empowerment of the historically disadvantaged South Africans and to serve the traditional community involved, to promote employment and advance the social and economic welfare of the mine communities and major labour sending areas. Now, Mr Chairman, Lonmin will come and tell this Commission how they have grade SLP plans and excellent	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19	yourselves that an area situated on the western limb of the Merensky Reef termed the Platinum Belt, in which rich deposits of mineral resources exploited by several mining companies have nothing to show for their presence, save for traditional land being infested by migrant labourers as well as job seekers, without any form of consideration from mines who happen to be the cause and attraction of these occupiers of the land. Sadly, Mr Chairperson, the Bapo Ba Mogale Traditional Community still struggles for some of the basic rights, such as water and sanitation. It is these social struggles that may be attributed to the boil that has been simmering around the mining community, as the Bapo Ba Mogale Traditional Community is frustrated by Lonmin and workers are frustrated by Lonmin to no avail. Mr Chair, and Commissioners, we will lead evidence to the various attempts by both the traditional community leadership, the youth, and other members of the
3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18	I have raised. One was, the first one is the social and labour plans. Mr Chairperson, it is trite law in this country that every mining licence application must be accompanied by a social and labour plan, commonly known as the SLP. This is a social contract between the regulator which in this case is the Department of Mineral Resources, the mining companies involved and the traditional community in the specific area in which the company intends to mine. The social contract is intended to ensure that the mining companies meet the objectives of the mining charter, or rather the South African Mining Charter namely, to utilise and expand existing skills base for the empowerment of the historically disadvantaged South Africans and to serve the traditional community involved, to promote employment and advance the social and economic welfare of the mine communities and major labour sending areas. Now, Mr Chairman, Lonmin will come and tell this Commission how they have grade SLP plans and excellent programmes geared towards the achieving of the Mining	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18	yourselves that an area situated on the western limb of the Merensky Reef termed the Platinum Belt, in which rich deposits of mineral resources exploited by several mining companies have nothing to show for their presence, save for traditional land being infested by migrant labourers as well as job seekers, without any form of consideration from mines who happen to be the cause and attraction of these occupiers of the land. Sadly, Mr Chairperson, the Bapo Ba Mogale Traditional Community still struggles for some of the basic rights, such as water and sanitation. It is these social struggles that may be attributed to the boil that has been simmering around the mining community, as the Bapo Ba Mogale Traditional Community is frustrated by Lonmin and workers are frustrated by Lonmin to no avail. Mr Chair, and Commissioners, we will lead evidence to the various attempts by both the traditional community leadership, the youth, and other members of the traditional community where Lonmin was requested to meet
3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20	I have raised. One was, the first one is the social and labour plans. Mr Chairperson, it is trite law in this country that every mining licence application must be accompanied by a social and labour plan, commonly known as the SLP. This is a social contract between the regulator which in this case is the Department of Mineral Resources, the mining companies involved and the traditional community in the specific area in which the company intends to mine. The social contract is intended to ensure that the mining companies meet the objectives of the mining charter, or rather the South African Mining Charter namely, to utilise and expand existing skills base for the empowerment of the historically disadvantaged South Africans and to serve the traditional community involved, to promote employment and advance the social and economic welfare of the mine communities and major labour sending areas. Now, Mr Chairman, Lonmin will come and tell this Commission how they have grade SLP plans and excellent programmes geared towards the achieving of the Mining Charter and they may even employ best experts to do so. Mr	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20	yourselves that an area situated on the western limb of the Merensky Reef termed the Platinum Belt, in which rich deposits of mineral resources exploited by several mining companies have nothing to show for their presence, save for traditional land being infested by migrant labourers as well as job seekers, without any form of consideration from mines who happen to be the cause and attraction of these occupiers of the land. Sadly, Mr Chairperson, the Bapo Ba Mogale Traditional Community still struggles for some of the basic rights, such as water and sanitation. It is these social struggles that may be attributed to the boil that has been simmering around the mining community, as the Bapo Ba Mogale Traditional Community is frustrated by Lonmin and workers are frustrated by Lonmin to no avail. Mr Chair, and Commissioners, we will lead evidence to the various attempts by both the traditional community leadership, the youth, and other members of the
3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21	I have raised. One was, the first one is the social and labour plans. Mr Chairperson, it is trite law in this country that every mining licence application must be accompanied by a social and labour plan, commonly known as the SLP. This is a social contract between the regulator which in this case is the Department of Mineral Resources, the mining companies involved and the traditional community in the specific area in which the company intends to mine. The social contract is intended to ensure that the mining companies meet the objectives of the mining charter, or rather the South African Mining Charter namely, to utilise and expand existing skills base for the empowerment of the historically disadvantaged South Africans and to serve the traditional community involved, to promote employment and advance the social and economic welfare of the mine communities and major labour sending areas. Now, Mr Chairman, Lonmin will come and tell this Commission how they have grade SLP plans and excellent programmes geared towards the achieving of the Mining	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21	yourselves that an area situated on the western limb of the Merensky Reef termed the Platinum Belt, in which rich deposits of mineral resources exploited by several mining companies have nothing to show for their presence, save for traditional land being infested by migrant labourers as well as job seekers, without any form of consideration from mines who happen to be the cause and attraction of these occupiers of the land. Sadly, Mr Chairperson, the Bapo Ba Mogale Traditional Community still struggles for some of the basic rights, such as water and sanitation. It is these social struggles that may be attributed to the boil that has been simmering around the mining community, as the Bapo Ba Mogale Traditional Community is frustrated by Lonmin and workers are frustrated by Lonmin to no avail. Mr Chair, and Commissioners, we will lead evidence to the various attempts by both the traditional community leadership, the youth, and other members of the traditional community where Lonmin was requested to meet its social contractual obligation. We will also lead
3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22	I have raised. One was, the first one is the social and labour plans. Mr Chairperson, it is trite law in this country that every mining licence application must be accompanied by a social and labour plan, commonly known as the SLP. This is a social contract between the regulator which in this case is the Department of Mineral Resources, the mining companies involved and the traditional community in the specific area in which the company intends to mine. The social contract is intended to ensure that the mining companies meet the objectives of the mining charter, or rather the South African Mining Charter namely, to utilise and expand existing skills base for the empowerment of the historically disadvantaged South Africans and to serve the traditional community involved, to promote employment and advance the social and economic welfare of the mine communities and major labour sending areas. Now, Mr Chairman, Lonmin will come and tell this Commission how they have grade SLP plans and excellent programmes geared towards the achieving of the Mining Charter and they may even employ best experts to do so. Mr Chair, they may also inform this Commission how they have	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22	yourselves that an area situated on the western limb of the Merensky Reef termed the Platinum Belt, in which rich deposits of mineral resources exploited by several mining companies have nothing to show for their presence, save for traditional land being infested by migrant labourers as well as job seekers, without any form of consideration from mines who happen to be the cause and attraction of these occupiers of the land. Sadly, Mr Chairperson, the Bapo Ba Mogale Traditional Community still struggles for some of the basic rights, such as water and sanitation. It is these social struggles that may be attributed to the boil that has been simmering around the mining community, as the Bapo Ba Mogale Traditional Community is frustrated by Lonmin and workers are frustrated by Lonmin to no avail. Mr Chair, and Commissioners, we will lead evidence to the various attempts by both the traditional community leadership, the youth, and other members of the traditional community where Lonmin was requested to meet its social contractual obligation. We will also lead evidence of the continued and constant refusal by Lonmin
3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23	I have raised. One was, the first one is the social and labour plans. Mr Chairperson, it is trite law in this country that every mining licence application must be accompanied by a social and labour plan, commonly known as the SLP. This is a social contract between the regulator which in this case is the Department of Mineral Resources, the mining companies involved and the traditional community in the specific area in which the company intends to mine. The social contract is intended to ensure that the mining companies meet the objectives of the mining charter, or rather the South African Mining Charter namely, to utilise and expand existing skills base for the empowerment of the historically disadvantaged South Africans and to serve the traditional community involved, to promote employment and advance the social and economic welfare of the mine communities and major labour sending areas. Now, Mr Chairman, Lonmin will come and tell this Commission how they have grade SLP plans and excellent programmes geared towards the achieving of the Mining Charter and they may even employ best experts to do so. Mr Chair, they may also inform this Commission how they have spent millions of rands to achieve these objectives.	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23	yourselves that an area situated on the western limb of the Merensky Reef termed the Platinum Belt, in which rich deposits of mineral resources exploited by several mining companies have nothing to show for their presence, save for traditional land being infested by migrant labourers as well as job seekers, without any form of consideration from mines who happen to be the cause and attraction of these occupiers of the land. Sadly, Mr Chairperson, the Bapo Ba Mogale Traditional Community still struggles for some of the basic rights, such as water and sanitation. It is these social struggles that may be attributed to the boil that has been simmering around the mining community, as the Bapo Ba Mogale Traditional Community is frustrated by Lonmin and workers are frustrated by Lonmin to no avail. Mr Chair, and Commissioners, we will lead evidence to the various attempts by both the traditional community leadership, the youth, and other members of the traditional community where Lonmin was requested to meet its social contractual obligation. We will also lead evidence of the continued and constant refusal by Lonmin management which was bold enough to say to the Bapo people,
3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24	I have raised. One was, the first one is the social and labour plans. Mr Chairperson, it is trite law in this country that every mining licence application must be accompanied by a social and labour plan, commonly known as the SLP. This is a social contract between the regulator which in this case is the Department of Mineral Resources, the mining companies involved and the traditional community in the specific area in which the company intends to mine. The social contract is intended to ensure that the mining companies meet the objectives of the mining charter, or rather the South African Mining Charter namely, to utilise and expand existing skills base for the empowerment of the historically disadvantaged South Africans and to serve the traditional community involved, to promote employment and advance the social and economic welfare of the mine communities and major labour sending areas. Now, Mr Chairman, Lonmin will come and tell this Commission how they have grade SLP plans and excellent programmes geared towards the achieving of the Mining Charter and they may even employ best experts to do so. Mr Chair, they may also inform this Commission how they have spent millions of rands to achieve these objectives. Sadly, the Bapo Ba Mogale Traditional Community will ask	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24	yourselves that an area situated on the western limb of the Merensky Reef termed the Platinum Belt, in which rich deposits of mineral resources exploited by several mining companies have nothing to show for their presence, save for traditional land being infested by migrant labourers as well as job seekers, without any form of consideration from mines who happen to be the cause and attraction of these occupiers of the land. Sadly, Mr Chairperson, the Bapo Ba Mogale Traditional Community still struggles for some of the basic rights, such as water and sanitation. It is these social struggles that may be attributed to the boil that has been simmering around the mining community, as the Bapo Ba Mogale Traditional Community is frustrated by Lonmin and workers are frustrated by Lonmin to no avail. Mr Chair, and Commissioners, we will lead evidence to the various attempts by both the traditional community leadership, the youth, and other members of the traditional community where Lonmin was requested to meet its social contractual obligation. We will also lead evidence of the continued and constant refusal by Lonmin management which was bold enough to say to the Bapo people, Ba Mogale Traditional community they will not lift a finger

1	Page 235	1	
1	community.		[INQUIRY ADJOURNS INQUIRY RESUMES]
2	[10:52] We will lead evidence to show that Lonmin, on the	2	[11:24] CHAIRPERSON: The Commission resumes.
3	land of the Bapo Ba Mogale traditional community, had been	3	Before you proceed, may I ask you whether what you are
4	operating for a considerable period of time - to be	4	going to say, relates – what you are going to say now,
5	specific, since the '70's, without any regard for the	5	relates to the first theme that we're investigating at this
6	social conditions of the communities on whose land they	6	stage, namely the actual shootings on the 16th and what led
7	operate, despite recently creating a burden of informal	7	up to them, or whether it relates to the second theme which
8	settlements on the land of Bapo traditional community.	8	is Lonmin's involvement in the creation of the
9	You will also hear, Mr Chairperson and	9	circumstances which gave rise to the ultimate killing on
10	Commissioners, how Lonmin overlooked Bapo Ba Mogale	10	the 16th? If it relates to the second theme, and it may
11	community in the share interest opportunities and continues	11	also be linked with one of the later themes regarding the
12	to do so. Now, Mr Chair, I would also now like to talk	12	responsibility of the Department of Mineral Resources,
13	about the events preceding the Marikana massacre. The	13	which would involve monitoring or failing to monitor the
14	events which occurred in the Marikana tragedy are actually	14	compliance with the Mining Charter, if it relates to those
15	preceded by the members of the traditional community, and	15	issues, then I don't think it's necessary for you to speak
16	particularly the youth, venting their dissatisfaction and	16	us about it today. There will be a meeting tomorrow, I
17	their anger, mainly concerning, amongst other issues it had	17	don't know if you've been informed, there will be a meeting
18	with Lonmin, wages, Lonmin overlooking or disregarding the	18	tomorrow of the representatives of the parties at which
19	Bapo Ba Mogale locals in respect of employment	19	endeavours will be made to work out time limits, arranging
20	opportunities, and issues relating skills development for	20	for the exchange of information, and also, generally
21	the community and the locals.	21	speaking, devising procedures to shorten the proceedings,
22	It is the very same issues that have previously	22	possibly by the submission of agreed bundles of document
23	led to violence in the area, unrest in the traditional	23	and things of that kind. So it sounds to me, from what you
24	community, and destruction of property, as well as the	24	were going to say, that it's more relevant to the later
25	temporary closing down of Lonmin's operations earlier on,	25	stages, themes 2 and 4, so I put that to you. Is my
	Dogo 226		Daga 229
1	Page 236 before the tragedy. These incidents also resulted the loss	1	Page 238 assessment of that correct?
1	before the tragedy. These incidents also resulted the loss	1 2	assessment of that correct?
	before the tragedy. These incidents also resulted the loss of life. The aforesaid violence and unrest has always been		
2	before the tragedy. These incidents also resulted the loss	2	assessment of that correct? MS KGOROEADIRA: It is correct, indeed, Sir.
2 3	before the tragedy. These incidents also resulted the loss of life. The aforesaid violence and unrest has always been imminent in the area and lives have always been previously lost.	2 3	assessment of that correct? MS KGOROEADIRA: It is correct, indeed, Sir. CHAIRPERSON: Well, then it seems to me
2 3 4 5	before the tragedy. These incidents also resulted the loss of life. The aforesaid violence and unrest has always been imminent in the area and lives have always been previously lost. It is so unfortunate that on the 16th of August	2 3 4	assessment of that correct? MS KGOROEADIRA: It is correct, indeed, Sir. CHAIRPERSON: Well, then it seems to me then it would be appropriate for you just to close off then
2 3 4	before the tragedy. These incidents also resulted the loss of life. The aforesaid violence and unrest has always been imminent in the area and lives have always been previously lost. It is so unfortunate that on the 16th of August 2012, there was even more bloodshed on the Bapo Ba Mogale	2 3 4 5	assessment of that correct? MS KGOROEADIRA: It is correct, indeed, Sir. CHAIRPERSON: Well, then it seems to me then it would be appropriate for you just to close off then what you were going to say, with full reservation of your
2 3 4 5 6	before the tragedy. These incidents also resulted the loss of life. The aforesaid violence and unrest has always been imminent in the area and lives have always been previously lost. It is so unfortunate that on the 16th of August	2 3 4 5 6	assessment of that correct? MS KGOROEADIRA: It is correct, indeed, Sir. CHAIRPERSON: Well, then it seems to me then it would be appropriate for you just to close off then
2 3 4 5 6 7	before the tragedy. These incidents also resulted the loss of life. The aforesaid violence and unrest has always been imminent in the area and lives have always been previously lost. It is so unfortunate that on the 16th of August 2012, there was even more bloodshed on the Bapo Ba Mogale traditional community land. It is the humble submission	2 3 4 5 6 7	assessment of that correct? MS KGOROEADIRA: It is correct, indeed, Sir. CHAIRPERSON: Well, then it seems to me then it would be appropriate for you just to close off then what you were going to say, with full reservation of your right, subsequently, when we come to those other themes, to
2 3 4 5 6 7 8	before the tragedy. These incidents also resulted the loss of life. The aforesaid violence and unrest has always been imminent in the area and lives have always been previously lost. It is so unfortunate that on the 16th of August 2012, there was even more bloodshed on the Bapo Ba Mogale traditional community land. It is the humble submission that we seek to make on behalf of Kgosi Bob Mogale, the	2 3 4 5 6 7 8	assessment of that correct? MS KGOROEADIRA: It is correct, indeed, Sir. CHAIRPERSON: Well, then it seems to me then it would be appropriate for you just to close off then what you were going to say, with full reservation of your right, subsequently, when we come to those other themes, to make a further opening submission dealing with the points
2 3 4 5 6 7 8 9	before the tragedy. These incidents also resulted the loss of life. The aforesaid violence and unrest has always been imminent in the area and lives have always been previously lost. It is so unfortunate that on the 16th of August 2012, there was even more bloodshed on the Bapo Ba Mogale traditional community land. It is the humble submission that we seek to make on behalf of Kgosi Bob Mogale, the royal family and his traditional community, that this is	2 3 4 5 6 7 8 9	assessment of that correct? MS KGOROEADIRA: It is correct, indeed, Sir. CHAIRPERSON: Well, then it seems to me then it would be appropriate for you just to close off then what you were going to say, with full reservation of your right, subsequently, when we come to those other themes, to make a further opening submission dealing with the points that you were proposing to make now. Is that appropriate?
2 3 4 5 6 7 8 9 10	before the tragedy. These incidents also resulted the loss of life. The aforesaid violence and unrest has always been imminent in the area and lives have always been previously lost. It is so unfortunate that on the 16th of August 2012, there was even more bloodshed on the Bapo Ba Mogale traditional community land. It is the humble submission that we seek to make on behalf of Kgosi Bob Mogale, the royal family and his traditional community, that this is only the tip of the iceberg, and urgent intervention by the	2 3 4 5 6 7 8 9 10	assessment of that correct? MS KGOROEADIRA: It is correct, indeed, Sir. CHAIRPERSON: Well, then it seems to me then it would be appropriate for you just to close off then what you were going to say, with full reservation of your right, subsequently, when we come to those other themes, to make a further opening submission dealing with the points that you were proposing to make now. Is that appropriate? MS KGOROEADIRA: Indeed, Mr Chair, and
2 3 4 5 6 7 8 9 10 11	before the tragedy. These incidents also resulted the loss of life. The aforesaid violence and unrest has always been imminent in the area and lives have always been previously lost. It is so unfortunate that on the 16th of August 2012, there was even more bloodshed on the Bapo Ba Mogale traditional community land. It is the humble submission that we seek to make on behalf of Kgosi Bob Mogale, the royal family and his traditional community, that this is only the tip of the iceberg, and urgent intervention by the government was necessary. Accordingly, Mr Chairperson and	2 3 4 5 6 7 8 9 10 11	assessment of that correct? MS KGOROEADIRA: It is correct, indeed, Sir. CHAIRPERSON: Well, then it seems to me then it would be appropriate for you just to close off then what you were going to say, with full reservation of your right, subsequently, when we come to those other themes, to make a further opening submission dealing with the points that you were proposing to make now. Is that appropriate? MS KGOROEADIRA: Indeed, Mr Chair, and thank you, Mr Chair and Commissioners. In closing, Mr
2 3 4 5 6 7 8 9 10 11 12	before the tragedy. These incidents also resulted the loss of life. The aforesaid violence and unrest has always been imminent in the area and lives have always been previously lost. It is so unfortunate that on the 16th of August 2012, there was even more bloodshed on the Bapo Ba Mogale traditional community land. It is the humble submission that we seek to make on behalf of Kgosi Bob Mogale, the royal family and his traditional community, that this is only the tip of the iceberg, and urgent intervention by the government was necessary. Accordingly, Mr Chairperson and Commissioners, the Kgosi and the traditional community of	2 3 4 5 6 7 8 9 10 11 12	assessment of that correct? MS KGOROEADIRA: It is correct, indeed, Sir. CHAIRPERSON: Well, then it seems to me then it would be appropriate for you just to close off then what you were going to say, with full reservation of your right, subsequently, when we come to those other themes, to make a further opening submission dealing with the points that you were proposing to make now. Is that appropriate? MS KGOROEADIRA: Indeed, Mr Chair, and thank you, Mr Chair and Commissioners. In closing, Mr Chair, I would just like to mention something that touched
2 3 4 5 6 7 8 9 10 11 12 13	before the tragedy. These incidents also resulted the loss of life. The aforesaid violence and unrest has always been imminent in the area and lives have always been previously lost. It is so unfortunate that on the 16th of August 2012, there was even more bloodshed on the Bapo Ba Mogale traditional community land. It is the humble submission that we seek to make on behalf of Kgosi Bob Mogale, the royal family and his traditional community, that this is only the tip of the iceberg, and urgent intervention by the government was necessary. Accordingly, Mr Chairperson and Commissioners, the Kgosi and the traditional community of Bapo Ba Mogale welcome this Commission of Inquiry. Now,	2 3 4 5 6 7 8 9 10 11 12 13	assessment of that correct? MS KGOROEADIRA: It is correct, indeed, Sir. CHAIRPERSON: Well, then it seems to me then it would be appropriate for you just to close off then what you were going to say, with full reservation of your right, subsequently, when we come to those other themes, to make a further opening submission dealing with the points that you were proposing to make now. Is that appropriate? MS KGOROEADIRA: Indeed, Mr Chair, and thank you, Mr Chair and Commissioners. In closing, Mr Chair, I would just like to mention something that touched my heart. On the 18th of October this year, 2012, we had a
2 3 4 5 6 7 8 9 10 11 12 13 14	before the tragedy. These incidents also resulted the loss of life. The aforesaid violence and unrest has always been imminent in the area and lives have always been previously lost. It is so unfortunate that on the 16th of August 2012, there was even more bloodshed on the Bapo Ba Mogale traditional community land. It is the humble submission that we seek to make on behalf of Kgosi Bob Mogale, the royal family and his traditional community, that this is only the tip of the iceberg, and urgent intervention by the government was necessary. Accordingly, Mr Chairperson and Commissioners, the Kgosi and the traditional community of Bapo Ba Mogale welcome this Commission of Inquiry. Now, I'd like to talk about the role of –	2 3 4 5 6 7 8 9 10 11 12 13 14	assessment of that correct? MS KGOROEADIRA: It is correct, indeed, Sir. CHAIRPERSON: Well, then it seems to me then it would be appropriate for you just to close off then what you were going to say, with full reservation of your right, subsequently, when we come to those other themes, to make a further opening submission dealing with the points that you were proposing to make now. Is that appropriate? MS KGOROEADIRA: Indeed, Mr Chair, and thank you, Mr Chair and Commissioners. In closing, Mr Chair, I would just like to mention something that touched my heart. On the 18th of October this year, 2012, we had a meeting with Mr Commissioner Tokota SC and Adv Malunga to
2 3 4 5 6 7 8 9 10 11 12 13 14 15	before the tragedy. These incidents also resulted the loss of life. The aforesaid violence and unrest has always been imminent in the area and lives have always been previously lost. It is so unfortunate that on the 16th of August 2012, there was even more bloodshed on the Bapo Ba Mogale traditional community land. It is the humble submission that we seek to make on behalf of Kgosi Bob Mogale, the royal family and his traditional community, that this is only the tip of the iceberg, and urgent intervention by the government was necessary. Accordingly, Mr Chairperson and Commissioners, the Kgosi and the traditional community of Bapo Ba Mogale welcome this Commission of Inquiry. Now, I'd like to talk about the role of – CHAIRPERSON: It's now 11 o'clock, I'm	2 3 4 5 6 7 8 9 10 11 12 13 14 15	assessment of that correct? MS KGOROEADIRA: It is correct, indeed, Sir. CHAIRPERSON: Well, then it seems to me then it would be appropriate for you just to close off then what you were going to say, with full reservation of your right, subsequently, when we come to those other themes, to make a further opening submission dealing with the points that you were proposing to make now. Is that appropriate? MS KGOROEADIRA: Indeed, Mr Chair, and thank you, Mr Chair and Commissioners. In closing, Mr Chair, I would just like to mention something that touched my heart. On the 18th of October this year, 2012, we had a meeting with Mr Commissioner Tokota SC and Adv Malunga to discuss the terms of reference and how the Bapo Ba Mogale
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16	before the tragedy. These incidents also resulted the loss of life. The aforesaid violence and unrest has always been imminent in the area and lives have always been previously lost. It is so unfortunate that on the 16th of August 2012, there was even more bloodshed on the Bapo Ba Mogale traditional community land. It is the humble submission that we seek to make on behalf of Kgosi Bob Mogale, the royal family and his traditional community, that this is only the tip of the iceberg, and urgent intervention by the government was necessary. Accordingly, Mr Chairperson and Commissioners, the Kgosi and the traditional community of Bapo Ba Mogale welcome this Commission of Inquiry. Now, I'd like to talk about the role of – CHAIRPERSON: It's now 11 o'clock, I'm proposing to take the tea adjournment soon. If, what	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16	assessment of that correct? MS KGOROEADIRA: It is correct, indeed, Sir. CHAIRPERSON: Well, then it seems to me then it would be appropriate for you just to close off then what you were going to say, with full reservation of your right, subsequently, when we come to those other themes, to make a further opening submission dealing with the points that you were proposing to make now. Is that appropriate? MS KGOROEADIRA: Indeed, Mr Chair, and thank you, Mr Chair and Commissioners. In closing, Mr Chair, I would just like to mention something that touched my heart. On the 18th of October this year, 2012, we had a meeting with Mr Commissioner Tokota SC and Adv Malunga to discuss the terms of reference and how the Bapo Ba Mogale traditional community will play a role in this part and, as
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17	before the tragedy. These incidents also resulted the loss of life. The aforesaid violence and unrest has always been imminent in the area and lives have always been previously lost. It is so unfortunate that on the 16th of August 2012, there was even more bloodshed on the Bapo Ba Mogale traditional community land. It is the humble submission that we seek to make on behalf of Kgosi Bob Mogale, the royal family and his traditional community, that this is only the tip of the iceberg, and urgent intervention by the government was necessary. Accordingly, Mr Chairperson and Commissioners, the Kgosi and the traditional community of Bapo Ba Mogale welcome this Commission of Inquiry. Now, I'd like to talk about the role of – CHAIRPERSON: It's now 11 o'clock, I'm proposing to take the tea adjournment soon. If, what you're going to talk about will take you just a couple of	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17	assessment of that correct? MS KGOROEADIRA: It is correct, indeed, Sir. CHAIRPERSON: Well, then it seems to me then it would be appropriate for you just to close off then what you were going to say, with full reservation of your right, subsequently, when we come to those other themes, to make a further opening submission dealing with the points that you were proposing to make now. Is that appropriate? MS KGOROEADIRA: Indeed, Mr Chair, and thank you, Mr Chair and Commissioners. In closing, Mr Chair, I would just like to mention something that touched my heart. On the 18th of October this year, 2012, we had a meeting with Mr Commissioner Tokota SC and Adv Malunga to discuss the terms of reference and how the Bapo Ba Mogale traditional community will play a role in this part and, as Commissioner today, Mr Tokota Advocate SC said to the chief
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18	before the tragedy. These incidents also resulted the loss of life. The aforesaid violence and unrest has always been imminent in the area and lives have always been previously lost. It is so unfortunate that on the 16th of August 2012, there was even more bloodshed on the Bapo Ba Mogale traditional community land. It is the humble submission that we seek to make on behalf of Kgosi Bob Mogale, the royal family and his traditional community, that this is only the tip of the iceberg, and urgent intervention by the government was necessary. Accordingly, Mr Chairperson and Commissioners, the Kgosi and the traditional community of Bapo Ba Mogale welcome this Commission of Inquiry. Now, I'd like to talk about the role of – CHAIRPERSON: It's now 11 o'clock, I'm proposing to take the tea adjournment soon. If, what you're going to talk about will take you just a couple of minutes, I suggest you do it now. If it's going to take	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18	assessment of that correct? MS KGOROEADIRA: It is correct, indeed, Sir. CHAIRPERSON: Well, then it seems to me then it would be appropriate for you just to close off then what you were going to say, with full reservation of your right, subsequently, when we come to those other themes, to make a further opening submission dealing with the points that you were proposing to make now. Is that appropriate? MS KGOROEADIRA: Indeed, Mr Chair, and thank you, Mr Chair and Commissioners. In closing, Mr Chair, I would just like to mention something that touched my heart. On the 18th of October this year, 2012, we had a meeting with Mr Commissioner Tokota SC and Adv Malunga to discuss the terms of reference and how the Bapo Ba Mogale traditional community will play a role in this part and, as Commissioner today, Mr Tokota Advocate SC said to the chief or the king, Kgosi Bob Mogale, he asked him, "In your
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19	before the tragedy. These incidents also resulted the loss of life. The aforesaid violence and unrest has always been imminent in the area and lives have always been previously lost. It is so unfortunate that on the 16th of August 2012, there was even more bloodshed on the Bapo Ba Mogale traditional community land. It is the humble submission that we seek to make on behalf of Kgosi Bob Mogale, the royal family and his traditional community, that this is only the tip of the iceberg, and urgent intervention by the government was necessary. Accordingly, Mr Chairperson and Commissioners, the Kgosi and the traditional community of Bapo Ba Mogale welcome this Commission of Inquiry. Now, I'd like to talk about the role of – CHAIRPERSON: It's now 11 o'clock, I'm proposing to take the tea adjournment soon. If, what you're going to talk about will take you just a couple of minutes, I suggest you do it now. If it's going to take longer than that, it might be appropriate to take the tea	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19	assessment of that correct? MS KGOROEADIRA: It is correct, indeed, Sir. CHAIRPERSON: Well, then it seems to me then it would be appropriate for you just to close off then what you were going to say, with full reservation of your right, subsequently, when we come to those other themes, to make a further opening submission dealing with the points that you were proposing to make now. Is that appropriate? MS KGOROEADIRA: Indeed, Mr Chair, and thank you, Mr Chair and Commissioners. In closing, Mr Chair, I would just like to mention something that touched my heart. On the 18th of October this year, 2012, we had a meeting with Mr Commissioner Tokota SC and Adv Malunga to discuss the terms of reference and how the Bapo Ba Mogale traditional community will play a role in this part and, as Commissioner today, Mr Tokota Advocate SC said to the chief or the king, Kgosi Bob Mogale, he asked him, "In your words, what do you want to see happen?" And I'm about to
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20	before the tragedy. These incidents also resulted the loss of life. The aforesaid violence and unrest has always been imminent in the area and lives have always been previously lost. It is so unfortunate that on the 16th of August 2012, there was even more bloodshed on the Bapo Ba Mogale traditional community land. It is the humble submission that we seek to make on behalf of Kgosi Bob Mogale, the royal family and his traditional community, that this is only the tip of the iceberg, and urgent intervention by the government was necessary. Accordingly, Mr Chairperson and Commissioners, the Kgosi and the traditional community of Bapo Ba Mogale welcome this Commission of Inquiry. Now, I'd like to talk about the role of – CHAIRPERSON: It's now 11 o'clock, I'm proposing to take the tea adjournment soon. If, what you're going to talk about will take you just a couple of minutes, I suggest you do it now. If it's going to take longer than that, it might be appropriate to take the tea adjournment now, but you must tell me what you think	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20	assessment of that correct? MS KGOROEADIRA: It is correct, indeed, Sir. CHAIRPERSON: Well, then it seems to me then it would be appropriate for you just to close off then what you were going to say, with full reservation of your right, subsequently, when we come to those other themes, to make a further opening submission dealing with the points that you were proposing to make now. Is that appropriate? MS KGOROEADIRA: Indeed, Mr Chair, and thank you, Mr Chair and Commissioners. In closing, Mr Chair, I would just like to mention something that touched my heart. On the 18th of October this year, 2012, we had a meeting with Mr Commissioner Tokota SC and Adv Malunga to discuss the terms of reference and how the Bapo Ba Mogale traditional community will play a role in this part and, as Commissioner today, Mr Tokota Advocate SC said to the chief or the king, Kgosi Bob Mogale, he asked him, "In your words, what do you want to see happen?" And I'm about to quote him in Tswana, and I would like Mr Interpreter to
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21	before the tragedy. These incidents also resulted the loss of life. The aforesaid violence and unrest has always been imminent in the area and lives have always been previously lost. It is so unfortunate that on the 16th of August 2012, there was even more bloodshed on the Bapo Ba Mogale traditional community land. It is the humble submission that we seek to make on behalf of Kgosi Bob Mogale, the royal family and his traditional community, that this is only the tip of the iceberg, and urgent intervention by the government was necessary. Accordingly, Mr Chairperson and Commissioners, the Kgosi and the traditional community of Bapo Ba Mogale welcome this Commission of Inquiry. Now, I'd like to talk about the role of – CHAIRPERSON: It's now 11 o'clock, I'm proposing to take the tea adjournment soon. If, what you're going to talk about will take you just a couple of minutes, I suggest you do it now. If it's going to take longer than that, it might be appropriate to take the tea adjournment now, but you must tell me what you think appropriate.	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21	assessment of that correct? MS KGOROEADIRA: It is correct, indeed, Sir. CHAIRPERSON: Well, then it seems to me then it would be appropriate for you just to close off then what you were going to say, with full reservation of your right, subsequently, when we come to those other themes, to make a further opening submission dealing with the points that you were proposing to make now. Is that appropriate? MS KGOROEADIRA: Indeed, Mr Chair, and thank you, Mr Chair and Commissioners. In closing, Mr Chair, I would just like to mention something that touched my heart. On the 18th of October this year, 2012, we had a meeting with Mr Commissioner Tokota SC and Adv Malunga to discuss the terms of reference and how the Bapo Ba Mogale traditional community will play a role in this part and, as Commissioner today, Mr Tokota Advocate SC said to the chief or the king, Kgosi Bob Mogale, he asked him, "In your words, what do you want to see happen?" And I'm about to quote him in Tswana, and I would like Mr Interpreter to interpret it in English –
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22	before the tragedy. These incidents also resulted the loss of life. The aforesaid violence and unrest has always been imminent in the area and lives have always been previously lost. It is so unfortunate that on the 16th of August 2012, there was even more bloodshed on the Bapo Ba Mogale traditional community land. It is the humble submission that we seek to make on behalf of Kgosi Bob Mogale, the royal family and his traditional community, that this is only the tip of the iceberg, and urgent intervention by the government was necessary. Accordingly, Mr Chairperson and Commissioners, the Kgosi and the traditional community of Bapo Ba Mogale welcome this Commission of Inquiry. Now, I'd like to talk about the role of – CHAIRPERSON: It's now 11 o'clock, I'm proposing to take the tea adjournment soon. If, what you're going to talk about will take you just a couple of minutes, I suggest you do it now. If it's going to take longer than that, it might be appropriate to take the tea adjournment now, but you must tell me what you think appropriate. MS KGOROEADIRA: Mr Chair, we can take a	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22	assessment of that correct? MS KGOROEADIRA: It is correct, indeed, Sir. CHAIRPERSON: Well, then it seems to me then it would be appropriate for you just to close off then what you were going to say, with full reservation of your right, subsequently, when we come to those other themes, to make a further opening submission dealing with the points that you were proposing to make now. Is that appropriate? MS KGOROEADIRA: Indeed, Mr Chair, and thank you, Mr Chair and Commissioners. In closing, Mr Chair, I would just like to mention something that touched my heart. On the 18th of October this year, 2012, we had a meeting with Mr Commissioner Tokota SC and Adv Malunga to discuss the terms of reference and how the Bapo Ba Mogale traditional community will play a role in this part and, as Commissioner today, Mr Tokota Advocate SC said to the chief or the king, Kgosi Bob Mogale, he asked him, "In your words, what do you want to see happen?" And I'm about to quote him in Tswana, and I would like Mr Interpreter to interpret it in English – CHAIRPERSON: I think a number of the
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23	before the tragedy. These incidents also resulted the loss of life. The aforesaid violence and unrest has always been imminent in the area and lives have always been previously lost. It is so unfortunate that on the 16th of August 2012, there was even more bloodshed on the Bapo Ba Mogale traditional community land. It is the humble submission that we seek to make on behalf of Kgosi Bob Mogale, the royal family and his traditional community, that this is only the tip of the iceberg, and urgent intervention by the government was necessary. Accordingly, Mr Chairperson and Commissioners, the Kgosi and the traditional community of Bapo Ba Mogale welcome this Commission of Inquiry. Now, I'd like to talk about the role of – CHAIRPERSON: It's now 11 o'clock, I'm proposing to take the tea adjournment soon. If, what you're going to talk about will take you just a couple of minutes, I suggest you do it now. If it's going to take longer than that, it might be appropriate to take the tea adjournment now, but you must tell me what you think appropriate. MS KGOROEADIRA: Mr Chair, we can take a tea break.	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23	assessment of that correct? MS KGOROEADIRA: It is correct, indeed, Sir. CHAIRPERSON: Well, then it seems to me then it would be appropriate for you just to close off then what you were going to say, with full reservation of your right, subsequently, when we come to those other themes, to make a further opening submission dealing with the points that you were proposing to make now. Is that appropriate? MS KGOROEADIRA: Indeed, Mr Chair, and thank you, Mr Chair and Commissioners. In closing, Mr Chair, I would just like to mention something that touched my heart. On the 18th of October this year, 2012, we had a meeting with Mr Commissioner Tokota SC and Adv Malunga to discuss the terms of reference and how the Bapo Ba Mogale traditional community will play a role in this part and, as Commissioner today, Mr Tokota Advocate SC said to the chief or the king, Kgosi Bob Mogale, he asked him, "In your words, what do you want to see happen?" And I'm about to quote him in Tswana, and I would like Mr Interpreter to interpret it in English – CHAIRPERSON: I think a number of the people present are also Xhosa speaking, so the interpreter

		1	
	Page 239		Page 241
1	MS KGOROEADIRA: In English and Xhosa and	1	participate and to assist us in coming to what we all hope
2	Tswana and, yes, Mr Chair, thank you. He said, "God's	2	will be the correct conclusion in respect of that aspect,
3	people help me, Lonmin is killing my children. My children	3	you're free to do so.
4	are suffering from hunger. They do not have jobs. Please	4	MR RAMPILE: Ja, that is correct, Judge,
5	help me about Lonmin." He said, "My land has become	5	and we admit that. The perception of the family is not as
6	confused. It's confused by Lonmin." And that's all he	6	result of any fault by the Commission, it is just an issue
7	said, and that's all he could say, repeatedly, for 20	7	that as things are being said about - the reference to less
8	minutes. That's all his response was.	8	significance, they refer to just how the matter is
9	Kgosi Bob Edward Mogale, his royal family, the	9	addressed in the media, not by the Commission. We are
10	traditional community of Bapo Ba Mogale, welcome this	10	fully aware that this matter is part of the terms of
11	Commission of Inquiry and sees it as godsend, and will	11	reference of the Commission, Judge, so thank you for that,
12	assist the Commission in any investigation that needs to be	12	Judge.
13	done. Thank you.	13	And the reason why they become concerned as this
14	CHAIRPERSON: Thank you very much, Adv	14	evolves, is that is as though either their deaths are less
15	Kgoroeadira.	15	significant, or it is as though they were in the wrong, one
16	MS KGOROEADIRA: Thank you, Mr Chair.	16	way or another. And it is the view of the family, and,
17	CHAIRPERSON: Is there anyone else who	17	Judge, the truth is it will not be the first Commission
18	wishes to make an opening statement – any other party?	18	that I am involved in. I have been involved in the Talbot
19	Please put yourself on record and then make the statement	19	Commission, where the recommendation of the Talbot
20 21	that you wish to make, having indicated the party for whom	20 21	Commission did not take us anywhere, in my view. I'm of the view, and I submit, with respect, that this synergy
21	you're making it. MR RAMPILE: Thank you, Judge. My name	21	would like this Commission, when it makes recommendations,
22	is Tshepiso Rampile instructed by Nkaiseng Attorneys	22	that the causes of the deaths of their families, not only
24	Incorporated from Vanderbijlpark, and I represent the two	24	be investigated and the truth about those causes be found,
25	security officers, Mr Frans Mabelane and Mr Hassan Fundi,	25	but that a solution that leads to closure of the families
		_0	
	Page 240		Page 242
1	Page 240 who are Lonmin's security officers. I represent the	1	Page 242 be actually, not only recommended, but be implemented.
1 2		1 2	-
_	who are Lonmin's security officers. I represent the		be actually, not only recommended, but be implemented.
2	who are Lonmin's security officers. I represent the families in this very tragic event. In our case, the two deceased were – or met their deaths on the 12th of August at or near Wonderkop Hostel. The two of them, at the time	2	be actually, not only recommended, but be implemented. This is my submission, Judge, both the strikers
2 3	who are Lonmin's security officers. I represent the families in this very tragic event. In our case, the two deceased were – or met their deaths on the 12th of August at	2 3	be actually, not only recommended, but be implemented. This is my submission, Judge, both the strikers or all the workers, including these security officials, had a common purpose, a positive, common purpose to ensure that their families enjoy a constitutional state that we have
2 3 4	who are Lonmin's security officers. I represent the families in this very tragic event. In our case, the two deceased were – or met their deaths on the 12th of August at or near Wonderkop Hostel. The two of them, at the time	2 3 4	be actually, not only recommended, but be implemented. This is my submission, Judge, both the strikers or all the workers, including these security officials, had a common purpose, a positive, common purpose to ensure that their families enjoy a constitutional state that we have attained in 1994. It would be beneficial if these families
2 3 4 5 6 7	who are Lonmin's security officers. I represent the families in this very tragic event. In our case, the two deceased were – or met their deaths on the 12th of August at or near Wonderkop Hostel. The two of them, at the time they met their deaths, were security officers who were off- duty and were called to come and give backup, because there was a strike or a movement of people in that area. This is	2 3 4 5 6 7	be actually, not only recommended, but be implemented. This is my submission, Judge, both the strikers or all the workers, including these security officials, had a common purpose, a positive, common purpose to ensure that their families enjoy a constitutional state that we have attained in 1994. It would be beneficial if these families can have an understanding of how people working together
2 3 4 5 6	who are Lonmin's security officers. I represent the families in this very tragic event. In our case, the two deceased were – or met their deaths on the 12th of August at or near Wonderkop Hostel. The two of them, at the time they met their deaths, were security officers who were off- duty and were called to come and give backup, because there was a strike or a movement of people in that area. This is probably the two deaths that the families have instructed	2 3 4 5 6	be actually, not only recommended, but be implemented. This is my submission, Judge, both the strikers or all the workers, including these security officials, had a common purpose, a positive, common purpose to ensure that their families enjoy a constitutional state that we have attained in 1994. It would be beneficial if these families can have an understanding of how people working together can be so dehumanised as to kill one another in the manner
2 3 4 5 6 7 8 9	who are Lonmin's security officers. I represent the families in this very tragic event. In our case, the two deceased were – or met their deaths on the 12th of August at or near Wonderkop Hostel. The two of them, at the time they met their deaths, were security officers who were off- duty and were called to come and give backup, because there was a strike or a movement of people in that area. This is probably the two deaths that the families have instructed me, have not been covered in this Commission –	2 3 4 5 6 7 8 9	be actually, not only recommended, but be implemented. This is my submission, Judge, both the strikers or all the workers, including these security officials, had a common purpose, a positive, common purpose to ensure that their families enjoy a constitutional state that we have attained in 1994. It would be beneficial if these families can have an understanding of how people working together can be so dehumanised as to kill one another in the manner in which this has happened, and I'm going to describe how
2 3 4 5 6 7 8 9 10	who are Lonmin's security officers. I represent the families in this very tragic event. In our case, the two deceased were – or met their deaths on the 12th of August at or near Wonderkop Hostel. The two of them, at the time they met their deaths, were security officers who were off- duty and were called to come and give backup, because there was a strike or a movement of people in that area. This is probably the two deaths that the families have instructed me, have not been covered in this Commission – CHAIRPERSON: I'm sorry to interrupt you.	2 3 4 5 6 7 8 9 10	be actually, not only recommended, but be implemented. This is my submission, Judge, both the strikers or all the workers, including these security officials, had a common purpose, a positive, common purpose to ensure that their families enjoy a constitutional state that we have attained in 1994. It would be beneficial if these families can have an understanding of how people working together can be so dehumanised as to kill one another in the manner in which this has happened, and I'm going to describe how it happened.
2 3 4 5 6 7 8 9 10 11	who are Lonmin's security officers. I represent the families in this very tragic event. In our case, the two deceased were – or met their deaths on the 12th of August at or near Wonderkop Hostel. The two of them, at the time they met their deaths, were security officers who were off- duty and were called to come and give backup, because there was a strike or a movement of people in that area. This is probably the two deaths that the families have instructed me, have not been covered in this Commission – CHAIRPERSON: I'm sorry to interrupt you. That's not entirely correct, because at the inspection in	2 3 4 5 6 7 8 9 10 11	be actually, not only recommended, but be implemented. This is my submission, Judge, both the strikers or all the workers, including these security officials, had a common purpose, a positive, common purpose to ensure that their families enjoy a constitutional state that we have attained in 1994. It would be beneficial if these families can have an understanding of how people working together can be so dehumanised as to kill one another in the manner in which this has happened, and I'm going to describe how it happened. There were two bodies that were found at
2 3 4 5 6 7 8 9 10 11 12	who are Lonmin's security officers. I represent the families in this very tragic event. In our case, the two deceased were – or met their deaths on the 12th of August at or near Wonderkop Hostel. The two of them, at the time they met their deaths, were security officers who were off- duty and were called to come and give backup, because there was a strike or a movement of people in that area. This is probably the two deaths that the families have instructed me, have not been covered in this Commission – CHAIRPERSON: I'm sorry to interrupt you. That's not entirely correct, because at the inspection in loco on the 1st of October, or it might have been the 2nd of	2 3 4 5 6 7 8 9 10 11 12	be actually, not only recommended, but be implemented. This is my submission, Judge, both the strikers or all the workers, including these security officials, had a common purpose, a positive, common purpose to ensure that their families enjoy a constitutional state that we have attained in 1994. It would be beneficial if these families can have an understanding of how people working together can be so dehumanised as to kill one another in the manner in which this has happened, and I'm going to describe how it happened. There were two bodies that were found at Wonderkop Hostel. One body, according to the investigation
2 3 4 5 6 7 8 9 10 11 12 13	who are Lonmin's security officers. I represent the families in this very tragic event. In our case, the two deceased were – or met their deaths on the 12th of August at or near Wonderkop Hostel. The two of them, at the time they met their deaths, were security officers who were off- duty and were called to come and give backup, because there was a strike or a movement of people in that area. This is probably the two deaths that the families have instructed me, have not been covered in this Commission – CHAIRPERSON: I'm sorry to interrupt you. That's not entirely correct, because at the inspection in loco on the 1st of October, or it might have been the 2nd of October, one of those two days, we were shown the place	2 3 4 5 6 7 8 9 10 11 12 13	be actually, not only recommended, but be implemented. This is my submission, Judge, both the strikers or all the workers, including these security officials, had a common purpose, a positive, common purpose to ensure that their families enjoy a constitutional state that we have attained in 1994. It would be beneficial if these families can have an understanding of how people working together can be so dehumanised as to kill one another in the manner in which this has happened, and I'm going to describe how it happened. There were two bodies that were found at Wonderkop Hostel. One body, according to the investigation by the police, was burnt beyond recognition, with serious
2 3 4 5 6 7 8 9 10 11 12 13 14	who are Lonmin's security officers. I represent the families in this very tragic event. In our case, the two deceased were – or met their deaths on the 12th of August at or near Wonderkop Hostel. The two of them, at the time they met their deaths, were security officers who were off- duty and were called to come and give backup, because there was a strike or a movement of people in that area. This is probably the two deaths that the families have instructed me, have not been covered in this Commission – CHAIRPERSON: I'm sorry to interrupt you. That's not entirely correct, because at the inspection in loco on the 1st of October, or it might have been the 2nd of October, one of those two days, we were shown the place where the incident to which you refer took place, and it	2 3 4 5 6 7 8 9 10 11 12 13 14	be actually, not only recommended, but be implemented. This is my submission, Judge, both the strikers or all the workers, including these security officials, had a common purpose, a positive, common purpose to ensure that their families enjoy a constitutional state that we have attained in 1994. It would be beneficial if these families can have an understanding of how people working together can be so dehumanised as to kill one another in the manner in which this has happened, and I'm going to describe how it happened. There were two bodies that were found at Wonderkop Hostel. One body, according to the investigation by the police, was burnt beyond recognition, with serious hacking on the head and the upper body. The other body was
2 3 4 5 6 7 8 9 10 11 12 13 14 15	who are Lonmin's security officers. I represent the families in this very tragic event. In our case, the two deceased were – or met their deaths on the 12th of August at or near Wonderkop Hostel. The two of them, at the time they met their deaths, were security officers who were off- duty and were called to come and give backup, because there was a strike or a movement of people in that area. This is probably the two deaths that the families have instructed me, have not been covered in this Commission – CHAIRPERSON: I'm sorry to interrupt you. That's not entirely correct, because at the inspection in loco on the 1st of October, or it might have been the 2nd of October, one of those two days, we were shown the place where the incident to which you refer took place, and it will be covered in the evidence. Anyway, please carry on	2 3 4 5 6 7 8 9 10 11 12 13 14 15	be actually, not only recommended, but be implemented. This is my submission, Judge, both the strikers or all the workers, including these security officials, had a common purpose, a positive, common purpose to ensure that their families enjoy a constitutional state that we have attained in 1994. It would be beneficial if these families can have an understanding of how people working together can be so dehumanised as to kill one another in the manner in which this has happened, and I'm going to describe how it happened. There were two bodies that were found at Wonderkop Hostel. One body, according to the investigation by the police, was burnt beyond recognition, with serious hacking on the head and the upper body. The other body was half-burnt, with the upper body seriously hacked. The
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16	who are Lonmin's security officers. I represent the families in this very tragic event. In our case, the two deceased were – or met their deaths on the 12th of August at or near Wonderkop Hostel. The two of them, at the time they met their deaths, were security officers who were off- duty and were called to come and give backup, because there was a strike or a movement of people in that area. This is probably the two deaths that the families have instructed me, have not been covered in this Commission – CHAIRPERSON: I'm sorry to interrupt you. That's not entirely correct, because at the inspection in loco on the 1st of October, or it might have been the 2nd of October, one of those two days, we were shown the place where the incident to which you refer took place, and it will be covered in the evidence. Anyway, please carry on with what you want to say.	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16	be actually, not only recommended, but be implemented. This is my submission, Judge, both the strikers or all the workers, including these security officials, had a common purpose, a positive, common purpose to ensure that their families enjoy a constitutional state that we have attained in 1994. It would be beneficial if these families can have an understanding of how people working together can be so dehumanised as to kill one another in the manner in which this has happened, and I'm going to describe how it happened. There were two bodies that were found at Wonderkop Hostel. One body, according to the investigation by the police, was burnt beyond recognition, with serious hacking on the head and the upper body. The other body was half-burnt, with the upper body seriously hacked. The question that I think the Commission would have to delve
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17	who are Lonmin's security officers. I represent the families in this very tragic event. In our case, the two deceased were – or met their deaths on the 12th of August at or near Wonderkop Hostel. The two of them, at the time they met their deaths, were security officers who were off-duty and were called to come and give backup, because there was a strike or a movement of people in that area. This is probably the two deaths that the families have instructed me, have not been covered in this Commission – CHAIRPERSON: I'm sorry to interrupt you. That's not entirely correct, because at the inspection in loco on the 1st of October, or it might have been the 2nd of October, one of those two days, we were shown the place where the incident to which you refer took place, and it will be covered in the evidence. Anyway, please carry on with what you want to say. MR RAMPILE: It is correct that might be	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17	be actually, not only recommended, but be implemented. This is my submission, Judge, both the strikers or all the workers, including these security officials, had a common purpose, a positive, common purpose to ensure that their families enjoy a constitutional state that we have attained in 1994. It would be beneficial if these families can have an understanding of how people working together can be so dehumanised as to kill one another in the manner in which this has happened, and I'm going to describe how it happened. There were two bodies that were found at Wonderkop Hostel. One body, according to the investigation by the police, was burnt beyond recognition, with serious hacking on the head and the upper body. The other body was half-burnt, with the upper body seriously hacked. The question that I think the Commission would have to delve into is, how do co-workers come to that point? Is it not
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18	who are Lonmin's security officers. I represent the families in this very tragic event. In our case, the two deceased were – or met their deaths on the 12th of August at or near Wonderkop Hostel. The two of them, at the time they met their deaths, were security officers who were off- duty and were called to come and give backup, because there was a strike or a movement of people in that area. This is probably the two deaths that the families have instructed me, have not been covered in this Commission – CHAIRPERSON: I'm sorry to interrupt you. That's not entirely correct, because at the inspection in loco on the 1st of October, or it might have been the 2nd of October, one of those two days, we were shown the place where the incident to which you refer took place, and it will be covered in the evidence. Anyway, please carry on with what you want to say. MR RAMPILE: It is correct that might be the case. Their concern is the degree of significance that	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18	be actually, not only recommended, but be implemented. This is my submission, Judge, both the strikers or all the workers, including these security officials, had a common purpose, a positive, common purpose to ensure that their families enjoy a constitutional state that we have attained in 1994. It would be beneficial if these families can have an understanding of how people working together can be so dehumanised as to kill one another in the manner in which this has happened, and I'm going to describe how it happened. There were two bodies that were found at Wonderkop Hostel. One body, according to the investigation by the police, was burnt beyond recognition, with serious hacking on the head and the upper body. The other body was half-burnt, with the upper body seriously hacked. The question that I think the Commission would have to delve into is, how do co-workers come to that point? Is it not because the conditions of all of them are such that they
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19	who are Lonmin's security officers. I represent the families in this very tragic event. In our case, the two deceased were – or met their deaths on the 12th of August at or near Wonderkop Hostel. The two of them, at the time they met their deaths, were security officers who were off- duty and were called to come and give backup, because there was a strike or a movement of people in that area. This is probably the two deaths that the families have instructed me, have not been covered in this Commission – CHAIRPERSON: I'm sorry to interrupt you. That's not entirely correct, because at the inspection in loco on the 1st of October, or it might have been the 2nd of October, one of those two days, we were shown the place where the incident to which you refer took place, and it will be covered in the evidence. Anyway, please carry on with what you want to say. MR RAMPILE: It is correct that might be the case. Their concern is the degree of significance that is given to these deaths. It is our submission –	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19	be actually, not only recommended, but be implemented. This is my submission, Judge, both the strikers or all the workers, including these security officials, had a common purpose, a positive, common purpose to ensure that their families enjoy a constitutional state that we have attained in 1994. It would be beneficial if these families can have an understanding of how people working together can be so dehumanised as to kill one another in the manner in which this has happened, and I'm going to describe how it happened. There were two bodies that were found at Wonderkop Hostel. One body, according to the investigation by the police, was burnt beyond recognition, with serious hacking on the head and the upper body. The other body was half-burnt, with the upper body seriously hacked. The question that I think the Commission would have to delve into is, how do co-workers come to that point? Is it not because the conditions of all of them are such that they have been commodified?
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20	who are Lonmin's security officers. I represent the families in this very tragic event. In our case, the two deceased were – or met their deaths on the 12th of August at or near Wonderkop Hostel. The two of them, at the time they met their deaths, were security officers who were off- duty and were called to come and give backup, because there was a strike or a movement of people in that area. This is probably the two deaths that the families have instructed me, have not been covered in this Commission – CHAIRPERSON: I'm sorry to interrupt you. That's not entirely correct, because at the inspection in loco on the 1st of October, or it might have been the 2nd of October, one of those two days, we were shown the place where the incident to which you refer took place, and it will be covered in the evidence. Anyway, please carry on with what you want to say. MR RAMPILE: It is correct that might be the case. Their concern is the degree of significance that is given to these deaths. It is our submission – CHAIRPERSON: I'm sorry to interrupt you,	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20	be actually, not only recommended, but be implemented. This is my submission, Judge, both the strikers or all the workers, including these security officials, had a common purpose, a positive, common purpose to ensure that their families enjoy a constitutional state that we have attained in 1994. It would be beneficial if these families can have an understanding of how people working together can be so dehumanised as to kill one another in the manner in which this has happened, and I'm going to describe how it happened. There were two bodies that were found at Wonderkop Hostel. One body, according to the investigation by the police, was burnt beyond recognition, with serious hacking on the head and the upper body. The other body was half-burnt, with the upper body seriously hacked. The question that I think the Commission would have to delve into is, how do co-workers come to that point? Is it not because the conditions of all of them are such that they have been commodified? Now, let us look at exactly why they were called
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21	who are Lonmin's security officers. I represent the families in this very tragic event. In our case, the two deceased were – or met their deaths on the 12th of August at or near Wonderkop Hostel. The two of them, at the time they met their deaths, were security officers who were off- duty and were called to come and give backup, because there was a strike or a movement of people in that area. This is probably the two deaths that the families have instructed me, have not been covered in this Commission – CHAIRPERSON: I'm sorry to interrupt you. That's not entirely correct, because at the inspection in loco on the 1st of October, or it might have been the 2nd of October, one of those two days, we were shown the place where the incident to which you refer took place, and it will be covered in the evidence. Anyway, please carry on with what you want to say. MR RAMPILE: It is correct that might be the case. Their concern is the degree of significance that is given to these deaths. It is our submission – CHAIRPERSON: I'm sorry to interrupt you, but it's covered by the terms of reference. It's one of	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21	be actually, not only recommended, but be implemented. This is my submission, Judge, both the strikers or all the workers, including these security officials, had a common purpose, a positive, common purpose to ensure that their families enjoy a constitutional state that we have attained in 1994. It would be beneficial if these families can have an understanding of how people working together can be so dehumanised as to kill one another in the manner in which this has happened, and I'm going to describe how it happened. There were two bodies that were found at Wonderkop Hostel. One body, according to the investigation by the police, was burnt beyond recognition, with serious hacking on the head and the upper body. The other body was half-burnt, with the upper body seriously hacked. The question that I think the Commission would have to delve into is, how do co-workers come to that point? Is it not because the conditions of all of them are such that they have been commodified? Now, let us look at exactly why they were called back to work when they were off. The families instruct me
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22	who are Lonmin's security officers. I represent the families in this very tragic event. In our case, the two deceased were – or met their deaths on the 12th of August at or near Wonderkop Hostel. The two of them, at the time they met their deaths, were security officers who were off- duty and were called to come and give backup, because there was a strike or a movement of people in that area. This is probably the two deaths that the families have instructed me, have not been covered in this Commission – CHAIRPERSON: I'm sorry to interrupt you. That's not entirely correct, because at the inspection in loco on the 1st of October, or it might have been the 2nd of October, one of those two days, we were shown the place where the incident to which you refer took place, and it will be covered in the evidence. Anyway, please carry on with what you want to say. MR RAMPILE: It is correct that might be the case. Their concern is the degree of significance that is given to these deaths. It is our submission – CHAIRPERSON: I'm sorry to interrupt you, but it's covered by the terms of reference. It's one of the matters that we – or those two deaths are among the	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22	be actually, not only recommended, but be implemented. This is my submission, Judge, both the strikers or all the workers, including these security officials, had a common purpose, a positive, common purpose to ensure that their families enjoy a constitutional state that we have attained in 1994. It would be beneficial if these families can have an understanding of how people working together can be so dehumanised as to kill one another in the manner in which this has happened, and I'm going to describe how it happened. There were two bodies that were found at Wonderkop Hostel. One body, according to the investigation by the police, was burnt beyond recognition, with serious hacking on the head and the upper body. The other body was half-burnt, with the upper body seriously hacked. The question that I think the Commission would have to delve into is, how do co-workers come to that point? Is it not because the conditions of all of them are such that they have been commodified? Now, let us look at exactly why they were called back to work when they were off. The families instruct me that a few number of them, had to actually face thousands
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21	who are Lonmin's security officers. I represent the families in this very tragic event. In our case, the two deceased were – or met their deaths on the 12th of August at or near Wonderkop Hostel. The two of them, at the time they met their deaths, were security officers who were off- duty and were called to come and give backup, because there was a strike or a movement of people in that area. This is probably the two deaths that the families have instructed me, have not been covered in this Commission – CHAIRPERSON: I'm sorry to interrupt you. That's not entirely correct, because at the inspection in loco on the 1st of October, or it might have been the 2nd of October, one of those two days, we were shown the place where the incident to which you refer took place, and it will be covered in the evidence. Anyway, please carry on with what you want to say. MR RAMPILE: It is correct that might be the case. Their concern is the degree of significance that is given to these deaths. It is our submission – CHAIRPERSON: I'm sorry to interrupt you, but it's covered by the terms of reference. It's one of the matters that we – or those two deaths are among the matters which will have to be investigated in terms of the	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21	be actually, not only recommended, but be implemented. This is my submission, Judge, both the strikers or all the workers, including these security officials, had a common purpose, a positive, common purpose to ensure that their families enjoy a constitutional state that we have attained in 1994. It would be beneficial if these families can have an understanding of how people working together can be so dehumanised as to kill one another in the manner in which this has happened, and I'm going to describe how it happened. There were two bodies that were found at Wonderkop Hostel. One body, according to the investigation by the police, was burnt beyond recognition, with serious hacking on the head and the upper body. The other body was half-burnt, with the upper body seriously hacked. The question that I think the Commission would have to delve into is, how do co-workers come to that point? Is it not because the conditions of all of them are such that they have been commodified? Now, let us look at exactly why they were called back to work when they were off. The families instruct me that a few number of them, had to actually face thousands of people, as security. Now, in Labour Law terms, they
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23	who are Lonmin's security officers. I represent the families in this very tragic event. In our case, the two deceased were – or met their deaths on the 12th of August at or near Wonderkop Hostel. The two of them, at the time they met their deaths, were security officers who were off- duty and were called to come and give backup, because there was a strike or a movement of people in that area. This is probably the two deaths that the families have instructed me, have not been covered in this Commission – CHAIRPERSON: I'm sorry to interrupt you. That's not entirely correct, because at the inspection in loco on the 1st of October, or it might have been the 2nd of October, one of those two days, we were shown the place where the incident to which you refer took place, and it will be covered in the evidence. Anyway, please carry on with what you want to say. MR RAMPILE: It is correct that might be the case. Their concern is the degree of significance that is given to these deaths. It is our submission – CHAIRPERSON: I'm sorry to interrupt you, but it's covered by the terms of reference. It's one of the matters that we – or those two deaths are among the matters which will have to be investigated in terms of the terms of reference. You can give your client the assurance	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23	be actually, not only recommended, but be implemented. This is my submission, Judge, both the strikers or all the workers, including these security officials, had a common purpose, a positive, common purpose to ensure that their families enjoy a constitutional state that we have attained in 1994. It would be beneficial if these families can have an understanding of how people working together can be so dehumanised as to kill one another in the manner in which this has happened, and I'm going to describe how it happened. There were two bodies that were found at Wonderkop Hostel. One body, according to the investigation by the police, was burnt beyond recognition, with serious hacking on the head and the upper body. The other body was half-burnt, with the upper body seriously hacked. The question that I think the Commission would have to delve into is, how do co-workers come to that point? Is it not because the conditions of all of them are such that they have been commodified? Now, let us look at exactly why they were called back to work when they were off. The families instruct me that a few number of them, had to actually face thousands of people, as security. Now, in Labour Law terms, they were just being diligent workers with trust that was
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24	who are Lonmin's security officers. I represent the families in this very tragic event. In our case, the two deceased were – or met their deaths on the 12th of August at or near Wonderkop Hostel. The two of them, at the time they met their deaths, were security officers who were off- duty and were called to come and give backup, because there was a strike or a movement of people in that area. This is probably the two deaths that the families have instructed me, have not been covered in this Commission – CHAIRPERSON: I'm sorry to interrupt you. That's not entirely correct, because at the inspection in loco on the 1st of October, or it might have been the 2nd of October, one of those two days, we were shown the place where the incident to which you refer took place, and it will be covered in the evidence. Anyway, please carry on with what you want to say. MR RAMPILE: It is correct that might be the case. Their concern is the degree of significance that is given to these deaths. It is our submission – CHAIRPERSON: I'm sorry to interrupt you, but it's covered by the terms of reference. It's one of the matters that we – or those two deaths are among the matters which will have to be investigated in terms of the	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24	be actually, not only recommended, but be implemented. This is my submission, Judge, both the strikers or all the workers, including these security officials, had a common purpose, a positive, common purpose to ensure that their families enjoy a constitutional state that we have attained in 1994. It would be beneficial if these families can have an understanding of how people working together can be so dehumanised as to kill one another in the manner in which this has happened, and I'm going to describe how it happened. There were two bodies that were found at Wonderkop Hostel. One body, according to the investigation by the police, was burnt beyond recognition, with serious hacking on the head and the upper body. The other body was half-burnt, with the upper body seriously hacked. The question that I think the Commission would have to delve into is, how do co-workers come to that point? Is it not because the conditions of all of them are such that they have been commodified? Now, let us look at exactly why they were called back to work when they were off. The families instruct me that a few number of them, had to actually face thousands of people, as security. Now, in Labour Law terms, they

Rustenburg

		T	
	Page 243		Page 245
1	question we have to ask was, were they capable in that	1	gathering of evidence, which is relevant to the Terms of
2	number, with those resources, and were they trained to	2	Reference. What you've been talking about is clearly
3	actually deal with that situation? That is one area that	3	covered by the Terms of Reference, and so I'm sure that the
4	we would like, or the family would like the commission to	4	evidence leaders will be only too pleased to meet with your
5	establish. The families would like to establish whether	5	clients, to take such information or statements from them
6	there was knowledge of the extent of the anger in the	6	as they're able to give, and to present the evidence, which
7	workers.	7	you have mentioned, to the Commission, because, as I've
8	[11:44] And those responsible for saving lives, did they	8	said, it's directly relevant to one of the Terms of
9	actually - or were they sourced, or they informed about	9	Reference. So please convey that to your clients, and then
10	the potential or imminent tragedy that could befall these	10	I suggest you contact Mr Madlanga, who will, I presume,
11	few security officers? These are some of the issues that	11	delegate one of the members of his team to deal
12	the family would like this Commission to look into, but the	12	specifically with it, if he hasn't done so already, for
13	causes are much more deep in the view of the family, and I	13	this specific aspect.
14	wouldn't like to belabour points that have already been	14	MR RAMPILE: Thank you, Judge. I will do
15	made, except to say that the mining industry has got a	15	that, Judge, and I think it's very important, even though
16	history that I think the Commission is able to say, how do	16	the fact that they have been left out for so long actually
17	we make sure that we have a humane environment, because it	17	makes them ask a lot of questions, and I will do that,
18	is a big industry in this country. The Commission should	18	Judge. But I really would really would like to impress
19	ensure that the hate, because if you dehumanise a person,	19	that they are of the view that they would like, to the
20	then you actually saw hate, and I'm not saying that this or	20	extent humanly possible, that their grief and the
21	that stakeholder, or this or that individual is	21	experiences of families are properly presented before this
22	responsible, because I think that that is what we entrust	22	Commission.
23	to the Commission to establish out of the evidence that	23	CHAIRPERSON: I'm sure that will be done.
24	will be given, but the dehumanisation to a point where you	24	MR RAMPILE: Thank you, Judge.
25	have, in a constitutional state, a basic, basic human right	25	CHAIRPERSON: Thank you for bringing it
	, , , , ,		· · · · · · · · · · · · · · · · · · ·
	Page 244		Page 246
1	Page 244 like lives being taken in the manner in which these two	1	to our attention again.
1 2		1 2	
	like lives being taken in the manner in which these two		to our attention again.
2	like lives being taken in the manner in which these two security died, leaves a lot to be thought about.	2	to our attention again. MR RAMPILE: Thank you, Judge.
2 3	like lives being taken in the manner in which these two security died, leaves a lot to be thought about. Lastly I would go to the families of these two	2 3	to our attention again. MR RAMPILE: Thank you, Judge. CHAIRPERSON: And as you know, the
2 3 4	like lives being taken in the manner in which these two security died, leaves a lot to be thought about. Lastly I would go to the families of these two deceased security officers, and wish to indicate that the	2 3 4	to our attention again. MR RAMPILE: Thank you, Judge. CHAIRPERSON: And as you know, the Department of Social Development is involved in giving
2 3 4 5	like lives being taken in the manner in which these two security died, leaves a lot to be thought about. Lastly I would go to the families of these two deceased security officers, and wish to indicate that the families would like to also present their evidence and give	2 3 4 5	to our attention again. MR RAMPILE: Thank you, Judge. CHAIRPERSON: And as you know, the Department of Social Development is involved in giving assistance, counselling and so forth, to the bereaved
2 3 4 5 6	like lives being taken in the manner in which these two security died, leaves a lot to be thought about. Lastly I would go to the families of these two deceased security officers, and wish to indicate that the families would like to also present their evidence and give an indication – and I was looking at the docket giving the	2 3 4 5 6	to our attention again. MR RAMPILE: Thank you, Judge. CHAIRPERSON: And as you know, the Department of Social Development is involved in giving assistance, counselling and so forth, to the bereaved persons, and your clients clearly fall in that category.
2 3 4 5 6 7	like lives being taken in the manner in which these two security died, leaves a lot to be thought about. Lastly I would go to the families of these two deceased security officers, and wish to indicate that the families would like to also present their evidence and give an indication – and I was looking at the docket giving the value of the car and the pistol and the other car that got	2 3 4 5 6 7	to our attention again. MR RAMPILE: Thank you, Judge. CHAIRPERSON: And as you know, the Department of Social Development is involved in giving assistance, counselling and so forth, to the bereaved persons, and your clients clearly fall in that category. MR RAMPILE: Yes.
2 3 4 5 6 7 8	like lives being taken in the manner in which these two security died, leaves a lot to be thought about. Lastly I would go to the families of these two deceased security officers, and wish to indicate that the families would like to also present their evidence and give an indication – and I was looking at the docket giving the value of the car and the pistol and the other car that got burnt, and then two security officers, but what it actually	2 3 4 5 6 7 8	to our attention again. MR RAMPILE: Thank you, Judge. CHAIRPERSON: And as you know, the Department of Social Development is involved in giving assistance, counselling and so forth, to the bereaved persons, and your clients clearly fall in that category. MR RAMPILE: Yes. CHAIRPERSON: If they have not yet
2 3 4 5 6 7 8 9	like lives being taken in the manner in which these two security died, leaves a lot to be thought about. Lastly I would go to the families of these two deceased security officers, and wish to indicate that the families would like to also present their evidence and give an indication – and I was looking at the docket giving the value of the car and the pistol and the other car that got burnt, and then two security officers, but what it actually means is that the whole future of these two security	2 3 4 5 6 7 8 9	to our attention again. MR RAMPILE: Thank you, Judge. CHAIRPERSON: And as you know, the Department of Social Development is involved in giving assistance, counselling and so forth, to the bereaved persons, and your clients clearly fall in that category. MR RAMPILE: Yes. CHAIRPERSON: If they have not yet received the benefit of the services being provided by the
2 3 4 5 6 7 8 9 10	like lives being taken in the manner in which these two security died, leaves a lot to be thought about. Lastly I would go to the families of these two deceased security officers, and wish to indicate that the families would like to also present their evidence and give an indication – and I was looking at the docket giving the value of the car and the pistol and the other car that got burnt, and then two security officers, but what it actually means is that the whole future of these two security officers' families has changed direction, never again to go	2 3 4 5 6 7 8 9 10	to our attention again. MR RAMPILE: Thank you, Judge. CHAIRPERSON: And as you know, the Department of Social Development is involved in giving assistance, counselling and so forth, to the bereaved persons, and your clients clearly fall in that category. MR RAMPILE: Yes. CHAIRPERSON: If they have not yet received the benefit of the services being provided by the Department of Social Development, I suggest that again
2 3 4 5 6 7 8 9 10 11	like lives being taken in the manner in which these two security died, leaves a lot to be thought about. Lastly I would go to the families of these two deceased security officers, and wish to indicate that the families would like to also present their evidence and give an indication – and I was looking at the docket giving the value of the car and the pistol and the other car that got burnt, and then two security officers, but what it actually means is that the whole future of these two security officers' families has changed direction, never again to go the same direction again. It is unfortunate because these	2 3 4 5 6 7 8 9 10 11	to our attention again. MR RAMPILE: Thank you, Judge. CHAIRPERSON: And as you know, the Department of Social Development is involved in giving assistance, counselling and so forth, to the bereaved persons, and your clients clearly fall in that category. MR RAMPILE: Yes. CHAIRPERSON: If they have not yet received the benefit of the services being provided by the Department of Social Development, I suggest that again contact be made with them so that the department will be
2 3 4 5 6 7 8 9 10 11 12	like lives being taken in the manner in which these two security died, leaves a lot to be thought about. Lastly I would go to the families of these two deceased security officers, and wish to indicate that the families would like to also present their evidence and give an indication – and I was looking at the docket giving the value of the car and the pistol and the other car that got burnt, and then two security officers, but what it actually means is that the whole future of these two security officers' families has changed direction, never again to go the same direction again. It is unfortunate because these families do not have means, and as a result we aren't able	2 3 4 5 6 7 8 9 10 11 12	to our attention again. MR RAMPILE: Thank you, Judge. CHAIRPERSON: And as you know, the Department of Social Development is involved in giving assistance, counselling and so forth, to the bereaved persons, and your clients clearly fall in that category. MR RAMPILE: Yes. CHAIRPERSON: If they have not yet received the benefit of the services being provided by the Department of Social Development, I suggest that again contact be made with them so that the department will be able to assist them also.
2 3 4 5 6 7 8 9 10 11 12 13	like lives being taken in the manner in which these two security died, leaves a lot to be thought about. Lastly I would go to the families of these two deceased security officers, and wish to indicate that the families would like to also present their evidence and give an indication – and I was looking at the docket giving the value of the car and the pistol and the other car that got burnt, and then two security officers, but what it actually means is that the whole future of these two security officers' families has changed direction, never again to go the same direction again. It is unfortunate because these families do not have means, and as a result we aren't able to prepare and consult in the manner in which we would like	2 3 4 5 6 7 8 9 10 11 12 13	to our attention again. MR RAMPILE: Thank you, Judge. CHAIRPERSON: And as you know, the Department of Social Development is involved in giving assistance, counselling and so forth, to the bereaved persons, and your clients clearly fall in that category. MR RAMPILE: Yes. CHAIRPERSON: If they have not yet received the benefit of the services being provided by the Department of Social Development, I suggest that again contact be made with them so that the department will be able to assist them also. MR RAMPILE: As it pleases, Judge. That
2 3 4 5 6 7 8 9 10 11 12 13 14	like lives being taken in the manner in which these two security died, leaves a lot to be thought about. Lastly I would go to the families of these two deceased security officers, and wish to indicate that the families would like to also present their evidence and give an indication – and I was looking at the docket giving the value of the car and the pistol and the other car that got burnt, and then two security officers, but what it actually means is that the whole future of these two security officers' families has changed direction, never again to go the same direction again. It is unfortunate because these families do not have means, and as a result we aren't able to prepare and consult in the manner in which we would like to, but Judge, I would really, if there is a possibility	2 3 4 5 6 7 8 9 10 11 12 13 14	to our attention again. MR RAMPILE: Thank you, Judge. CHAIRPERSON: And as you know, the Department of Social Development is involved in giving assistance, counselling and so forth, to the bereaved persons, and your clients clearly fall in that category. MR RAMPILE: Yes. CHAIRPERSON: If they have not yet received the benefit of the services being provided by the Department of Social Development, I suggest that again contact be made with them so that the department will be able to assist them also. MR RAMPILE: As it pleases, Judge. That is the evidence that we will then present through the
2 3 4 5 6 7 8 9 10 11 12 13 14 15	like lives being taken in the manner in which these two security died, leaves a lot to be thought about. Lastly I would go to the families of these two deceased security officers, and wish to indicate that the families would like to also present their evidence and give an indication – and I was looking at the docket giving the value of the car and the pistol and the other car that got burnt, and then two security officers, but what it actually means is that the whole future of these two security officers' families has changed direction, never again to go the same direction again. It is unfortunate because these families do not have means, and as a result we aren't able to prepare and consult in the manner in which we would like to, but Judge, I would really, if there is a possibility that some interim recommendations could be made on these	2 3 4 5 6 7 8 9 10 11 12 13 14 15	to our attention again. MR RAMPILE: Thank you, Judge. CHAIRPERSON: And as you know, the Department of Social Development is involved in giving assistance, counselling and so forth, to the bereaved persons, and your clients clearly fall in that category. MR RAMPILE: Yes. CHAIRPERSON: If they have not yet received the benefit of the services being provided by the Department of Social Development, I suggest that again contact be made with them so that the department will be able to assist them also. MR RAMPILE: As it pleases, Judge. That is the evidence that we will then present through the channels that you have indicated, Judge, and we appreciate
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16	like lives being taken in the manner in which these two security died, leaves a lot to be thought about. Lastly I would go to the families of these two deceased security officers, and wish to indicate that the families would like to also present their evidence and give an indication – and I was looking at the docket giving the value of the car and the pistol and the other car that got burnt, and then two security officers, but what it actually means is that the whole future of these two security officers' families has changed direction, never again to go the same direction again. It is unfortunate because these families do not have means, and as a result we aren't able to prepare and consult in the manner in which we would like to, but Judge, I would really, if there is a possibility that some interim recommendations could be made on these families, and I believe that that would be in order,	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16	to our attention again. MR RAMPILE: Thank you, Judge. CHAIRPERSON: And as you know, the Department of Social Development is involved in giving assistance, counselling and so forth, to the bereaved persons, and your clients clearly fall in that category. MR RAMPILE: Yes. CHAIRPERSON: If they have not yet received the benefit of the services being provided by the Department of Social Development, I suggest that again contact be made with them so that the department will be able to assist them also. MR RAMPILE: As it pleases, Judge. That is the evidence that we will then present through the channels that you have indicated, Judge, and we appreciate the time. We have not prepared anything in writing, Judge,
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17	like lives being taken in the manner in which these two security died, leaves a lot to be thought about. Lastly I would go to the families of these two deceased security officers, and wish to indicate that the families would like to also present their evidence and give an indication – and I was looking at the docket giving the value of the car and the pistol and the other car that got burnt, and then two security officers, but what it actually means is that the whole future of these two security officers' families has changed direction, never again to go the same direction again. It is unfortunate because these families do not have means, and as a result we aren't able to prepare and consult in the manner in which we would like to, but Judge, I would really, if there is a possibility that some interim recommendations could be made on these families, and I believe that that would be in order, because the extent of hurt and the extent of just	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17	to our attention again. MR RAMPILE: Thank you, Judge. CHAIRPERSON: And as you know, the Department of Social Development is involved in giving assistance, counselling and so forth, to the bereaved persons, and your clients clearly fall in that category. MR RAMPILE: Yes. CHAIRPERSON: If they have not yet received the benefit of the services being provided by the Department of Social Development, I suggest that again contact be made with them so that the department will be able to assist them also. MR RAMPILE: As it pleases, Judge. That is the evidence that we will then present through the channels that you have indicated, Judge, and we appreciate the time. We have not prepared anything in writing, Judge, but we will do so after we've spoken to the evidence
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18	like lives being taken in the manner in which these two security died, leaves a lot to be thought about. Lastly I would go to the families of these two deceased security officers, and wish to indicate that the families would like to also present their evidence and give an indication – and I was looking at the docket giving the value of the car and the pistol and the other car that got burnt, and then two security officers, but what it actually means is that the whole future of these two security officers' families has changed direction, never again to go the same direction again. It is unfortunate because these families do not have means, and as a result we aren't able to prepare and consult in the manner in which we would like to, but Judge, I would really, if there is a possibility that some interim recommendations could be made on these families, and I believe that that would be in order, because the extent of hurt and the extent of just devastation that I saw in some of the members of the family	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18	to our attention again. MR RAMPILE: Thank you, Judge. CHAIRPERSON: And as you know, the Department of Social Development is involved in giving assistance, counselling and so forth, to the bereaved persons, and your clients clearly fall in that category. MR RAMPILE: Yes. CHAIRPERSON: If they have not yet received the benefit of the services being provided by the Department of Social Development, I suggest that again contact be made with them so that the department will be able to assist them also. MR RAMPILE: As it pleases, Judge. That is the evidence that we will then present through the channels that you have indicated, Judge, and we appreciate the time. We have not prepared anything in writing, Judge, but we will do so after we've spoken to the evidence leader, and probably were enabled to do so to assist that
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19	like lives being taken in the manner in which these two security died, leaves a lot to be thought about. Lastly I would go to the families of these two deceased security officers, and wish to indicate that the families would like to also present their evidence and give an indication – and I was looking at the docket giving the value of the car and the pistol and the other car that got burnt, and then two security officers, but what it actually means is that the whole future of these two security officers' families has changed direction, never again to go the same direction again. It is unfortunate because these families do not have means, and as a result we aren't able to prepare and consult in the manner in which we would like to, but Judge, I would really, if there is a possibility that some interim recommendations could be made on these families, and I believe that that would be in order, because the extent of hurt and the extent of just devastation that I saw in some of the members of the family really needs attention.	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19	to our attention again. MR RAMPILE: Thank you, Judge. CHAIRPERSON: And as you know, the Department of Social Development is involved in giving assistance, counselling and so forth, to the bereaved persons, and your clients clearly fall in that category. MR RAMPILE: Yes. CHAIRPERSON: If they have not yet received the benefit of the services being provided by the Department of Social Development, I suggest that again contact be made with them so that the department will be able to assist them also. MR RAMPILE: As it pleases, Judge. That is the evidence that we will then present through the channels that you have indicated, Judge, and we appreciate the time. We have not prepared anything in writing, Judge, but we will do so after we've spoken to the evidence leader, and probably were enabled to do so to assist that process. Thank you, Judge.
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20	like lives being taken in the manner in which these two security died, leaves a lot to be thought about. Lastly I would go to the families of these two deceased security officers, and wish to indicate that the families would like to also present their evidence and give an indication – and I was looking at the docket giving the value of the car and the pistol and the other car that got burnt, and then two security officers, but what it actually means is that the whole future of these two security officers' families has changed direction, never again to go the same direction again. It is unfortunate because these families do not have means, and as a result we aren't able to prepare and consult in the manner in which we would like to, but Judge, I would really, if there is a possibility that some interim recommendations could be made on these families, and I believe that that would be in order, because the extent of hurt and the extent of just devastation that I saw in some of the members of the family really needs attention. CHAIRPERSON: Yes, thank you for that	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20	to our attention again. MR RAMPILE: Thank you, Judge. CHAIRPERSON: And as you know, the Department of Social Development is involved in giving assistance, counselling and so forth, to the bereaved persons, and your clients clearly fall in that category. MR RAMPILE: Yes. CHAIRPERSON: If they have not yet received the benefit of the services being provided by the Department of Social Development, I suggest that again contact be made with them so that the department will be able to assist them also. MR RAMPILE: As it pleases, Judge. That is the evidence that we will then present through the channels that you have indicated, Judge, and we appreciate the time. We have not prepared anything in writing, Judge, but we will do so after we've spoken to the evidence leader, and probably were enabled to do so to assist that process. Thank you, Judge. CHAIRPERSON: Thank you. Is there anyone
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21	like lives being taken in the manner in which these two security died, leaves a lot to be thought about. Lastly I would go to the families of these two deceased security officers, and wish to indicate that the families would like to also present their evidence and give an indication – and I was looking at the docket giving the value of the car and the pistol and the other car that got burnt, and then two security officers, but what it actually means is that the whole future of these two security officers' families has changed direction, never again to go the same direction again. It is unfortunate because these families do not have means, and as a result we aren't able to prepare and consult in the manner in which we would like to, but Judge, I would really, if there is a possibility that some interim recommendations could be made on these families, and I believe that that would be in order, because the extent of hurt and the extent of just devastation that I saw in some of the members of the family really needs attention. CHAIRPERSON: Yes, thank you for that comment, and I'm grateful that you've brought it to our attention. May I suggest that you facilitate contact	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21	to our attention again. MR RAMPILE: Thank you, Judge. CHAIRPERSON: And as you know, the Department of Social Development is involved in giving assistance, counselling and so forth, to the bereaved persons, and your clients clearly fall in that category. MR RAMPILE: Yes. CHAIRPERSON: If they have not yet received the benefit of the services being provided by the Department of Social Development, I suggest that again contact be made with them so that the department will be able to assist them also. MR RAMPILE: As it pleases, Judge. That is the evidence that we will then present through the channels that you have indicated, Judge, and we appreciate the time. We have not prepared anything in writing, Judge, but we will do so after we've spoken to the evidence leader, and probably were enabled to do so to assist that process. Thank you, Judge. CHAIRPERSON: Thank you. Is there anyone else who wishes to say something on behalf of any of the parties before I call upon Mr Semenya, who has indicated
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22	like lives being taken in the manner in which these two security died, leaves a lot to be thought about. Lastly I would go to the families of these two deceased security officers, and wish to indicate that the families would like to also present their evidence and give an indication – and I was looking at the docket giving the value of the car and the pistol and the other car that got burnt, and then two security officers, but what it actually means is that the whole future of these two security officers' families has changed direction, never again to go the same direction again. It is unfortunate because these families do not have means, and as a result we aren't able to prepare and consult in the manner in which we would like to, but Judge, I would really, if there is a possibility that some interim recommendations could be made on these families, and I believe that that would be in order, because the extent of hurt and the extent of just devastation that I saw in some of the members of the family really needs attention. CHAIRPERSON: Yes, thank you for that comment, and I'm grateful that you've brought it to our	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22	to our attention again. MR RAMPILE: Thank you, Judge. CHAIRPERSON: And as you know, the Department of Social Development is involved in giving assistance, counselling and so forth, to the bereaved persons, and your clients clearly fall in that category. MR RAMPILE: Yes. CHAIRPERSON: If they have not yet received the benefit of the services being provided by the Department of Social Development, I suggest that again contact be made with them so that the department will be able to assist them also. MR RAMPILE: As it pleases, Judge. That is the evidence that we will then present through the channels that you have indicated, Judge, and we appreciate the time. We have not prepared anything in writing, Judge, but we will do so after we've spoken to the evidence leader, and probably were enabled to do so to assist that process. Thank you, Judge. CHAIRPERSON: Thank you. Is there anyone else who wishes to say something on behalf of any of the parties before I call upon Mr Semenya, who has indicated that he wishes to say something, I think in response to
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23	like lives being taken in the manner in which these two security died, leaves a lot to be thought about. Lastly I would go to the families of these two deceased security officers, and wish to indicate that the families would like to also present their evidence and give an indication – and I was looking at the docket giving the value of the car and the pistol and the other car that got burnt, and then two security officers, but what it actually means is that the whole future of these two security officers' families has changed direction, never again to go the same direction again. It is unfortunate because these families do not have means, and as a result we aren't able to prepare and consult in the manner in which we would like to, but Judge, I would really, if there is a possibility that some interim recommendations could be made on these families, and I believe that that would be in order, because the extent of hurt and the extent of just devastation that I saw in some of the members of the family really needs attention. CHAIRPERSON: Yes, thank you for that comment, and I'm grateful that you've brought it to our attention. May I suggest that you facilitate contact between the families and the evidence leaders, who are	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23	to our attention again. MR RAMPILE: Thank you, Judge. CHAIRPERSON: And as you know, the Department of Social Development is involved in giving assistance, counselling and so forth, to the bereaved persons, and your clients clearly fall in that category. MR RAMPILE: Yes. CHAIRPERSON: If they have not yet received the benefit of the services being provided by the Department of Social Development, I suggest that again contact be made with them so that the department will be able to assist them also. MR RAMPILE: As it pleases, Judge. That is the evidence that we will then present through the channels that you have indicated, Judge, and we appreciate the time. We have not prepared anything in writing, Judge, but we will do so after we've spoken to the evidence leader, and probably were enabled to do so to assist that process. Thank you, Judge. CHAIRPERSON: Thank you. Is there anyone else who wishes to say something on behalf of any of the parties before I call upon Mr Semenya, who has indicated

		I	
1	Page 247 the Commission, I'd just like to place my name on record,	1	Page 249 CHAIRPERSON: I don't think, in this
2	Jonathan Burger instructed by the Wits Law Clinic,	2	context, silence by any of the other parties present, while
3	representing the Council for the Advancement of the South	3	one party is making presentation, can be regarded as
4	African Constitution, CASA. I'm here under watching brief.	4	acquiescence or consent or admission of any kind.
5	Thank you.	5	MR SEMENYA SC: Thank you, Chair, that
6	CHAIRPERSON: You've put yourself on	6	was the first thing. The second thing in relation to Mr
7	record, that's where you now are. No-one else wishes to	7	Xolani Nzuza, who is Mr Mpofu's client who is in custody,
8	say anything on behalf of one of the parties, so I call	8	I'm advised that all access, legal access permissible, has
9	upon Mr Semenya, who has indicated he wishes to say	9	been extended to his legal team. He is in custody on
10	something, I think in reply to points raised earlier.	10	charges of murder. To the extent that his evidence will
11	MR SEMENYA SC: Chairperson, thank you,	11	become relevant and necessary to this Commission, the South
12	and members of the Commission, I propose raising two	12	African Police are giving the undertaking that he will be
13	things. The one is that we did not object during the	13	brought here, he would have the opportunity to testify, if
14	presentation by various parties on matters clearly falling	14	he so intends, and no obstruction of whatever kind will
15	outside the purview of opening statements. Now, as a	15	face him. Thank you.
16	matter of rule, the primary purpose of an opening statement	16	CHAIRPERSON: Thank you, Mr Semenya. I
17	is really to inform us what evidence is going to be led, so	17	take it that the Police will ensure that any subpoena that
18	that we're better prepared to anticipate the evidence and	18	is served on any witness will be complied with without any
19	in our answers to that evidence, to prepare and present it,	19	interference or obstruction of any kind. I didn't need any
20	so that the Commission can have a holistic understanding of	20	assurance because I thought it went without saying, but
21	what transpired, and to therefore inform its own finding	21	thank you for the assurance, which is on record. Mr Mpofu,
22	and recommendations.	22	do you want to say something? Is it relevant what we're
23	What unfortunately has happened is we have been	23	busy with, because I'd like to get on with the inquiry?
24	listening to sound bites, which are hardly helpful for what	24	MR MPOFU: Yes.
25	this Commission is supposed to do. We have been told about	25	CHAIRPERSON: We've been busy with
	Page 248		Page 250
1	people killed like vermin, things like toxic collusions,	1	opening statement. We're now, another issue has arisen,
		-	
2	extrajudicial executions, racist, backward, ridiculous	2	but if you want to say something briefly –
2 3	extrajudicial executions, racist, backward, ridiculous conduct. All of this, Chairperson, with the greatest of		but if you want to say something briefly – MR MPOFU: Very, very briefly, Chair. It
3 4	extrajudicial executions, racist, backward, ridiculous conduct. All of this, Chairperson, with the greatest of respect, is not helpful.	2 3 4	but if you want to say something briefly – MR MPOFU: Very, very briefly, Chair. It is just apropos Mr Semenya's brief statement. The first
3 4 5	extrajudicial executions, racist, backward, ridiculous conduct. All of this, Chairperson, with the greatest of respect, is not helpful. CHAIRPERSON: I don't want to interrupt	2 3 4 5	but if you want to say something briefly – MR MPOFU: Very, very briefly, Chair. It is just apropos Mr Semenya's brief statement. The first one, I think has been dealt with, and we would like to
3 4 5 6	extrajudicial executions, racist, backward, ridiculous conduct. All of this, Chairperson, with the greatest of respect, is not helpful. CHAIRPERSON: I don't want to interrupt you, but it seemed to me to be easier and more conducive to	2 3 4 5 6	but if you want to say something briefly – MR MPOFU: Very, very briefly, Chair. It is just apropos Mr Semenya's brief statement. The first one, I think has been dealt with, and we would like to support you and the panel on giving us the latitude to make
3 4 5 6 7	extrajudicial executions, racist, backward, ridiculous conduct. All of this, Chairperson, with the greatest of respect, is not helpful. CHAIRPERSON: I don't want to interrupt you, but it seemed to me to be easier and more conducive to getting on with the job, to allow people who wish to make	2 3 4 5 6 7	but if you want to say something briefly – MR MPOFU: Very, very briefly, Chair. It is just apropos Mr Semenya's brief statement. The first one, I think has been dealt with, and we would like to support you and the panel on giving us the latitude to make the statements, and having given the longest latitude to
3 4 5 6 7 8	extrajudicial executions, racist, backward, ridiculous conduct. All of this, Chairperson, with the greatest of respect, is not helpful. CHAIRPERSON: I don't want to interrupt you, but it seemed to me to be easier and more conducive to getting on with the job, to allow people who wish to make fuller opening statements than you envisaged would be made,	2 3 4 5 6 7 8	but if you want to say something briefly – MR MPOFU: Very, very briefly, Chair. It is just apropos Mr Semenya's brief statement. The first one, I think has been dealt with, and we would like to support you and the panel on giving us the latitude to make the statements, and having given the longest latitude to SAPS for obvious reasons, in making those statements, and
3 4 5 6 7 8 9	extrajudicial executions, racist, backward, ridiculous conduct. All of this, Chairperson, with the greatest of respect, is not helpful. CHAIRPERSON: I don't want to interrupt you, but it seemed to me to be easier and more conducive to getting on with the job, to allow people who wish to make fuller opening statements than you envisaged would be made, to indicate some of the arguments that they'd be raising at	2 3 4 5 6 7 8 9	but if you want to say something briefly – MR MPOFU: Very, very briefly, Chair. It is just apropos Mr Semenya's brief statement. The first one, I think has been dealt with, and we would like to support you and the panel on giving us the latitude to make the statements, and having given the longest latitude to SAPS for obvious reasons, in making those statements, and we also did not object when we were told about friendly
3 4 5 6 7 8 9 10	extrajudicial executions, racist, backward, ridiculous conduct. All of this, Chairperson, with the greatest of respect, is not helpful. CHAIRPERSON: I don't want to interrupt you, but it seemed to me to be easier and more conducive to getting on with the job, to allow people who wish to make fuller opening statements than you envisaged would be made, to indicate some of the arguments that they'd be raising at the end to enable us to focus on the broad issues that are	2 3 4 5 6 7 8 9 10	but if you want to say something briefly – MR MPOFU: Very, very briefly, Chair. It is just apropos Mr Semenya's brief statement. The first one, I think has been dealt with, and we would like to support you and the panel on giving us the latitude to make the statements, and having given the longest latitude to SAPS for obvious reasons, in making those statements, and we also did not object when we were told about friendly fire and such things.
3 4 5 6 7 8 9 10 11	extrajudicial executions, racist, backward, ridiculous conduct. All of this, Chairperson, with the greatest of respect, is not helpful. CHAIRPERSON: I don't want to interrupt you, but it seemed to me to be easier and more conducive to getting on with the job, to allow people who wish to make fuller opening statements than you envisaged would be made, to indicate some of the arguments that they'd be raising at the end to enable us to focus on the broad issues that are before us. I could have called people to order,	2 3 4 5 6 7 8 9 10 11	but if you want to say something briefly – MR MPOFU: Very, very briefly, Chair. It is just apropos Mr Semenya's brief statement. The first one, I think has been dealt with, and we would like to support you and the panel on giving us the latitude to make the statements, and having given the longest latitude to SAPS for obvious reasons, in making those statements, and we also did not object when we were told about friendly fire and such things. The second thing, Chair, is the issue of Mr
3 4 5 6 7 8 9 10 11 12	extrajudicial executions, racist, backward, ridiculous conduct. All of this, Chairperson, with the greatest of respect, is not helpful. CHAIRPERSON: I don't want to interrupt you, but it seemed to me to be easier and more conducive to getting on with the job, to allow people who wish to make fuller opening statements than you envisaged would be made, to indicate some of the arguments that they'd be raising at the end to enable us to focus on the broad issues that are before us. I could have called people to order, interrupted them and stopped them from saying some of the	2 3 4 5 6 7 8 9 10 11 12	but if you want to say something briefly – MR MPOFU: Very, very briefly, Chair. It is just apropos Mr Semenya's brief statement. The first one, I think has been dealt with, and we would like to support you and the panel on giving us the latitude to make the statements, and having given the longest latitude to SAPS for obvious reasons, in making those statements, and we also did not object when we were told about friendly fire and such things. The second thing, Chair, is the issue of Mr Xolani Nzuza. As I just want to make it clear, I will
3 4 5 6 7 8 9 10 11 12 13	extrajudicial executions, racist, backward, ridiculous conduct. All of this, Chairperson, with the greatest of respect, is not helpful. CHAIRPERSON: I don't want to interrupt you, but it seemed to me to be easier and more conducive to getting on with the job, to allow people who wish to make fuller opening statements than you envisaged would be made, to indicate some of the arguments that they'd be raising at the end to enable us to focus on the broad issues that are before us. I could have called people to order, interrupted them and stopped them from saying some of the things they did, but I don't think that would have been	2 3 4 5 6 7 8 9 10 11 12 13	but if you want to say something briefly – MR MPOFU: Very, very briefly, Chair. It is just apropos Mr Semenya's brief statement. The first one, I think has been dealt with, and we would like to support you and the panel on giving us the latitude to make the statements, and having given the longest latitude to SAPS for obvious reasons, in making those statements, and we also did not object when we were told about friendly fire and such things. The second thing, Chair, is the issue of Mr Xolani Nzuza. As I just want to make it clear, I will obviously liaise with my learned colleague, Mr Semenya, and
3 4 5 6 7 8 9 10 11 12 13 14	extrajudicial executions, racist, backward, ridiculous conduct. All of this, Chairperson, with the greatest of respect, is not helpful. CHAIRPERSON: I don't want to interrupt you, but it seemed to me to be easier and more conducive to getting on with the job, to allow people who wish to make fuller opening statements than you envisaged would be made, to indicate some of the arguments that they'd be raising at the end to enable us to focus on the broad issues that are before us. I could have called people to order, interrupted them and stopped them from saying some of the things they did, but I don't think that would have been helpful in the context of this Commission. If you wish to	2 3 4 5 6 7 8 9 10 11 12 13 14	but if you want to say something briefly – MR MPOFU: Very, very briefly, Chair. It is just apropos Mr Semenya's brief statement. The first one, I think has been dealt with, and we would like to support you and the panel on giving us the latitude to make the statements, and having given the longest latitude to SAPS for obvious reasons, in making those statements, and we also did not object when we were told about friendly fire and such things. The second thing, Chair, is the issue of Mr Xolani Nzuza. As I just want to make it clear, I will obviously liaise with my learned colleague, Mr Semenya, and his team, but the gravamen of what I was raising was not so
3 4 5 7 8 9 10 11 12 13 14 15	extrajudicial executions, racist, backward, ridiculous conduct. All of this, Chairperson, with the greatest of respect, is not helpful. CHAIRPERSON: I don't want to interrupt you, but it seemed to me to be easier and more conducive to getting on with the job, to allow people who wish to make fuller opening statements than you envisaged would be made, to indicate some of the arguments that they'd be raising at the end to enable us to focus on the broad issues that are before us. I could have called people to order, interrupted them and stopped them from saying some of the things they did, but I don't think that would have been helpful in the context of this Commission. If you wish to criticise me for being too lax, I take the criticism for	2 3 4 5 6 7 8 9 10 11 12 13 14 15	but if you want to say something briefly – MR MPOFU: Very, very briefly, Chair. It is just apropos Mr Semenya's brief statement. The first one, I think has been dealt with, and we would like to support you and the panel on giving us the latitude to make the statements, and having given the longest latitude to SAPS for obvious reasons, in making those statements, and we also did not object when we were told about friendly fire and such things. The second thing, Chair, is the issue of Mr Xolani Nzuza. As I just want to make it clear, I will obviously liaise with my learned colleague, Mr Semenya, and his team, but the gravamen of what I was raising was not so much the issue of subpoenas and all that. As it happens,
3 4 5 6 7 8 9 10 11 12 13 14 15 16	extrajudicial executions, racist, backward, ridiculous conduct. All of this, Chairperson, with the greatest of respect, is not helpful. CHAIRPERSON: I don't want to interrupt you, but it seemed to me to be easier and more conducive to getting on with the job, to allow people who wish to make fuller opening statements than you envisaged would be made, to indicate some of the arguments that they'd be raising at the end to enable us to focus on the broad issues that are before us. I could have called people to order, interrupted them and stopped them from saying some of the things they did, but I don't think that would have been helpful in the context of this Commission. If you wish to criticise me for being too lax, I take the criticism for what it's worth, and I just say I don't agree with it, but	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16	but if you want to say something briefly – MR MPOFU: Very, very briefly, Chair. It is just apropos Mr Semenya's brief statement. The first one, I think has been dealt with, and we would like to support you and the panel on giving us the latitude to make the statements, and having given the longest latitude to SAPS for obvious reasons, in making those statements, and we also did not object when we were told about friendly fire and such things. The second thing, Chair, is the issue of Mr Xolani Nzuza. As I just want to make it clear, I will obviously liaise with my learned colleague, Mr Semenya, and his team, but the gravamen of what I was raising was not so much the issue of subpoenas and all that. As it happens, we don't need him to give evidence today, for example. So
3 4 5 6 7 8 9 10 11 12 13 14 15 16 17	extrajudicial executions, racist, backward, ridiculous conduct. All of this, Chairperson, with the greatest of respect, is not helpful. CHAIRPERSON: I don't want to interrupt you, but it seemed to me to be easier and more conducive to getting on with the job, to allow people who wish to make fuller opening statements than you envisaged would be made, to indicate some of the arguments that they'd be raising at the end to enable us to focus on the broad issues that are before us. I could have called people to order, interrupted them and stopped them from saying some of the things they did, but I don't think that would have been helpful in the context of this Commission. If you wish to criticise me for being too lax, I take the criticism for what it's worth, and I just say I don't agree with it, but please carry on.	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17	but if you want to say something briefly – MR MPOFU: Very, very briefly, Chair. It is just apropos Mr Semenya's brief statement. The first one, I think has been dealt with, and we would like to support you and the panel on giving us the latitude to make the statements, and having given the longest latitude to SAPS for obvious reasons, in making those statements, and we also did not object when we were told about friendly fire and such things. The second thing, Chair, is the issue of Mr Xolani Nzuza. As I just want to make it clear, I will obviously liaise with my learned colleague, Mr Semenya, and his team, but the gravamen of what I was raising was not so much the issue of subpoenas and all that. As it happens, we don't need him to give evidence today, for example. So the issue was the mere fact that his arrest pertains to the
3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18	extrajudicial executions, racist, backward, ridiculous conduct. All of this, Chairperson, with the greatest of respect, is not helpful. CHAIRPERSON: I don't want to interrupt you, but it seemed to me to be easier and more conducive to getting on with the job, to allow people who wish to make fuller opening statements than you envisaged would be made, to indicate some of the arguments that they'd be raising at the end to enable us to focus on the broad issues that are before us. I could have called people to order, interrupted them and stopped them from saying some of the things they did, but I don't think that would have been helpful in the context of this Commission. If you wish to criticise me for being too lax, I take the criticism for what it's worth, and I just say I don't agree with it, but please carry on. MR SEMENYA SC: Chair and members of the	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18	but if you want to say something briefly – MR MPOFU: Very, very briefly, Chair. It is just apropos Mr Semenya's brief statement. The first one, I think has been dealt with, and we would like to support you and the panel on giving us the latitude to make the statements, and having given the longest latitude to SAPS for obvious reasons, in making those statements, and we also did not object when we were told about friendly fire and such things. The second thing, Chair, is the issue of Mr Xolani Nzuza. As I just want to make it clear, I will obviously liaise with my learned colleague, Mr Semenya, and his team, but the gravamen of what I was raising was not so much the issue of subpoenas and all that. As it happens, we don't need him to give evidence today, for example. So the issue was the mere fact that his arrest pertains to the matters that this Commission is asked to investigate, and
3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19	extrajudicial executions, racist, backward, ridiculous conduct. All of this, Chairperson, with the greatest of respect, is not helpful. CHAIRPERSON: I don't want to interrupt you, but it seemed to me to be easier and more conducive to getting on with the job, to allow people who wish to make fuller opening statements than you envisaged would be made, to indicate some of the arguments that they'd be raising at the end to enable us to focus on the broad issues that are before us. I could have called people to order, interrupted them and stopped them from saying some of the things they did, but I don't think that would have been helpful in the context of this Commission. If you wish to criticise me for being too lax, I take the criticism for what it's worth, and I just say I don't agree with it, but please carry on. MR SEMENYA SC: Chair and members of the Commission, this is not intended to be a criticism. It is	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19	but if you want to say something briefly – MR MPOFU: Very, very briefly, Chair. It is just apropos Mr Semenya's brief statement. The first one, I think has been dealt with, and we would like to support you and the panel on giving us the latitude to make the statements, and having given the longest latitude to SAPS for obvious reasons, in making those statements, and we also did not object when we were told about friendly fire and such things. The second thing, Chair, is the issue of Mr Xolani Nzuza. As I just want to make it clear, I will obviously liaise with my learned colleague, Mr Semenya, and his team, but the gravamen of what I was raising was not so much the issue of subpoenas and all that. As it happens, we don't need him to give evidence today, for example. So the issue was the mere fact that his arrest pertains to the matters that this Commission is asked to investigate, and the disproportionate and inequality inherent in that,
3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20	extrajudicial executions, racist, backward, ridiculous conduct. All of this, Chairperson, with the greatest of respect, is not helpful. CHAIRPERSON: I don't want to interrupt you, but it seemed to me to be easier and more conducive to getting on with the job, to allow people who wish to make fuller opening statements than you envisaged would be made, to indicate some of the arguments that they'd be raising at the end to enable us to focus on the broad issues that are before us. I could have called people to order, interrupted them and stopped them from saying some of the things they did, but I don't think that would have been helpful in the context of this Commission. If you wish to criticise me for being too lax, I take the criticism for what it's worth, and I just say I don't agree with it, but please carry on. MR SEMENYA SC: Chair and members of the Commission, this is not intended to be a criticism. It is definitely intended to convey that we were not acquiescing	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20	but if you want to say something briefly – MR MPOFU: Very, very briefly, Chair. It is just apropos Mr Semenya's brief statement. The first one, I think has been dealt with, and we would like to support you and the panel on giving us the latitude to make the statements, and having given the longest latitude to SAPS for obvious reasons, in making those statements, and we also did not object when we were told about friendly fire and such things. The second thing, Chair, is the issue of Mr Xolani Nzuza. As I just want to make it clear, I will obviously liaise with my learned colleague, Mr Semenya, and his team, but the gravamen of what I was raising was not so much the issue of subpoenas and all that. As it happens, we don't need him to give evidence today, for example. So the issue was the mere fact that his arrest pertains to the matters that this Commission is asked to investigate, and the disproportionate and inequality inherent in that, because the Police, who actually shot people in broad
3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21	extrajudicial executions, racist, backward, ridiculous conduct. All of this, Chairperson, with the greatest of respect, is not helpful. CHAIRPERSON: I don't want to interrupt you, but it seemed to me to be easier and more conducive to getting on with the job, to allow people who wish to make fuller opening statements than you envisaged would be made, to indicate some of the arguments that they'd be raising at the end to enable us to focus on the broad issues that are before us. I could have called people to order, interrupted them and stopped them from saying some of the things they did, but I don't think that would have been helpful in the context of this Commission. If you wish to criticise me for being too lax, I take the criticism for what it's worth, and I just say I don't agree with it, but please carry on. MR SEMENYA SC: Chair and members of the Commission, this is not intended to be a criticism. It is definitely intended to convey that we were not acquiescing to the nature of presentations that have been made. We	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21	but if you want to say something briefly – MR MPOFU: Very, very briefly, Chair. It is just apropos Mr Semenya's brief statement. The first one, I think has been dealt with, and we would like to support you and the panel on giving us the latitude to make the statements, and having given the longest latitude to SAPS for obvious reasons, in making those statements, and we also did not object when we were told about friendly fire and such things. The second thing, Chair, is the issue of Mr Xolani Nzuza. As I just want to make it clear, I will obviously liaise with my learned colleague, Mr Semenya, and his team, but the gravamen of what I was raising was not so much the issue of subpoenas and all that. As it happens, we don't need him to give evidence today, for example. So the issue was the mere fact that his arrest pertains to the matters that this Commission is asked to investigate, and the disproportionate and inequality inherent in that, because the Police, who actually shot people in broad daylight, have not been charged, and as we understand it,
3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22	extrajudicial executions, racist, backward, ridiculous conduct. All of this, Chairperson, with the greatest of respect, is not helpful. CHAIRPERSON: I don't want to interrupt you, but it seemed to me to be easier and more conducive to getting on with the job, to allow people who wish to make fuller opening statements than you envisaged would be made, to indicate some of the arguments that they'd be raising at the end to enable us to focus on the broad issues that are before us. I could have called people to order, interrupted them and stopped them from saying some of the things they did, but I don't think that would have been helpful in the context of this Commission. If you wish to criticise me for being too lax, I take the criticism for what it's worth, and I just say I don't agree with it, but please carry on. MR SEMENYA SC: Chair and members of the Commission, this is not intended to be a criticism. It is definitely intended to convey that we were not acquiescing to the nature of presentations that have been made. We also kept restraint, purely so that we can facilitate the	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22	but if you want to say something briefly – MR MPOFU: Very, very briefly, Chair. It is just apropos Mr Semenya's brief statement. The first one, I think has been dealt with, and we would like to support you and the panel on giving us the latitude to make the statements, and having given the longest latitude to SAPS for obvious reasons, in making those statements, and we also did not object when we were told about friendly fire and such things. The second thing, Chair, is the issue of Mr Xolani Nzuza. As I just want to make it clear, I will obviously liaise with my learned colleague, Mr Semenya, and his team, but the gravamen of what I was raising was not so much the issue of subpoenas and all that. As it happens, we don't need him to give evidence today, for example. So the issue was the mere fact that his arrest pertains to the matters that this Commission is asked to investigate, and the disproportionate and inequality inherent in that, because the Police, who actually shot people in broad daylight, have not been charged, and as we understand it, the reason is that the Commission is still going on, and
3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23	extrajudicial executions, racist, backward, ridiculous conduct. All of this, Chairperson, with the greatest of respect, is not helpful. CHAIRPERSON: I don't want to interrupt you, but it seemed to me to be easier and more conducive to getting on with the job, to allow people who wish to make fuller opening statements than you envisaged would be made, to indicate some of the arguments that they'd be raising at the end to enable us to focus on the broad issues that are before us. I could have called people to order, interrupted them and stopped them from saying some of the things they did, but I don't think that would have been helpful in the context of this Commission. If you wish to criticise me for being too lax, I take the criticism for what it's worth, and I just say I don't agree with it, but please carry on. MR SEMENYA SC: Chair and members of the Commission, this is not intended to be a criticism. It is definitely intended to convey that we were not acquiescing to the nature of presentations that have been made. We also kept restraint, purely so that we can facilitate the hearing, but we should not be understood to have made	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23	but if you want to say something briefly – MR MPOFU: Very, very briefly, Chair. It is just apropos Mr Semenya's brief statement. The first one, I think has been dealt with, and we would like to support you and the panel on giving us the latitude to make the statements, and having given the longest latitude to SAPS for obvious reasons, in making those statements, and we also did not object when we were told about friendly fire and such things. The second thing, Chair, is the issue of Mr Xolani Nzuza. As I just want to make it clear, I will obviously liaise with my learned colleague, Mr Semenya, and his team, but the gravamen of what I was raising was not so much the issue of subpoenas and all that. As it happens, we don't need him to give evidence today, for example. So the issue was the mere fact that his arrest pertains to the matters that this Commission is asked to investigate, and the disproportionate and inequality inherent in that, because the Police, who actually shot people in broad daylight, have not been charged, and as we understand it, the reason is that the Commission is still going on, and that was, as we said, the issue that we raised in relation
3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22	extrajudicial executions, racist, backward, ridiculous conduct. All of this, Chairperson, with the greatest of respect, is not helpful. CHAIRPERSON: I don't want to interrupt you, but it seemed to me to be easier and more conducive to getting on with the job, to allow people who wish to make fuller opening statements than you envisaged would be made, to indicate some of the arguments that they'd be raising at the end to enable us to focus on the broad issues that are before us. I could have called people to order, interrupted them and stopped them from saying some of the things they did, but I don't think that would have been helpful in the context of this Commission. If you wish to criticise me for being too lax, I take the criticism for what it's worth, and I just say I don't agree with it, but please carry on. MR SEMENYA SC: Chair and members of the Commission, this is not intended to be a criticism. It is definitely intended to convey that we were not acquiescing to the nature of presentations that have been made. We also kept restraint, purely so that we can facilitate the hearing, but we should not be understood to have made common agreement with volatile statements that have been	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22	but if you want to say something briefly – MR MPOFU: Very, very briefly, Chair. It is just apropos Mr Semenya's brief statement. The first one, I think has been dealt with, and we would like to support you and the panel on giving us the latitude to make the statements, and having given the longest latitude to SAPS for obvious reasons, in making those statements, and we also did not object when we were told about friendly fire and such things. The second thing, Chair, is the issue of Mr Xolani Nzuza. As I just want to make it clear, I will obviously liaise with my learned colleague, Mr Semenya, and his team, but the gravamen of what I was raising was not so much the issue of subpoenas and all that. As it happens, we don't need him to give evidence today, for example. So the issue was the mere fact that his arrest pertains to the matters that this Commission is asked to investigate, and the disproportionate and inequality inherent in that, because the Police, who actually shot people in broad daylight, have not been charged, and as we understand it, the reason is that the Commission is still going on, and that was, as we said, the issue that we raised in relation to the 272 people. That's what I was raising, not this
3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24	extrajudicial executions, racist, backward, ridiculous conduct. All of this, Chairperson, with the greatest of respect, is not helpful. CHAIRPERSON: I don't want to interrupt you, but it seemed to me to be easier and more conducive to getting on with the job, to allow people who wish to make fuller opening statements than you envisaged would be made, to indicate some of the arguments that they'd be raising at the end to enable us to focus on the broad issues that are before us. I could have called people to order, interrupted them and stopped them from saying some of the things they did, but I don't think that would have been helpful in the context of this Commission. If you wish to criticise me for being too lax, I take the criticism for what it's worth, and I just say I don't agree with it, but please carry on. MR SEMENYA SC: Chair and members of the Commission, this is not intended to be a criticism. It is definitely intended to convey that we were not acquiescing to the nature of presentations that have been made. We also kept restraint, purely so that we can facilitate the hearing, but we should not be understood to have made	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24	but if you want to say something briefly – MR MPOFU: Very, very briefly, Chair. It is just apropos Mr Semenya's brief statement. The first one, I think has been dealt with, and we would like to support you and the panel on giving us the latitude to make the statements, and having given the longest latitude to SAPS for obvious reasons, in making those statements, and we also did not object when we were told about friendly fire and such things. The second thing, Chair, is the issue of Mr Xolani Nzuza. As I just want to make it clear, I will obviously liaise with my learned colleague, Mr Semenya, and his team, but the gravamen of what I was raising was not so much the issue of subpoenas and all that. As it happens, we don't need him to give evidence today, for example. So the issue was the mere fact that his arrest pertains to the matters that this Commission is asked to investigate, and the disproportionate and inequality inherent in that, because the Police, who actually shot people in broad daylight, have not been charged, and as we understand it, the reason is that the Commission is still going on, and that was, as we said, the issue that we raised in relation

		1	
	Page 251 CHAIRPERSON: Alright, okay. That	1	Page 253 Would it make it easier for the people concerned to see?
1	concludes the opening statement section of our hearings. I	2	Could they do the lights on the stage possibly.
3	now call upon Mr Budlender - who I understand has accepted	3	MR NTSEBEZA SC: Mr Chairman, can I just
4	responsibility for this - to present the video footage	4	make a request before we show, are shown any footage. As I
5	which has been made available to the Commission by the	5	indicated I would like to be sure that there are people who
6	various media houses. I don't know if he also has video	6	will council the members of the family in the event
7	footage from the South African Police, but anyway he will	7	anything that they might see, might traumatise them to an
8	explain what video footage he's got, and he will then	8	extent where such service is necessary. I would like to be
9	present it to us.	9	sure that they are here.
10	MR BUDLENDER SC: Thank you, Chairperson.	10	CHAIRPERSON: Yes, I understood the
11	The video footage which we will show now, is all derived	11	arrangements had been made for that, but let's see whether
12	from television news services. There is nothing from the	12	the persons concerned are present at the moment. I take it
13	Police, and we will deal with that in due course during the	13	the point that been made, doesn't apply to the preliminary
14	hearing. Can I just say that as far as the viewing of the	14	footage that Mr Budlender has referred to. I see Mr
15	material is concerned, the Commissioners have the screen in	15	Mahlangu has gone off, I think in search of the people
16	front of them. As far as the counsel for the parties are	16	responsible for the counselling should it be required. But
17	concerned, they may find it easier to turn around and look	17	I suggest we start in the meanwhile anyway with the
18	at the screen which is directly behind them, which is a bit	18	preliminary footage to which Mr Budlender has referred, is
19	closer, and members of public have screens on the side.	19	that, are you happy to do that Mr Budlender?
20	Chairperson, this presentation is focused on the	20	MR BUDLENDER: Yes, yes Chairperson. The
21	events only of the 16th of August. To the extent that there	21	first footage then is as I say from E-News at 14:33 on the
22	is other relevant footage available on other days, that	22	16th of August 2012.
23	will be presented in due course, as we deal with that.	23	[News footage being shown]
24	What we have done, Chairperson, is we have put	24	Then Chairperson, the next piece is a minute
25	together a series of clips from television news footage.	25	later also on E-News it contains, it includes some footage
	Page 252		Page 254
4	The metanial is in a stable, non-stitute to some autout, and	-	
1	The material is inevitably repetitive to some extent, and	1	of what was happening an hour before the shootings and some
2	I've tried to reduce the repetition to a minimum. I have	2	of what was happening an hour before the shootings and some explanation by the news reporter on what he done to try and
2 3	I've tried to reduce the repetition to a minimum. I have also tried to keep to a minimum the commentary by the	2 3	of what was happening an hour before the shootings and some explanation by the news reporter on what he done to try and find out what was going to happen.
2 3 4	I've tried to reduce the repetition to a minimum. I have also tried to keep to a minimum the commentary by the parties who were involved on the merits of the argument.	2 3 4	of what was happening an hour before the shootings and some explanation by the news reporter on what he done to try and find out what was going to happen. [News footage being shown]
2 3 4 5	I've tried to reduce the repetition to a minimum. I have also tried to keep to a minimum the commentary by the parties who were involved on the merits of the argument. I've tried to keep out the editorial comment as much as I	2 3 4 5	of what was happening an hour before the shootings and some explanation by the news reporter on what he done to try and find out what was going to happen. [News footage being shown] Chair, the next piece is a further piece of
2 3 4 5 6	I've tried to reduce the repetition to a minimum. I have also tried to keep to a minimum the commentary by the parties who were involved on the merits of the argument. I've tried to keep out the editorial comment as much as I can.	2 3 4 5 6	of what was happening an hour before the shootings and some explanation by the news reporter on what he done to try and find out what was going to happen. [News footage being shown] Chair, the next piece is a further piece of context to what happened on that day. It's again from E-
2 3 4 5 6 7	I've tried to reduce the repetition to a minimum. I have also tried to keep to a minimum the commentary by the parties who were involved on the merits of the argument. I've tried to keep out the editorial comment as much as I can. [12:04] Just one other preliminary remark, Chair and that	2 3 4 5 6 7	of what was happening an hour before the shootings and some explanation by the news reporter on what he done to try and find out what was going to happen. [News footage being shown] Chair, the next piece is a further piece of context to what happened on that day. It's again from E- News.
2 3 4 5 6 7 8	I've tried to reduce the repetition to a minimum. I have also tried to keep to a minimum the commentary by the parties who were involved on the merits of the argument. I've tried to keep out the editorial comment as much as I can. [12:04] Just one other preliminary remark, Chair and that is that the Commissioners wish to have any clip replayed	2 3 4 5 6 7 8	of what was happening an hour before the shootings and some explanation by the news reporter on what he done to try and find out what was going to happen. [News footage being shown] Chair, the next piece is a further piece of context to what happened on that day. It's again from E- News. [News footage being shown]
2 3 4 5 6 7 8 9	I've tried to reduce the repetition to a minimum. I have also tried to keep to a minimum the commentary by the parties who were involved on the merits of the argument. I've tried to keep out the editorial comment as much as I can. [12:04] Just one other preliminary remark, Chair and that is that the Commissioners wish to have any clip replayed that can be done, it was be replayed at a slower speed or	2 3 4 5 6 7 8 9	of what was happening an hour before the shootings and some explanation by the news reporter on what he done to try and find out what was going to happen. [News footage being shown] Chair, the next piece is a further piece of context to what happened on that day. It's again from E- News. [News footage being shown] Chair, perhaps I can just pause to make sure that
2 3 4 5 6 7 8 9 10	I've tried to reduce the repetition to a minimum. I have also tried to keep to a minimum the commentary by the parties who were involved on the merits of the argument. I've tried to keep out the editorial comment as much as I can. [12:04] Just one other preliminary remark, Chair and that is that the Commissioners wish to have any clip replayed that can be done, it was be replayed at a slower speed or stopped at any point that the Commissioners find	2 3 4 5 6 7 8 9 10	of what was happening an hour before the shootings and some explanation by the news reporter on what he done to try and find out what was going to happen. [News footage being shown] Chair, the next piece is a further piece of context to what happened on that day. It's again from E- News. [News footage being shown] Chair, perhaps I can just pause to make sure that everyone is assisted who needs assistance. There are
2 3 4 5 6 7 8 9 10 11	I've tried to reduce the repetition to a minimum. I have also tried to keep to a minimum the commentary by the parties who were involved on the merits of the argument. I've tried to keep out the editorial comment as much as I can. [12:04] Just one other preliminary remark, Chair and that is that the Commissioners wish to have any clip replayed that can be done, it was be replayed at a slower speed or stopped at any point that the Commissioners find convenient.	2 3 4 5 6 7 8 9	of what was happening an hour before the shootings and some explanation by the news reporter on what he done to try and find out what was going to happen. [News footage being shown] Chair, the next piece is a further piece of context to what happened on that day. It's again from E- News. [News footage being shown] Chair, perhaps I can just pause to make sure that everyone is assisted who needs assistance. There are people here. I must apologise I hadn't realised that
2 3 4 5 6 7 8 9 10 11 12	I've tried to reduce the repetition to a minimum. I have also tried to keep to a minimum the commentary by the parties who were involved on the merits of the argument. I've tried to keep out the editorial comment as much as I can. [12:04] Just one other preliminary remark, Chair and that is that the Commissioners wish to have any clip replayed that can be done, it was be replayed at a slower speed or stopped at any point that the Commissioners find convenient. CHAIRPERSON: Sorry, may I extend that	2 3 4 5 6 7 8 9 10 11	of what was happening an hour before the shootings and some explanation by the news reporter on what he done to try and find out what was going to happen. [News footage being shown] Chair, the next piece is a further piece of context to what happened on that day. It's again from E- News. [News footage being shown] Chair, perhaps I can just pause to make sure that everyone is assisted who needs assistance. There are people here. I must apologise I hadn't realised that footage was on that clip. I hadn't thought we had reached
2 3 4 5 6 7 8 9 10 11 12 13	I've tried to reduce the repetition to a minimum. I have also tried to keep to a minimum the commentary by the parties who were involved on the merits of the argument. I've tried to keep out the editorial comment as much as I can. [12:04] Just one other preliminary remark, Chair and that is that the Commissioners wish to have any clip replayed that can be done, it was be replayed at a slower speed or stopped at any point that the Commissioners find convenient. CHAIRPERSON: Sorry, may I extend that invitation also to any of the parties. If any of the	2 3 4 5 6 7 8 9 10 11 12 13	of what was happening an hour before the shootings and some explanation by the news reporter on what he done to try and find out what was going to happen. [News footage being shown] Chair, the next piece is a further piece of context to what happened on that day. It's again from E- News. [News footage being shown] Chair, perhaps I can just pause to make sure that everyone is assisted who needs assistance. There are people here. I must apologise I hadn't realised that footage was on that clip. I hadn't thought we had reached the shooting yet.
2 3 4 5 6 7 8 9 10 11 12	I've tried to reduce the repetition to a minimum. I have also tried to keep to a minimum the commentary by the parties who were involved on the merits of the argument. I've tried to keep out the editorial comment as much as I can. [12:04] Just one other preliminary remark, Chair and that is that the Commissioners wish to have any clip replayed that can be done, it was be replayed at a slower speed or stopped at any point that the Commissioners find convenient. CHAIRPERSON: Sorry, may I extend that	2 3 4 5 6 7 8 9 10 11 12	of what was happening an hour before the shootings and some explanation by the news reporter on what he done to try and find out what was going to happen. [News footage being shown] Chair, the next piece is a further piece of context to what happened on that day. It's again from E- News. [News footage being shown] Chair, perhaps I can just pause to make sure that everyone is assisted who needs assistance. There are people here. I must apologise I hadn't realised that footage was on that clip. I hadn't thought we had reached the shooting yet.
2 3 4 5 6 7 8 9 10 11 12 13 14	I've tried to reduce the repetition to a minimum. I have also tried to keep to a minimum the commentary by the parties who were involved on the merits of the argument. I've tried to keep out the editorial comment as much as I can. [12:04] Just one other preliminary remark, Chair and that is that the Commissioners wish to have any clip replayed that can be done, it was be replayed at a slower speed or stopped at any point that the Commissioners find convenient. CHAIRPERSON: Sorry, may I extend that invitation also to any of the parties. If any of the parties wish any particular clip to be re-shown or shown	2 3 4 5 6 7 8 9 10 11 12 13 14	of what was happening an hour before the shootings and some explanation by the news reporter on what he done to try and find out what was going to happen. [News footage being shown] Chair, the next piece is a further piece of context to what happened on that day. It's again from E- News. [News footage being shown] Chair, perhaps I can just pause to make sure that everyone is assisted who needs assistance. There are people here. I must apologise I hadn't realised that footage was on that clip. I hadn't thought we had reached the shooting yet. CHAIRPERSON: I would actually like to
2 3 4 5 6 7 8 9 10 11 12 13 14 15	I've tried to reduce the repetition to a minimum. I have also tried to keep to a minimum the commentary by the parties who were involved on the merits of the argument. I've tried to keep out the editorial comment as much as I can. [12:04] Just one other preliminary remark, Chair and that is that the Commissioners wish to have any clip replayed that can be done, it was be replayed at a slower speed or stopped at any point that the Commissioners find convenient. CHAIRPERSON: Sorry, may I extend that invitation also to any of the parties. If any of the parties wish any particular clip to be re-shown or shown again at a slower speed, then they must please indicate.	2 3 4 5 6 7 8 9 10 11 12 13 14 15	of what was happening an hour before the shootings and some explanation by the news reporter on what he done to try and find out what was going to happen. [News footage being shown] Chair, the next piece is a further piece of context to what happened on that day. It's again from E- News. [News footage being shown] Chair, perhaps I can just pause to make sure that everyone is assisted who needs assistance. There are people here. I must apologise I hadn't realised that footage was on that clip. I hadn't thought we had reached the shooting yet. CHAIRPERSON: I would actually like to see that final clip again more slowly, but I think we must
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16	I've tried to reduce the repetition to a minimum. I have also tried to keep to a minimum the commentary by the parties who were involved on the merits of the argument. I've tried to keep out the editorial comment as much as I can. [12:04] Just one other preliminary remark, Chair and that is that the Commissioners wish to have any clip replayed that can be done, it was be replayed at a slower speed or stopped at any point that the Commissioners find convenient. CHAIRPERSON: Sorry, may I extend that invitation also to any of the parties. If any of the parties wish any particular clip to be re-shown or shown again at a slower speed, then they must please indicate. MR BUDLENDER: Chair, then we start with	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16	of what was happening an hour before the shootings and some explanation by the news reporter on what he done to try and find out what was going to happen. [News footage being shown] Chair, the next piece is a further piece of context to what happened on that day. It's again from E- News. [News footage being shown] Chair, perhaps I can just pause to make sure that everyone is assisted who needs assistance. There are people here. I must apologise I hadn't realised that footage was on that clip. I hadn't thought we had reached the shooting yet. CHAIRPERSON: I would actually like to see that final clip again more slowly, but I think we must wait until the grieving parties have had an opportunity to
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17	I've tried to reduce the repetition to a minimum. I have also tried to keep to a minimum the commentary by the parties who were involved on the merits of the argument. I've tried to keep out the editorial comment as much as I can. [12:04] Just one other preliminary remark, Chair and that is that the Commissioners wish to have any clip replayed that can be done, it was be replayed at a slower speed or stopped at any point that the Commissioners find convenient. CHAIRPERSON: Sorry, may I extend that invitation also to any of the parties. If any of the parties wish any particular clip to be re-shown or shown again at a slower speed, then they must please indicate. MR BUDLENDER: Chair, then we start with two which were screened on E-News just over an hour or two	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17	of what was happening an hour before the shootings and some explanation by the news reporter on what he done to try and find out what was going to happen. [News footage being shown] Chair, the next piece is a further piece of context to what happened on that day. It's again from E- News. [News footage being shown] Chair, perhaps I can just pause to make sure that everyone is assisted who needs assistance. There are people here. I must apologise I hadn't realised that footage was on that clip. I hadn't thought we had reached the shooting yet. CHAIRPERSON: I would actually like to see that final clip again more slowly, but I think we must wait until the grieving parties have had an opportunity to leave the auditorium.
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18	I've tried to reduce the repetition to a minimum. I have also tried to keep to a minimum the commentary by the parties who were involved on the merits of the argument. I've tried to keep out the editorial comment as much as I can. [12:04] Just one other preliminary remark, Chair and that is that the Commissioners wish to have any clip replayed that can be done, it was be replayed at a slower speed or stopped at any point that the Commissioners find convenient. CHAIRPERSON: Sorry, may I extend that invitation also to any of the parties. If any of the parties wish any particular clip to be re-shown or shown again at a slower speed, then they must please indicate. MR BUDLENDER: Chair, then we start with two which were screened on E-News just over an hour or two [inaudible] the 16th of August and I draw attention to what	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18	of what was happening an hour before the shootings and some explanation by the news reporter on what he done to try and find out what was going to happen. [News footage being shown] Chair, the next piece is a further piece of context to what happened on that day. It's again from E- News. [News footage being shown] Chair, perhaps I can just pause to make sure that everyone is assisted who needs assistance. There are people here. I must apologise I hadn't realised that footage was on that clip. I hadn't thought we had reached the shooting yet. CHAIRPERSON: I would actually like to see that final clip again more slowly, but I think we must wait until the grieving parties have had an opportunity to leave the auditorium. MR BUDLENDER: Mr Chairman, there will
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19	I've tried to reduce the repetition to a minimum. I have also tried to keep to a minimum the commentary by the parties who were involved on the merits of the argument. I've tried to keep out the editorial comment as much as I can. [12:04] Just one other preliminary remark, Chair and that is that the Commissioners wish to have any clip replayed that can be done, it was be replayed at a slower speed or stopped at any point that the Commissioners find convenient. CHAIRPERSON: Sorry, may I extend that invitation also to any of the parties. If any of the parties wish any particular clip to be re-shown or shown again at a slower speed, then they must please indicate. MR BUDLENDER: Chair, then we start with two which were screened on E-News just over an hour or two [inaudible] the 16th of August and I draw attention to what people will see which is the time of the screening is shown	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19	of what was happening an hour before the shootings and some explanation by the news reporter on what he done to try and find out what was going to happen. [News footage being shown] Chair, the next piece is a further piece of context to what happened on that day. It's again from E- News. [News footage being shown] Chair, perhaps I can just pause to make sure that everyone is assisted who needs assistance. There are people here. I must apologise I hadn't realised that footage was on that clip. I hadn't thought we had reached the shooting yet. CHAIRPERSON: I would actually like to see that final clip again more slowly, but I think we must wait until the grieving parties have had an opportunity to leave the auditorium. MR BUDLENDER: Mr Chairman, there will be, I'm afraid further footage of the shooting which will
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20	I've tried to reduce the repetition to a minimum. I have also tried to keep to a minimum the commentary by the parties who were involved on the merits of the argument. I've tried to keep out the editorial comment as much as I can. [12:04] Just one other preliminary remark, Chair and that is that the Commissioners wish to have any clip replayed that can be done, it was be replayed at a slower speed or stopped at any point that the Commissioners find convenient. CHAIRPERSON: Sorry, may I extend that invitation also to any of the parties. If any of the parties wish any particular clip to be re-shown or shown again at a slower speed, then they must please indicate. MR BUDLENDER: Chair, then we start with two which were screened on E-News just over an hour or two [inaudible] the 16th of August and I draw attention to what people will see which is the time of the screening is shown on the left hand side of the film. It's at 14:33 and 14.34	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20	of what was happening an hour before the shootings and some explanation by the news reporter on what he done to try and find out what was going to happen. [News footage being shown] Chair, the next piece is a further piece of context to what happened on that day. It's again from E- News. [News footage being shown] Chair, perhaps I can just pause to make sure that everyone is assisted who needs assistance. There are people here. I must apologise I hadn't realised that footage was on that clip. I hadn't thought we had reached the shooting yet. CHAIRPERSON: I would actually like to see that final clip again more slowly, but I think we must wait until the grieving parties have had an opportunity to leave the auditorium. MR BUDLENDER: Mr Chairman, there will be, I'm afraid further footage of the shooting which will be, so I don't think it will be helpful to see that again.
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21	I've tried to reduce the repetition to a minimum. I have also tried to keep to a minimum the commentary by the parties who were involved on the merits of the argument. I've tried to keep out the editorial comment as much as I can. [12:04] Just one other preliminary remark, Chair and that is that the Commissioners wish to have any clip replayed that can be done, it was be replayed at a slower speed or stopped at any point that the Commissioners find convenient. CHAIRPERSON: Sorry, may I extend that invitation also to any of the parties. If any of the parties wish any particular clip to be re-shown or shown again at a slower speed, then they must please indicate. MR BUDLENDER: Chair, then we start with two which were screened on E-News just over an hour or two [inaudible] the 16th of August and I draw attention to what people will see which is the time of the screening is shown on the left hand side of the film. It's at 14:33 and 14.34 that afternoon and the evidence will be that the deployment	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21	of what was happening an hour before the shootings and some explanation by the news reporter on what he done to try and find out what was going to happen. [News footage being shown] Chair, the next piece is a further piece of context to what happened on that day. It's again from E- News. [News footage being shown] Chair, perhaps I can just pause to make sure that everyone is assisted who needs assistance. There are people here. I must apologise I hadn't realised that footage was on that clip. I hadn't thought we had reached the shooting yet. CHAIRPERSON: I would actually like to see that final clip again more slowly, but I think we must wait until the grieving parties have had an opportunity to leave the auditorium. MR BUDLENDER: Mr Chairman, there will be, I'm afraid further footage of the shooting which will be, so I don't think it will be helpful to see that again. You will see it again from another, I'm afraid from a
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22	I've tried to reduce the repetition to a minimum. I have also tried to keep to a minimum the commentary by the parties who were involved on the merits of the argument. I've tried to keep out the editorial comment as much as I can. [12:04] Just one other preliminary remark, Chair and that is that the Commissioners wish to have any clip replayed that can be done, it was be replayed at a slower speed or stopped at any point that the Commissioners find convenient. CHAIRPERSON: Sorry, may I extend that invitation also to any of the parties. If any of the parties wish any particular clip to be re-shown or shown again at a slower speed, then they must please indicate. MR BUDLENDER: Chair, then we start with two which were screened on E-News just over an hour or two [inaudible] the 16th of August and I draw attention to what people will see which is the time of the screening is shown on the left hand side of the film. It's at 14:33 and 14.34 that afternoon and the evidence will be that the deployment of the barbed wire, which triggered the events commenced	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22	of what was happening an hour before the shootings and some explanation by the news reporter on what he done to try and find out what was going to happen. [News footage being shown] Chair, the next piece is a further piece of context to what happened on that day. It's again from E- News. [News footage being shown] Chair, perhaps I can just pause to make sure that everyone is assisted who needs assistance. There are people here. I must apologise I hadn't realised that footage was on that clip. I hadn't thought we had reached the shooting yet. CHAIRPERSON: I would actually like to see that final clip again more slowly, but I think we must wait until the grieving parties have had an opportunity to leave the auditorium. MR BUDLENDER: Mr Chairman, there will be, so I don't think it will be helpful to see that again. You will see it again from another, I'm afraid from a number of different angles.
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23	I've tried to reduce the repetition to a minimum. I have also tried to keep to a minimum the commentary by the parties who were involved on the merits of the argument. I've tried to keep out the editorial comment as much as I can. [12:04] Just one other preliminary remark, Chair and that is that the Commissioners wish to have any clip replayed that can be done, it was be replayed at a slower speed or stopped at any point that the Commissioners find convenient. CHAIRPERSON: Sorry, may I extend that invitation also to any of the parties. If any of the parties wish any particular clip to be re-shown or shown again at a slower speed, then they must please indicate. MR BUDLENDER: Chair, then we start with two which were screened on E-News just over an hour or two [inaudible] the 16th of August and I draw attention to what people will see which is the time of the screening is shown on the left hand side of the film. It's at 14:33 and 14.34 that afternoon and the evidence will be that the deployment of the barbed wire, which triggered the events commenced just an hour later. So can we have -	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23	of what was happening an hour before the shootings and some explanation by the news reporter on what he done to try and find out what was going to happen. [News footage being shown] Chair, the next piece is a further piece of context to what happened on that day. It's again from E- News. [News footage being shown] Chair, perhaps I can just pause to make sure that everyone is assisted who needs assistance. There are people here. I must apologise I hadn't realised that footage was on that clip. I hadn't thought we had reached the shooting yet. CHAIRPERSON: I would actually like to see that final clip again more slowly, but I think we must wait until the grieving parties have had an opportunity to leave the auditorium. MR BUDLENDER: Mr Chairman, there will be, I'm afraid further footage of the shooting which will be, so I don't think it will be helpful to see that again. You will see it again from another, I'm afraid from a number of different angles. CHAIRPERSON: May I ask the interpreter
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24	I've tried to reduce the repetition to a minimum. I have also tried to keep to a minimum the commentary by the parties who were involved on the merits of the argument. I've tried to keep out the editorial comment as much as I can. [12:04] Just one other preliminary remark, Chair and that is that the Commissioners wish to have any clip replayed that can be done, it was be replayed at a slower speed or stopped at any point that the Commissioners find convenient. CHAIRPERSON: Sorry, may I extend that invitation also to any of the parties. If any of the parties wish any particular clip to be re-shown or shown again at a slower speed, then they must please indicate. MR BUDLENDER: Chair, then we start with two which were screened on E-News just over an hour or two [inaudible] the 16th of August and I draw attention to what people will see which is the time of the screening is shown on the left hand side of the film. It's at 14:33 and 14.34 that afternoon and the evidence will be that the deployment of the barbed wire, which triggered the events commenced just an hour later. So can we have - CHAIRPERSON: Mr Budlender, can I ask you	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24	of what was happening an hour before the shootings and some explanation by the news reporter on what he done to try and find out what was going to happen. [News footage being shown] Chair, the next piece is a further piece of context to what happened on that day. It's again from E- News. [News footage being shown] Chair, perhaps I can just pause to make sure that everyone is assisted who needs assistance. There are people here. I must apologise I hadn't realised that footage was on that clip. I hadn't thought we had reached the shooting yet. CHAIRPERSON: I would actually like to see that final clip again more slowly, but I think we must wait until the grieving parties have had an opportunity to leave the auditorium. MR BUDLENDER: Mr Chairman, there will be, I'm afraid further footage of the shooting which will be, so I don't think it will be helpful to see that again. You will see it again from another, I'm afraid from a number of different angles. CHAIRPERSON: May I ask the interpreter to ask those present who are vitally, personally involved

	Page 255		Page 257
1	because it obviously is very distressing for them?	1	people, but you know, that will not hold up anything
2	MR BUDLENDER: May I interrupt the interpreter to say that there will be a number of films	2	because, for today, but I am again being told that
3		3	arrangements are being put in place. May I just also
4 5	showing the shootings from different angles. CHAIRPERSON: Mr Ntsebeza, you have	4 5	indicate that, as I understand that post-mortem reports
6	indicated you wish to say something?	6	will be shown, I believe probably on Monday, I am not so sure, I didn't talk to Mr Budlender. Our attorneys have
7	MR NTSEBEZA SC: Mr Chairman, I would	7	again arranged with the families and have indicated to them
8	like to suggest that perhaps a helpful process would be for	8	that post-mortem results, I mean reports may also have that
9	the commission to have a short adjournment, an arrangement	9	kind of traumatic effect on them and what they have elected
10	be made in another room where I believe there was a short	10	to do, and I think this has been arranged again, is that
11	circuit link to what is happening here and that is where	11	their attorneys will have a table where they will take the
12	the families and the councillors should probably be, so	12	families one by one, they will see what they might have had
12	that we can proceed relatively smoothly because I can, I	12	to see when the post-mortem reports are flighted. I just
14	can anticipate that -	14	wanted to put that on record. I thank you very much for
15	CHAIRPERSON: Yes, thank you Mr Ntsebeza.	15	the opportunity. Thank you very much.
16	MR NTSEBEZA SC: With the footages that	16	MR BUDLENDER: Thank you, Mr Chairman,
17	will come.	17	may I just clarify further, one matter which I mentioned
18	CHAIRPERSON: I think that's an excellent	18	before we adjourned at lunch time, that was that I
19	suggestion. I think we should implement it. As you heard	19	mentioned that all of the footage which we are showing
20	neither Mr Budlender nor I knew that or realised that what	20	comes from news broadcasts, television broadcasts, that is
21	we saw would be shown before we were satisfied that	20	the position. I said that we do not have any South African
22	therapists and so forth were in position. But we will take	22	Police Service footage. I should have qualified that to
23	a short adjournment, we will only resume when we are told	23	say we have no South African Police Service footage of the
24	that we are able to proceed and that what Mr Ntsebeza has	24	events at Scene 1 and Scene 2. There is certain footage at
25	suggested has in fact been implemented.	25	other times and at other places, but we have no Police
20		20	
	Page 256		Page 258
1	[INQUIRY ADJOURNS INQUIRY RESUMES]	1	footage of Scene 1 and Scene 2. That will no doubt be
2	[13:59] CHAIRPERSON: Good afternoon, everybody.	2	dealt with at a later time. May I then proceed,
3		_	·····, ····,
1	The Commission resumes. I understand that arrangements	3	Chairperson. What we saw shortly before the adjournment,
4	The Commission resumes. I understand that arrangements have been made for the footage to be shown in a separate		
_	-	3	Chairperson. What we saw shortly before the adjournment,
4	have been made for the footage to be shown in a separate	3 4	Chairperson. What we saw shortly before the adjournment, was the build up, some of the context and then the – a clip
4 5	have been made for the footage to be shown in a separate room nearby and that members of the families will be able	3 4 5	Chairperson. What we saw shortly before the adjournment, was the build up, some of the context and then the – a clip of the shooting at Scene 1, which I think is the one which
4 5 6	have been made for the footage to be shown in a separate room nearby and that members of the families will be able to attend there, and receive counselling and assistance,	3 4 5 6	Chairperson. What we saw shortly before the adjournment, was the build up, some of the context and then the – a clip of the shooting at Scene 1, which I think is the one which is best known as the one which has been seen very
4 5 6 7	have been made for the footage to be shown in a separate room nearby and that members of the families will be able to attend there, and receive counselling and assistance, should it be required. Mr Budlender, are you able to	3 4 5 6 7	Chairperson. What we saw shortly before the adjournment, was the build up, some of the context and then the – a clip of the shooting at Scene 1, which I think is the one which is best known as the one which has been seen very frequently on television.
4 5 6 7 8	have been made for the footage to be shown in a separate room nearby and that members of the families will be able to attend there, and receive counselling and assistance, should it be required. Mr Budlender, are you able to proceed?	3 4 5 6 7 8	Chairperson. What we saw shortly before the adjournment, was the build up, some of the context and then the – a clip of the shooting at Scene 1, which I think is the one which is best known as the one which has been seen very frequently on television. Now the next clip which also comes from E-News,
4 5 6 7 8 9	have been made for the footage to be shown in a separate room nearby and that members of the families will be able to attend there, and receive counselling and assistance, should it be required. Mr Budlender, are you able to proceed? MR BUDLENDER: Yes, we are, Chairperson.	3 4 5 6 7 8 9	Chairperson. What we saw shortly before the adjournment, was the build up, some of the context and then the – a clip of the shooting at Scene 1, which I think is the one which is best known as the one which has been seen very frequently on television. Now the next clip which also comes from E-News, shows – seems to show some of the build up or scene setting
4 5 6 7 8 9 10	have been made for the footage to be shown in a separate room nearby and that members of the families will be able to attend there, and receive counselling and assistance, should it be required. Mr Budlender, are you able to proceed? MR BUDLENDER: Yes, we are, Chairperson. Can I just say, just to make - put it beyond any doubt that	3 4 5 6 7 8 9 10	Chairperson. What we saw shortly before the adjournment, was the build up, some of the context and then the – a clip of the shooting at Scene 1, which I think is the one which is best known as the one which has been seen very frequently on television. Now the next clip which also comes from E-News, shows – seems to show some of the build up or scene setting which preceded the shooting at Scene 1. This appears to be
4 5 6 7 8 9 10 11	have been made for the footage to be shown in a separate room nearby and that members of the families will be able to attend there, and receive counselling and assistance, should it be required. Mr Budlender, are you able to proceed? MR BUDLENDER: Yes, we are, Chairperson. Can I just say, just to make - put it beyond any doubt that we will be showing further footage of the shootings, and if there are people who feel that it may be upsetting to them to watch that they need to know that is coming now.	3 4 5 6 7 8 9 10 11	Chairperson. What we saw shortly before the adjournment, was the build up, some of the context and then the – a clip of the shooting at Scene 1, which I think is the one which is best known as the one which has been seen very frequently on television. Now the next clip which also comes from E-News, shows – seems to show some of the build up or scene setting which preceded the shooting at Scene 1. This appears to be events immediately preceding Scene 1.
4 5 6 7 8 9 10 11 12 13 14	have been made for the footage to be shown in a separate room nearby and that members of the families will be able to attend there, and receive counselling and assistance, should it be required. Mr Budlender, are you able to proceed? MR BUDLENDER: Yes, we are, Chairperson. Can I just say, just to make - put it beyond any doubt that we will be showing further footage of the shootings, and if there are people who feel that it may be upsetting to them to watch that they need to know that is coming now. CHAIRPERSON: Mr Ntsebeza, you indicated	3 4 5 6 7 8 9 10 11 12	Chairperson. What we saw shortly before the adjournment, was the build up, some of the context and then the – a clip of the shooting at Scene 1, which I think is the one which is best known as the one which has been seen very frequently on television. Now the next clip which also comes from E-News, shows – seems to show some of the build up or scene setting which preceded the shooting at Scene 1. This appears to be events immediately preceding Scene 1. [News footage being shown] Thank you. That's not terribly clear but it's shown more clearly, the scene-setting at Scene 1, in the
4 5 6 7 8 9 10 11 12 13	have been made for the footage to be shown in a separate room nearby and that members of the families will be able to attend there, and receive counselling and assistance, should it be required. Mr Budlender, are you able to proceed? MR BUDLENDER: Yes, we are, Chairperson. Can I just say, just to make - put it beyond any doubt that we will be showing further footage of the shootings, and if there are people who feel that it may be upsetting to them to watch that they need to know that is coming now. CHAIRPERSON: Mr Ntsebeza, you indicated you wished to say something.	3 4 5 6 7 8 9 10 11 12 13	Chairperson. What we saw shortly before the adjournment, was the build up, some of the context and then the – a clip of the shooting at Scene 1, which I think is the one which is best known as the one which has been seen very frequently on television. Now the next clip which also comes from E-News, shows – seems to show some of the build up or scene setting which preceded the shooting at Scene 1. This appears to be events immediately preceding Scene 1. [News footage being shown] Thank you. That's not terribly clear but it's shown more clearly, the scene-setting at Scene 1, in the next two clips. The next clip shows the line of Police
4 5 6 7 8 9 10 11 12 13 14	have been made for the footage to be shown in a separate room nearby and that members of the families will be able to attend there, and receive counselling and assistance, should it be required. Mr Budlender, are you able to proceed? MR BUDLENDER: Yes, we are, Chairperson. Can I just say, just to make - put it beyond any doubt that we will be showing further footage of the shootings, and if there are people who feel that it may be upsetting to them to watch that they need to know that is coming now. CHAIRPERSON: Mr Ntsebeza, you indicated you wished to say something. ADV NTSEBEZA SC: Thank you very much,	3 4 5 6 7 8 9 10 11 12 13 14	Chairperson. What we saw shortly before the adjournment, was the build up, some of the context and then the – a clip of the shooting at Scene 1, which I think is the one which is best known as the one which has been seen very frequently on television. Now the next clip which also comes from E-News, shows – seems to show some of the build up or scene setting which preceded the shooting at Scene 1. This appears to be events immediately preceding Scene 1. [News footage being shown] Thank you. That's not terribly clear but it's shown more clearly, the scene-setting at Scene 1, in the next two clips. The next clip shows the line of Police members being formed shortly before the shooting, one sees
4 5 7 8 9 10 11 12 13 14 15	have been made for the footage to be shown in a separate room nearby and that members of the families will be able to attend there, and receive counselling and assistance, should it be required. Mr Budlender, are you able to proceed? MR BUDLENDER: Yes, we are, Chairperson. Can I just say, just to make - put it beyond any doubt that we will be showing further footage of the shootings, and if there are people who feel that it may be upsetting to them to watch that they need to know that is coming now. CHAIRPERSON: Mr Ntsebeza, you indicated you wished to say something. ADV NTSEBEZA SC: Thank you very much, Chairman and Commission. I've just been told that firstly,	3 4 5 6 7 8 9 10 11 12 13 14 15	Chairperson. What we saw shortly before the adjournment, was the build up, some of the context and then the – a clip of the shooting at Scene 1, which I think is the one which is best known as the one which has been seen very frequently on television. Now the next clip which also comes from E-News, shows – seems to show some of the build up or scene setting which preceded the shooting at Scene 1. This appears to be events immediately preceding Scene 1. [News footage being shown] Thank you. That's not terribly clear but it's shown more clearly, the scene-setting at Scene 1, in the next two clips. The next clip shows the line of Police members being formed shortly before the shooting, one sees the line being formed and then one hears the shooting
4 5 6 7 8 9 10 11 12 13 14 15 16 17 18	have been made for the footage to be shown in a separate room nearby and that members of the families will be able to attend there, and receive counselling and assistance, should it be required. Mr Budlender, are you able to proceed? MR BUDLENDER: Yes, we are, Chairperson. Can I just say, just to make - put it beyond any doubt that we will be showing further footage of the shootings, and if there are people who feel that it may be upsetting to them to watch that they need to know that is coming now. CHAIRPERSON: Mr Ntsebeza, you indicated you wished to say something. ADV NTSEBEZA SC: Thank you very much, Chairman and Commission. I've just been told that firstly, Chairperson, no, I just want to say we re grateful to,	3 4 5 6 7 8 9 10 11 12 13 14 15 16	Chairperson. What we saw shortly before the adjournment, was the build up, some of the context and then the – a clip of the shooting at Scene 1, which I think is the one which is best known as the one which has been seen very frequently on television. Now the next clip which also comes from E-News, shows – seems to show some of the build up or scene setting which preceded the shooting at Scene 1. This appears to be events immediately preceding Scene 1. [News footage being shown] Thank you. That's not terribly clear but it's shown more clearly, the scene-setting at Scene 1, in the next two clips. The next clip shows the line of Police members being formed shortly before the shooting, one sees the line being formed and then one hears the shooting following shortly after that. This takes a short while to
4 5 6 7 8 9 10 11 12 13 14 15 16 17	have been made for the footage to be shown in a separate room nearby and that members of the families will be able to attend there, and receive counselling and assistance, should it be required. Mr Budlender, are you able to proceed? MR BUDLENDER: Yes, we are, Chairperson. Can I just say, just to make - put it beyond any doubt that we will be showing further footage of the shootings, and if there are people who feel that it may be upsetting to them to watch that they need to know that is coming now. CHAIRPERSON: Mr Ntsebeza, you indicated you wished to say something. ADV NTSEBEZA SC: Thank you very much, Chairman and Commission. I've just been told that firstly, Chairperson, no, I just want to say we re grateful to, particularly Ms Pillay for the efforts that she has done	3 4 5 6 7 8 9 10 11 12 13 14 15 16 17	Chairperson. What we saw shortly before the adjournment, was the build up, some of the context and then the – a clip of the shooting at Scene 1, which I think is the one which is best known as the one which has been seen very frequently on television. Now the next clip which also comes from E-News, shows – seems to show some of the build up or scene setting which preceded the shooting at Scene 1. This appears to be events immediately preceding Scene 1. [News footage being shown] Thank you. That's not terribly clear but it's shown more clearly, the scene-setting at Scene 1, in the next two clips. The next clip shows the line of Police members being formed shortly before the shooting, one sees the line being formed and then one hears the shooting following shortly after that. This takes a short while to find this place because it's part of a longer piece of film
4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20	have been made for the footage to be shown in a separate room nearby and that members of the families will be able to attend there, and receive counselling and assistance, should it be required. Mr Budlender, are you able to proceed? MR BUDLENDER: Yes, we are, Chairperson. Can I just say, just to make - put it beyond any doubt that we will be showing further footage of the shootings, and if there are people who feel that it may be upsetting to them to watch that they need to know that is coming now. CHAIRPERSON: Mr Ntsebeza, you indicated you wished to say something. ADV NTSEBEZA SC: Thank you very much, Chairman and Commission. I've just been told that firstly, Chairperson, no, I just want to say we re grateful to, particularly Ms Pillay for the efforts that she has done over lunch to arrange, to put all these arrangements in	3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20	Chairperson. What we saw shortly before the adjournment, was the build up, some of the context and then the – a clip of the shooting at Scene 1, which I think is the one which is best known as the one which has been seen very frequently on television. Now the next clip which also comes from E-News, shows – seems to show some of the build up or scene setting which preceded the shooting at Scene 1. This appears to be events immediately preceding Scene 1. [News footage being shown] Thank you. That's not terribly clear but it's shown more clearly, the scene-setting at Scene 1, in the next two clips. The next clip shows the line of Police members being formed shortly before the shooting, one sees the line being formed and then one hears the shooting following shortly after that. This takes a short while to find this place because it's part of a longer piece of film footage. It may take a few seconds for the technician to
4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21	have been made for the footage to be shown in a separate room nearby and that members of the families will be able to attend there, and receive counselling and assistance, should it be required. Mr Budlender, are you able to proceed? MR BUDLENDER: Yes, we are, Chairperson. Can I just say, just to make - put it beyond any doubt that we will be showing further footage of the shootings, and if there are people who feel that it may be upsetting to them to watch that they need to know that is coming now. CHAIRPERSON: Mr Ntsebeza, you indicated you wished to say something. ADV NTSEBEZA SC: Thank you very much, Chairman and Commission. I've just been told that firstly, Chairperson, no, I just want to say we re grateful to, particularly Ms Pillay for the efforts that she has done over lunch to arrange, to put all these arrangements in place. We are even quite ready to let the arrangement go	3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21	Chairperson. What we saw shortly before the adjournment, was the build up, some of the context and then the – a clip of the shooting at Scene 1, which I think is the one which is best known as the one which has been seen very frequently on television. Now the next clip which also comes from E-News, shows – seems to show some of the build up or scene setting which preceded the shooting at Scene 1. This appears to be events immediately preceding Scene 1. [News footage being shown] Thank you. That's not terribly clear but it's shown more clearly, the scene-setting at Scene 1, in the next two clips. The next clip shows the line of Police members being formed and then one hears the shooting following shortly after that. This takes a short while to find this place because it's part of a longer piece of film footage. It may take a few seconds for the technician to find it. So this is the line of police members being
4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20	have been made for the footage to be shown in a separate room nearby and that members of the families will be able to attend there, and receive counselling and assistance, should it be required. Mr Budlender, are you able to proceed? MR BUDLENDER: Yes, we are, Chairperson. Can I just say, just to make - put it beyond any doubt that we will be showing further footage of the shootings, and if there are people who feel that it may be upsetting to them to watch that they need to know that is coming now. CHAIRPERSON: Mr Ntsebeza, you indicated you wished to say something. ADV NTSEBEZA SC: Thank you very much, Chairman and Commission. I've just been told that firstly, Chairperson, no, I just want to say we re grateful to, particularly Ms Pillay for the efforts that she has done over lunch to arrange, to put all these arrangements in place. We are even quite ready to let the arrangement go ahead today. There's just a slight difficulty. Most of	3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22	Chairperson. What we saw shortly before the adjournment, was the build up, some of the context and then the – a clip of the shooting at Scene 1, which I think is the one which is best known as the one which has been seen very frequently on television. Now the next clip which also comes from E-News, shows – seems to show some of the build up or scene setting which preceded the shooting at Scene 1. This appears to be events immediately preceding Scene 1. [News footage being shown] Thank you. That's not terribly clear but it's shown more clearly, the scene-setting at Scene 1, in the next two clips. The next clip shows the line of Police members being formed shortly before the shooting, one sees the line being formed and then one hears the shooting following shortly after that. This takes a short while to find this place because it's part of a longer piece of film footage. It may take a few seconds for the technician to find it. So this is the line of police members being filmed before the shooting, and the shooting then following
4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23	have been made for the footage to be shown in a separate room nearby and that members of the families will be able to attend there, and receive counselling and assistance, should it be required. Mr Budlender, are you able to proceed? MR BUDLENDER: Yes, we are, Chairperson. Can I just say, just to make - put it beyond any doubt that we will be showing further footage of the shootings, and if there are people who feel that it may be upsetting to them to watch that they need to know that is coming now. CHAIRPERSON: Mr Ntsebeza, you indicated you wished to say something. ADV NTSEBEZA SC: Thank you very much, Chairman and Commission. I've just been told that firstly, Chairperson, no, I just want to say we re grateful to, particularly Ms Pillay for the efforts that she has done over lunch to arrange, to put all these arrangements in place. We are even quite ready to let the arrangement go ahead today. There's just a slight difficulty. Most of the people who come from the Eastern Cape I understand is	3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23	Chairperson. What we saw shortly before the adjournment, was the build up, some of the context and then the – a clip of the shooting at Scene 1, which I think is the one which is best known as the one which has been seen very frequently on television. Now the next clip which also comes from E-News, shows – seems to show some of the build up or scene setting which preceded the shooting at Scene 1. This appears to be events immediately preceding Scene 1. [News footage being shown] Thank you. That's not terribly clear but it's shown more clearly, the scene-setting at Scene 1, in the next two clips. The next clip shows the line of Police members being formed shortly before the shooting, one sees the line being formed and then one hears the shooting following shortly after that. This takes a short while to find this place because it's part of a longer piece of film footage. It may take a few seconds for the technician to find it. So this is the line of police members being filmed before the shooting, and the shooting then following immediately, or shortly afterwards. This also comes from
4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24	have been made for the footage to be shown in a separate room nearby and that members of the families will be able to attend there, and receive counselling and assistance, should it be required. Mr Budlender, are you able to proceed? MR BUDLENDER: Yes, we are, Chairperson. Can I just say, just to make - put it beyond any doubt that we will be showing further footage of the shootings, and if there are people who feel that it may be upsetting to them to watch that they need to know that is coming now. CHAIRPERSON: Mr Ntsebeza, you indicated you wished to say something. ADV NTSEBEZA SC: Thank you very much, Chairman and Commission. I've just been told that firstly, Chairperson, no, I just want to say we re grateful to, particularly Ms Pillay for the efforts that she has done over lunch to arrange, to put all these arrangements in place. We are even quite ready to let the arrangement go ahead today. There's just a slight difficulty. Most of the people who come from the Eastern Cape I understand is isiXhosa, and no other language, and the only, the social	3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24	Chairperson. What we saw shortly before the adjournment, was the build up, some of the context and then the – a clip of the shooting at Scene 1, which I think is the one which is best known as the one which has been seen very frequently on television. Now the next clip which also comes from E-News, shows – seems to show some of the build up or scene setting which preceded the shooting at Scene 1. This appears to be events immediately preceding Scene 1. [News footage being shown] Thank you. That's not terribly clear but it's shown more clearly, the scene-setting at Scene 1, in the next two clips. The next clip shows the line of Police members being formed shortly before the shooting, one sees the line being formed and then one hears the shooting following shortly after that. This takes a short while to find this place because it's part of a longer piece of film footage. It may take a few seconds for the technician to find it. So this is the line of police members being filmed before the shooting, and the shooting then following immediately, or shortly afterwards. This also comes from E-News.
4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23	have been made for the footage to be shown in a separate room nearby and that members of the families will be able to attend there, and receive counselling and assistance, should it be required. Mr Budlender, are you able to proceed? MR BUDLENDER: Yes, we are, Chairperson. Can I just say, just to make - put it beyond any doubt that we will be showing further footage of the shootings, and if there are people who feel that it may be upsetting to them to watch that they need to know that is coming now. CHAIRPERSON: Mr Ntsebeza, you indicated you wished to say something. ADV NTSEBEZA SC: Thank you very much, Chairman and Commission. I've just been told that firstly, Chairperson, no, I just want to say we re grateful to, particularly Ms Pillay for the efforts that she has done over lunch to arrange, to put all these arrangements in place. We are even quite ready to let the arrangement go ahead today. There's just a slight difficulty. Most of the people who come from the Eastern Cape I understand is	3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23	Chairperson. What we saw shortly before the adjournment, was the build up, some of the context and then the – a clip of the shooting at Scene 1, which I think is the one which is best known as the one which has been seen very frequently on television. Now the next clip which also comes from E-News, shows – seems to show some of the build up or scene setting which preceded the shooting at Scene 1. This appears to be events immediately preceding Scene 1. [News footage being shown] Thank you. That's not terribly clear but it's shown more clearly, the scene-setting at Scene 1, in the next two clips. The next clip shows the line of Police members being formed shortly before the shooting, one sees the line being formed and then one hears the shooting following shortly after that. This takes a short while to find this place because it's part of a longer piece of film footage. It may take a few seconds for the technician to find it. So this is the line of police members being filmed before the shooting, and the shooting then following immediately, or shortly afterwards. This also comes from

	Page 259		Page 261
1	So that, Chairperson, is the police line formed,	1	composite film, showing the films which had been shown by
2	and then the shooting which followed, and then the next	2	various television companies from different angles, and so
3	clip shows the same, roughly the same period of time to the	3	it enables one to see the same event from three angles. It
4	right of the police line, if I can call it that, it shows	4	was made, this composite which I am going to show, was made
5	the Nyalas moving into place before the shooting on the	5	before ETV became aware of the Al Jazeera footage which
6	side of the kraal, and then again, one hears the shooting	6	we've already seen, which is the furthest to the right, if
7	taking place, the volley of shooting.	7	I can call it that. But it shows it from three other
8	[News footage being shown]	8	vantage points. They later produced the composite which
9	That too, Chairperson, was from ETV, and the next	9	included Al Jazeera. So this is a composite film showing
10	clip shows that same movement of the Nyalas moving into	10	the shooting from different angles, slightly different
11	line, moving into position on the side of the kraal shortly	11	angles on that day.
12	before the shooting. It's from Al Jazeera, and in many	12	Perhaps I could just clarify one thing, the
13	ways, it's the most revealing clips that we have available,	13	commentator to this composite film asks a number of
14	because it shows what was taking place immediately before	14	questions, and suggests some possible conclusions, those
15	the shooting, and it may be helpful to view this more than	15	aren't questions and conclusions which the evidence leaders
16	once. Can I - you will see on the clip 1 of the protesters	16	are proposing. They are simply on the film as we received
17	or strikers has an handgun, that is shown on the Police	17	it.
18	presentation which we will see later, but you will see –	18	[14:19] [News footage being shown]
19	what you see, if I can anticipate, so it's understood what	19	Chair, just to round off that sequence I would
20	is seen, one sees the strikers or protesters moving down.	20	like to show again the Reuters footage which is really from
21	They are being fired at from behind the - or through the	21	the vantage point of the police line.
22	Nyalas and then they go – they seem to accelerate and they	22	[News footage being shown]
23	go down into the place where they meet the volley of fire.	23	Chair, that is the footage which we have or
24	[News footage being show]	24	propose to show in respect of Scene 1. We have found only
25	CHAIRPERSON: - that clip again, it does	25	a very short snip, ten seconds of television footage of
	Page 260		Page 262
1	seems to show a critical part. Could we have the Al	1	what seems to be Scene 2. There seems to be only that and
2	Jazeera clip again, please.	2	I would like to show that now. This is all we have of what
3	MR NTSEBEZA SC: Mr Chairman, can the	3	seems to be Scene 2. That's SAPS footage – I beg your
4	interpretation be both in Tswana and IsiXhosa.	4	pardon, television footage.
5	MR MAHLANGU: I was made to understand,	5	[Television footage being shown]
6	Mr Chairperson, that the families from the Eastern Cape	6	That, I am afraid is all we have. It does seems
7	have now been accommodated in a separate room that time,	7	to be seen through – Chair, that is the footage we propose
8	but I will do so if it's necessary.	8	to show of Scene 1 and Scene 2. There are two pieces which
9	CHAIRPERSON: Let's ask, perhaps you	9	we wish to show to round this off. The first is that on
10	could interpret what I am saying into Xhosa, would the	10	the morning after these events the South African Police
11	people who are here in the – are there people here in the	11	Service held a media conference, which was addressed by the
12	auditorium who would wish what is being said to be	12	Provincial Commissioner, Lieutenant-General Mbombo, and she
13	interpreted, not only into Setswana but also into IsiXhosa?	13	set out the Police account of what had happened the
14	If so, would they raise their hands.	14	previous day. This is from the SABC.
15	MR MAHLANGU: I see quite a number of	15	[News footage being shown]
16	hands have gone up.	16	The wrong clip, Chair. There's a clip which I'll
17	[News footage being shown]	17	have to show on another occasion. Yes. I seem to have
18	Chair, that is the footage we have, which appears	18	marked the wrong clip. We will find it and show it on
19	to eliminate the events immediately before the shooting.	19	another occasion. We then conclude, just to make it clear,
20	The shooting itself was filmed from a number of angles,	20	there is footage of the Provincial Commissioner of Police
21	which give different perspectives. The first one I wish to	21	at the media conference the following day, explaining what
22	show is the film which was, I think most frequently seen	22	has happened, giving the Police account of what had
23	which was shown on E-News.	23	happened the previous day. That will be on a disc which we
24	[News footage being shown]	24	will distribute to everybody and we can show it in due
25	Chair, what ETV did, was they put together a	25	course. And then the last clip is really, just to round
Par man	I prove the good of the		
	CHIVE FOR JUSTICE		

	Page 263		Page 265
1	this off, is a piece from the BBC.	1	really, we are seeking guidance. We don't want to make any
2	[News footage being shown]	2	comment about the evidentiary value of all the commentary
3	MR BUDLENDER: Chair, those are	3	that has been following the pictorials but it is important
4	presentations, video presentations we wish to make. I will	4	to the extent that they will be interpreted that certain
5	see if I can locate –	5	sections of those comments made by other individuals in the
6	CHAIRPERSON: Can the Interpreter not	6	footages, be translated for the audience as well.
7	interpret what the Commissioner said on the last clip that	7	CHAIRPERSON: When are you suggesting it
8	we saw?	8	should be done, Mr Semenya? Speaking for myself, I am
9	MR BUDLENDER: Can we show that last clip	9	prepared to accept that the voice over, the commentary by
10	again?	10	the news readers or presenters, have no evidential value at
11	[News footage being shown]	11	all and can be disregarded, but there may be parties who
12	MR BUDLENDER: Can I just ask the	12	wish to contend something different, to persuade me that I
13	technician whether he has another SABC clip on – he found	13	am wrong with my prima facie view, but when do you suggest
14	it? Thank you, could we have that then. This is the	14	that the material be translated for the benefit of those
	-	15	who are in the auditorium? It might be easier for the
15	Commissioner speaking at the media conference, immediately	16	Interpreter, because if someone were to transcribe what's
16	on the day after.		•
17	[News footage being shown]	17	said, he would then be given the opportunity later to
18	CHAIRPERSON: Again, what the	18	translate it, but I am in your hands. What suggestions do
19	Commissioner says, should I think be interpreted into	19	you have to make?
20	IsiXhosa and to Tswana, once we've seen and heard it. It	20	MR SEMENYA SC: Firstly, Chair, we will
21	is quite long as I recall, Chair, it's over a minute, I	21	make available the transcript from which the National
22	think, so we may then have to pause it, or perhaps we can	22	Commissioner was speaking, but as we shall see further
23	run it and then you can decide how to deal with it.	23	video footage, there are utterances from among the
24 25	[News footage being shown]	24	protesters as well, very indicative of explaining their own
25	MR MAHLANGU: Mr Chair, with all due	25	conduct as well. We are just inviting, that perhaps with
	Page 264		Page 266
1	Page 264 respect, it's – I can't get it very clear, I don't	1	Page 266 your ruling we would have that as well interpreted, because
1 2		1 2	
	respect, it's – I can't get it very clear, I don't		your ruling we would have that as well interpreted, because
2	respect, it's – I can't get it very clear, I don't understand what she's saying, she is not very clear to me.	2	your ruling we would have that as well interpreted, because it would be relevant further down.
2 3	respect, it's – I can't get it very clear, I don't understand what she's saying, she is not very clear to me. If it could be replayed again, or if there's a – unless	2 3	your ruling we would have that as well interpreted, because it would be relevant further down. CHAIRPERSON: Yes, I agree with you.
2 3 4	respect, it's – I can't get it very clear, I don't understand what she's saying, she is not very clear to me. If it could be replayed again, or if there's a – unless there is possibly a written, somebody who has the speech	2 3 4	your ruling we would have that as well interpreted, because it would be relevant further down. CHAIRPERSON: Yes, I agree with you. That would be relevant, and clearly when that is shown the
2 3 4 5	respect, it's – I can't get it very clear, I don't understand what she's saying, she is not very clear to me. If it could be replayed again, or if there's a – unless there is possibly a written, somebody who has the speech written by the Commissioner, I really cannot get clarity on	2 3 4 5	your ruling we would have that as well interpreted, because it would be relevant further down. CHAIRPERSON: Yes, I agree with you. That would be relevant, and clearly when that is shown the Interpreter will be asked to interpret it. If somebody is
2 3 4 5 6	respect, it's – I can't get it very clear, I don't understand what she's saying, she is not very clear to me. If it could be replayed again, or if there's a – unless there is possibly a written, somebody who has the speech written by the Commissioner, I really cannot get clarity on what she is actually precisely saying.	2 3 4 5 6	your ruling we would have that as well interpreted, because it would be relevant further down. CHAIRPERSON: Yes, I agree with you. That would be relevant, and clearly when that is shown the Interpreter will be asked to interpret it. If somebody is in possession of the transcript of what is heard, it might
2 3 4 5 6 7	respect, it's – I can't get it very clear, I don't understand what she's saying, she is not very clear to me. If it could be replayed again, or if there's a – unless there is possibly a written, somebody who has the speech written by the Commissioner, I really cannot get clarity on what she is actually precisely saying. MR BUDLENDER: Chair, perhaps the best	2 3 4 5 6 7	your ruling we would have that as well interpreted, because it would be relevant further down. CHAIRPERSON: Yes, I agree with you. That would be relevant, and clearly when that is shown the Interpreter will be asked to interpret it. If somebody is in possession of the transcript of what is heard, it might help the Interpreter. Sorry, Mr Semenya, I am not sure I
2 3 4 5 6 7 8	respect, it's – I can't get it very clear, I don't understand what she's saying, she is not very clear to me. If it could be replayed again, or if there's a – unless there is possibly a written, somebody who has the speech written by the Commissioner, I really cannot get clarity on what she is actually precisely saying. MR BUDLENDER: Chair, perhaps the best thing to do, I assume that the Police Service has a full	2 3 4 5 6 7 8	your ruling we would have that as well interpreted, because it would be relevant further down. CHAIRPERSON: Yes, I agree with you. That would be relevant, and clearly when that is shown the Interpreter will be asked to interpret it. If somebody is in possession of the transcript of what is heard, it might help the Interpreter. Sorry, Mr Semenya, I am not sure I understand you correctly. Are you talking about further
2 3 4 5 6 7 8 9	respect, it's – I can't get it very clear, I don't understand what she's saying, she is not very clear to me. If it could be replayed again, or if there's a – unless there is possibly a written, somebody who has the speech written by the Commissioner, I really cannot get clarity on what she is actually precisely saying. MR BUDLENDER: Chair, perhaps the best thing to do, I assume that the Police Service has a full recording of that media conference. Perhaps they could	2 3 4 5 6 7 8 9	your ruling we would have that as well interpreted, because it would be relevant further down. CHAIRPERSON: Yes, I agree with you. That would be relevant, and clearly when that is shown the Interpreter will be asked to interpret it. If somebody is in possession of the transcript of what is heard, it might help the Interpreter. Sorry, Mr Semenya, I am not sure I understand you correctly. Are you talking about further footage we are going to see, or are you suggesting that
2 3 4 5 6 7 8 9 10	respect, it's – I can't get it very clear, I don't understand what she's saying, she is not very clear to me. If it could be replayed again, or if there's a – unless there is possibly a written, somebody who has the speech written by the Commissioner, I really cannot get clarity on what she is actually precisely saying. MR BUDLENDER: Chair, perhaps the best thing to do, I assume that the Police Service has a full recording of that media conference. Perhaps they could make it available to us, and in fact the prepared speech.	2 3 4 5 6 7 8 9 10	your ruling we would have that as well interpreted, because it would be relevant further down. CHAIRPERSON: Yes, I agree with you. That would be relevant, and clearly when that is shown the Interpreter will be asked to interpret it. If somebody is in possession of the transcript of what is heard, it might help the Interpreter. Sorry, Mr Semenya, I am not sure I understand you correctly. Are you talking about further footage we are going to see, or are you suggesting that there were things audible on what we saw today, which
2 3 4 5 6 7 8 9 10 11	respect, it's – I can't get it very clear, I don't understand what she's saying, she is not very clear to me. If it could be replayed again, or if there's a – unless there is possibly a written, somebody who has the speech written by the Commissioner, I really cannot get clarity on what she is actually precisely saying. MR BUDLENDER: Chair, perhaps the best thing to do, I assume that the Police Service has a full recording of that media conference. Perhaps they could make it available to us, and in fact the prepared speech. The Provincial Commissioner was clearly speaking off	2 3 4 5 6 7 8 9 10 11	your ruling we would have that as well interpreted, because it would be relevant further down. CHAIRPERSON: Yes, I agree with you. That would be relevant, and clearly when that is shown the Interpreter will be asked to interpret it. If somebody is in possession of the transcript of what is heard, it might help the Interpreter. Sorry, Mr Semenya, I am not sure I understand you correctly. Are you talking about further footage we are going to see, or are you suggesting that there were things audible on what we saw today, which emanated from the protesters or strikers, or whatever one
2 3 4 5 6 7 8 9 10 11 12	respect, it's – I can't get it very clear, I don't understand what she's saying, she is not very clear to me. If it could be replayed again, or if there's a – unless there is possibly a written, somebody who has the speech written by the Commissioner, I really cannot get clarity on what she is actually precisely saying. MR BUDLENDER: Chair, perhaps the best thing to do, I assume that the Police Service has a full recording of that media conference. Perhaps they could make it available to us, and in fact the prepared speech. The Provincial Commissioner was clearly speaking off prepared notes. It's the National Commissioner, as I said.	2 3 4 5 6 7 8 9 10 11 12	your ruling we would have that as well interpreted, because it would be relevant further down. CHAIRPERSON: Yes, I agree with you. That would be relevant, and clearly when that is shown the Interpreter will be asked to interpret it. If somebody is in possession of the transcript of what is heard, it might help the Interpreter. Sorry, Mr Semenya, I am not sure I understand you correctly. Are you talking about further footage we are going to see, or are you suggesting that there were things audible on what we saw today, which emanated from the protesters or strikers, or whatever one wants to call them, which is relevant?
2 3 4 5 6 7 8 9 10 11 12 13	respect, it's – I can't get it very clear, I don't understand what she's saying, she is not very clear to me. If it could be replayed again, or if there's a – unless there is possibly a written, somebody who has the speech written by the Commissioner, I really cannot get clarity on what she is actually precisely saying. MR BUDLENDER: Chair, perhaps the best thing to do, I assume that the Police Service has a full recording of that media conference. Perhaps they could make it available to us, and in fact the prepared speech. The Provincial Commissioner was clearly speaking off prepared notes. It's the National Commissioner, as I said. CHAIRPERSON: The National Commissioner	2 3 4 5 6 7 8 9 10 11 12 13	your ruling we would have that as well interpreted, because it would be relevant further down. CHAIRPERSON: Yes, I agree with you. That would be relevant, and clearly when that is shown the Interpreter will be asked to interpret it. If somebody is in possession of the transcript of what is heard, it might help the Interpreter. Sorry, Mr Semenya, I am not sure I understand you correctly. Are you talking about further footage we are going to see, or are you suggesting that there were things audible on what we saw today, which emanated from the protesters or strikers, or whatever one wants to call them, which is relevant? MR SEMENYA SC: I am referring to footage
2 3 4 5 6 7 8 9 10 11 12 13 14	respect, it's – I can't get it very clear, I don't understand what she's saying, she is not very clear to me. If it could be replayed again, or if there's a – unless there is possibly a written, somebody who has the speech written by the Commissioner, I really cannot get clarity on what she is actually precisely saying. MR BUDLENDER: Chair, perhaps the best thing to do, I assume that the Police Service has a full recording of that media conference. Perhaps they could make it available to us, and in fact the prepared speech. The Provincial Commissioner was clearly speaking off prepared notes. It's the National Commissioner, as I said. CHAIRPERSON: The National Commissioner was clearly reading from a prepared speech so the text of	2 3 4 5 6 7 8 9 10 11 12 13 14	your ruling we would have that as well interpreted, because it would be relevant further down. CHAIRPERSON: Yes, I agree with you. That would be relevant, and clearly when that is shown the Interpreter will be asked to interpret it. If somebody is in possession of the transcript of what is heard, it might help the Interpreter. Sorry, Mr Semenya, I am not sure I understand you correctly. Are you talking about further footage we are going to see, or are you suggesting that there were things audible on what we saw today, which emanated from the protesters or strikers, or whatever one wants to call them, which is relevant? MR SEMENYA SC: I am referring to footage that will follow, now that we understand the commentary
2 3 4 5 6 7 8 9 10 11 12 13 14 15	respect, it's – I can't get it very clear, I don't understand what she's saying, she is not very clear to me. If it could be replayed again, or if there's a – unless there is possibly a written, somebody who has the speech written by the Commissioner, I really cannot get clarity on what she is actually precisely saying. MR BUDLENDER: Chair, perhaps the best thing to do, I assume that the Police Service has a full recording of that media conference. Perhaps they could make it available to us, and in fact the prepared speech. The Provincial Commissioner was clearly speaking off prepared notes. It's the National Commissioner, as I said. CHAIRPERSON: The National Commissioner was clearly reading from a prepared speech so the text of that should be available and you are asking Mr Semenya and	2 3 4 5 6 7 8 9 10 11 12 13 14 15	your ruling we would have that as well interpreted, because it would be relevant further down. CHAIRPERSON: Yes, I agree with you. That would be relevant, and clearly when that is shown the Interpreter will be asked to interpret it. If somebody is in possession of the transcript of what is heard, it might help the Interpreter. Sorry, Mr Semenya, I am not sure I understand you correctly. Are you talking about further footage we are going to see, or are you suggesting that there were things audible on what we saw today, which emanated from the protesters or strikers, or whatever one wants to call them, which is relevant? MR SEMENYA SC: I am referring to footage that will follow, now that we understand the commentary from journalists has no evidential value, that takes care
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16	respect, it's – I can't get it very clear, I don't understand what she's saying, she is not very clear to me. If it could be replayed again, or if there's a – unless there is possibly a written, somebody who has the speech written by the Commissioner, I really cannot get clarity on what she is actually precisely saying. MR BUDLENDER: Chair, perhaps the best thing to do, I assume that the Police Service has a full recording of that media conference. Perhaps they could make it available to us, and in fact the prepared speech. The Provincial Commissioner was clearly speaking off prepared notes. It's the National Commissioner, as I said. CHAIRPERSON: The National Commissioner was clearly reading from a prepared speech so the text of that should be available and you are asking Mr Semenya and his team to make it available and then at a subsequent	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16	your ruling we would have that as well interpreted, because it would be relevant further down. CHAIRPERSON: Yes, I agree with you. That would be relevant, and clearly when that is shown the Interpreter will be asked to interpret it. If somebody is in possession of the transcript of what is heard, it might help the Interpreter. Sorry, Mr Semenya, I am not sure I understand you correctly. Are you talking about further footage we are going to see, or are you suggesting that there were things audible on what we saw today, which emanated from the protesters or strikers, or whatever one wants to call them, which is relevant? MR SEMENYA SC: I am referring to footage that will follow, now that we understand the commentary from journalists has no evidential value, that takes care of that aspect. But to the extent that that utterances
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17	respect, it's – I can't get it very clear, I don't understand what she's saying, she is not very clear to me. If it could be replayed again, or if there's a – unless there is possibly a written, somebody who has the speech written by the Commissioner, I really cannot get clarity on what she is actually precisely saying. MR BUDLENDER: Chair, perhaps the best thing to do, I assume that the Police Service has a full recording of that media conference. Perhaps they could make it available to us, and in fact the prepared speech. The Provincial Commissioner was clearly speaking off prepared notes. It's the National Commissioner, as I said. CHAIRPERSON: The National Commissioner was clearly reading from a prepared speech so the text of that should be available and you are asking Mr Semenya and his team to make it available and then at a subsequent hearing, it can be read out and interpreted by the	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17	your ruling we would have that as well interpreted, because it would be relevant further down. CHAIRPERSON: Yes, I agree with you. That would be relevant, and clearly when that is shown the Interpreter will be asked to interpret it. If somebody is in possession of the transcript of what is heard, it might help the Interpreter. Sorry, Mr Semenya, I am not sure I understand you correctly. Are you talking about further footage we are going to see, or are you suggesting that there were things audible on what we saw today, which emanated from the protesters or strikers, or whatever one wants to call them, which is relevant? MR SEMENYA SC: I am referring to footage that will follow, now that we understand the commentary from journalists has no evidential value, that takes care of that aspect. But to the extent that that utterances from the Police will be interpreted, they might hold some
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18	respect, it's – I can't get it very clear, I don't understand what she's saying, she is not very clear to me. If it could be replayed again, or if there's a – unless there is possibly a written, somebody who has the speech written by the Commissioner, I really cannot get clarity on what she is actually precisely saying. MR BUDLENDER: Chair, perhaps the best thing to do, I assume that the Police Service has a full recording of that media conference. Perhaps they could make it available to us, and in fact the prepared speech. The Provincial Commissioner was clearly speaking off prepared notes. It's the National Commissioner, as I said. CHAIRPERSON: The National Commissioner was clearly reading from a prepared speech so the text of that should be available and you are asking Mr Semenya and his team to make it available and then at a subsequent hearing, it can be read out and interpreted by the Interpreter.	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18	your ruling we would have that as well interpreted, because it would be relevant further down. CHAIRPERSON: Yes, I agree with you. That would be relevant, and clearly when that is shown the Interpreter will be asked to interpret it. If somebody is in possession of the transcript of what is heard, it might help the Interpreter. Sorry, Mr Semenya, I am not sure I understand you correctly. Are you talking about further footage we are going to see, or are you suggesting that there were things audible on what we saw today, which emanated from the protesters or strikers, or whatever one wants to call them, which is relevant? MR SEMENYA SC: I am referring to footage that will follow, now that we understand the commentary from journalists has no evidential value, that takes care of that aspect. But to the extent that that utterances from the Police will be interpreted, they might hold some evidentiary value in the future, those we will have
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19	respect, it's – I can't get it very clear, I don't understand what she's saying, she is not very clear to me. If it could be replayed again, or if there's a – unless there is possibly a written, somebody who has the speech written by the Commissioner, I really cannot get clarity on what she is actually precisely saying. MR BUDLENDER: Chair, perhaps the best thing to do, I assume that the Police Service has a full recording of that media conference. Perhaps they could make it available to us, and in fact the prepared speech. The Provincial Commissioner was clearly speaking off prepared notes. It's the National Commissioner, as I said. CHAIRPERSON: The National Commissioner was clearly reading from a prepared speech so the text of that should be available and you are asking Mr Semenya and his team to make it available and then at a subsequent hearing, it can be read out and interpreted by the Interpreter. [14:39] MR BUDLENDER: That is so, Chairman.	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19	your ruling we would have that as well interpreted, because it would be relevant further down. CHAIRPERSON: Yes, I agree with you. That would be relevant, and clearly when that is shown the Interpreter will be asked to interpret it. If somebody is in possession of the transcript of what is heard, it might help the Interpreter. Sorry, Mr Semenya, I am not sure I understand you correctly. Are you talking about further footage we are going to see, or are you suggesting that there were things audible on what we saw today, which emanated from the protesters or strikers, or whatever one wants to call them, which is relevant? MR SEMENYA SC: I am referring to footage that will follow, now that we understand the commentary from journalists has no evidential value, that takes care of that aspect. But to the extent that that utterances from the Police will be interpreted, they might hold some evidentiary value in the future, those we will have interpreted. But equally, there will be footage of miners,
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20	respect, it's – I can't get it very clear, I don't understand what she's saying, she is not very clear to me. If it could be replayed again, or if there's a – unless there is possibly a written, somebody who has the speech written by the Commissioner, I really cannot get clarity on what she is actually precisely saying. MR BUDLENDER: Chair, perhaps the best thing to do, I assume that the Police Service has a full recording of that media conference. Perhaps they could make it available to us, and in fact the prepared speech. The Provincial Commissioner was clearly speaking off prepared notes. It's the National Commissioner, as I said. CHAIRPERSON: The National Commissioner was clearly reading from a prepared speech so the text of that should be available and you are asking Mr Semenya and his team to make it available and then at a subsequent hearing, it can be read out and interpreted by the Interpreter. [14:39] MR BUDLENDER: That is so, Chairman. Chair, those are the – I am sorry. That's all we propose	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20	your ruling we would have that as well interpreted, because it would be relevant further down. CHAIRPERSON: Yes, I agree with you. That would be relevant, and clearly when that is shown the Interpreter will be asked to interpret it. If somebody is in possession of the transcript of what is heard, it might help the Interpreter. Sorry, Mr Semenya, I am not sure I understand you correctly. Are you talking about further footage we are going to see, or are you suggesting that there were things audible on what we saw today, which emanated from the protesters or strikers, or whatever one wants to call them, which is relevant? MR SEMENYA SC: I am referring to footage that will follow, now that we understand the commentary from journalists has no evidential value, that takes care of that aspect. But to the extent that that utterances from the Police will be interpreted, they might hold some evidentiary value in the future, those we will have interpreted. But equally, there will be footage of miners, some of whom are speaking Fanagalo and we might just have
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21	respect, it's – I can't get it very clear, I don't understand what she's saying, she is not very clear to me. If it could be replayed again, or if there's a – unless there is possibly a written, somebody who has the speech written by the Commissioner, I really cannot get clarity on what she is actually precisely saying. MR BUDLENDER: Chair, perhaps the best thing to do, I assume that the Police Service has a full recording of that media conference. Perhaps they could make it available to us, and in fact the prepared speech. The Provincial Commissioner was clearly speaking off prepared notes. It's the National Commissioner, as I said. CHAIRPERSON: The National Commissioner was clearly reading from a prepared speech so the text of that should be available and you are asking Mr Semenya and his team to make it available and then at a subsequent hearing, it can be read out and interpreted by the Interpreter. [14:39] MR BUDLENDER: That is so, Chairman. Chair, those are the – I am sorry. That's all we propose to show today, as far as television footage is concerned.	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21	your ruling we would have that as well interpreted, because it would be relevant further down. CHAIRPERSON: Yes, I agree with you. That would be relevant, and clearly when that is shown the Interpreter will be asked to interpret it. If somebody is in possession of the transcript of what is heard, it might help the Interpreter. Sorry, Mr Semenya, I am not sure I understand you correctly. Are you talking about further footage we are going to see, or are you suggesting that there were things audible on what we saw today, which emanated from the protesters or strikers, or whatever one wants to call them, which is relevant? MR SEMENYA SC: I am referring to footage that will follow, now that we understand the commentary from journalists has no evidential value, that takes care of that aspect. But to the extent that that utterances from the Police will be interpreted, they might hold some evidentiary value in the future, those we will have interpreted. But equally, there will be footage of miners, some of whom are speaking Fanagalo and we might just have to obtain appropriate interpretation for that, we would
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22	respect, it's – I can't get it very clear, I don't understand what she's saying, she is not very clear to me. If it could be replayed again, or if there's a – unless there is possibly a written, somebody who has the speech written by the Commissioner, I really cannot get clarity on what she is actually precisely saying. MR BUDLENDER: Chair, perhaps the best thing to do, I assume that the Police Service has a full recording of that media conference. Perhaps they could make it available to us, and in fact the prepared speech. The Provincial Commissioner was clearly speaking off prepared notes. It's the National Commissioner, as I said. CHAIRPERSON: The National Commissioner was clearly reading from a prepared speech so the text of that should be available and you are asking Mr Semenya and his team to make it available and then at a subsequent hearing, it can be read out and interpreted by the Interpreter. [14:39] MR BUDLENDER: That is so, Chairman. Chair, those are the – I am sorry. That's all we propose to show today, as far as television footage is concerned. CHAIRPERSON: Thank you, Mr Budlender, I	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22	your ruling we would have that as well interpreted, because it would be relevant further down. CHAIRPERSON: Yes, I agree with you. That would be relevant, and clearly when that is shown the Interpreter will be asked to interpret it. If somebody is in possession of the transcript of what is heard, it might help the Interpreter. Sorry, Mr Semenya, I am not sure I understand you correctly. Are you talking about further footage we are going to see, or are you suggesting that there were things audible on what we saw today, which emanated from the protesters or strikers, or whatever one wants to call them, which is relevant? MR SEMENYA SC: I am referring to footage that will follow, now that we understand the commentary from journalists has no evidential value, that takes care of that aspect. But to the extent that that utterances from the Police will be interpreted, they might hold some evidentiary value in the future, those we will have interpreted. But equally, there will be footage of miners, some of whom are speaking Fanagalo and we might just have to obtain appropriate interpreted.
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23	respect, it's – I can't get it very clear, I don't understand what she's saying, she is not very clear to me. If it could be replayed again, or if there's a – unless there is possibly a written, somebody who has the speech written by the Commissioner, I really cannot get clarity on what she is actually precisely saying. MR BUDLENDER: Chair, perhaps the best thing to do, I assume that the Police Service has a full recording of that media conference. Perhaps they could make it available to us, and in fact the prepared speech. The Provincial Commissioner was clearly speaking off prepared notes. It's the National Commissioner, as I said. CHAIRPERSON: The National Commissioner was clearly reading from a prepared speech so the text of that should be available and you are asking Mr Semenya and his team to make it available and then at a subsequent hearing, it can be read out and interpreted by the Interpreter. [14:39] MR BUDLENDER: That is so, Chairman. Chair, those are the – I am sorry. That's all we propose to show today, as far as television footage is concerned. CHAIRPERSON: Thank you, Mr Budlender, I think Mr Semenya, you indicated you wanted to say	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23	your ruling we would have that as well interpreted, because it would be relevant further down. CHAIRPERSON: Yes, I agree with you. That would be relevant, and clearly when that is shown the Interpreter will be asked to interpret it. If somebody is in possession of the transcript of what is heard, it might help the Interpreter. Sorry, Mr Semenya, I am not sure I understand you correctly. Are you talking about further footage we are going to see, or are you suggesting that there were things audible on what we saw today, which emanated from the protesters or strikers, or whatever one wants to call them, which is relevant? MR SEMENYA SC: I am referring to footage that will follow, now that we understand the commentary from journalists has no evidential value, that takes care of that aspect. But to the extent that that utterances from the Police will be interpreted, they might hold some evidentiary value in the future, those we will have interpreted. But equally, there will be footage of miners, some of whom are speaking Fanagalo and we might just have to obtain appropriate interpretation for that, we would like also that interpreted. CHAIRPERSON: I find it an appropriate

		I	
	Page 267		Page 269
1	MR MAHLANGU: Unfortunately I do.	1	statements, I see that my learned friend is smiling, maybe
2	CHAIRPERSON: Mr Bizos, I think you	2	he has already done it, knowing this is the way in which he
3	indicated you want to say something.	3	prepares himself, so that we can have on the map, where
4	MR BIZOS SC: Chairman, as helpful as the	4	were the people that are shown on Al Jazeera, and where
5	film may be, unexplained by persons who could be identified	5	were the people that were on this particular – so that we
6	on the film, making comprehensive statements as to	6	will be able to form a picture of where the, we believe the
7	precisely where they were in relation to one another, as an	7	truth lies.
8	example. It's going to be impossible to really get any	8	CHAIRPERSON: There was a composite map
9	valid answer in cross-examination or in examination-in-	9	indicating where the cameras were on some of the footage
10	chief as to what has happened. The proposal that I am	10	provided by ETV, and it might be possible for that to be
11	making is that I hear that there is other film. I don't	11	printed and for the various policeman that were involved to
12	know why, if there is other films, or the South African	12	perhaps indicate where they were at the time, as far as
13	Police have not made it available to our friends on the	13	they can remember on that map or enlarged map. Mr
14	other side. Oh, you have done it? And then I don't know	14	Budlender, have you any comments to make in respect of what
15	whether that will be shown. In order to identify people	15	Mr Bizos is suggesting?
16	and to ask them relevant questions having regard to what	16	MR BUDLENDER: Chair, yes, but we can
17	appears on the screen, let me give an example. It's not	17	only do one thing at a time prepare, we can't show the
18	worth saying that there was a crowd with sticks or seeing	18	films and have the witnesses and have the maps
19 20	that, if we don't know how far away they were from the	19 20	simultaneously. We thought we would be helpful to start with the available objective evidence which is available to
20	Police, as to whether there were any Police vehicles between them and where the Police were standing. We do not	20	show, this is what happened, and which can't really be
22	know, and we did not hear whether anybody ordered the	21	disputed, and of course there are maps and there are
22	firing to stop. The people that started firing must be	23	diagrams and there are statements and it will be presented
24	interrogated gently, where were they? Did anybody order	24	in due course and the next witnesses which my learned
25	them to fire, or was it every man for himself to decide	25	friend will present will talk, will produce photographs and
	Page 268		Page 270
1	Page 268 whether he is going to shoot to kill or not? So that if	1	Page 270 maps and show where it is, but we can only do one thing at
1 2	whether he is going to shoot to kill or not? So that if this film or these films are to be of any evidential value,	1 2	maps and show where it is, but we can only do one thing at a time.
	whether he is going to shoot to kill or not? So that if this film or these films are to be of any evidential value, quite a lot of work has to be done and statements taken		maps and show where it is, but we can only do one thing at a time. CHAIRPERSON: I understand that. But
2 3 4	whether he is going to shoot to kill or not? So that if this film or these films are to be of any evidential value, quite a lot of work has to be done and statements taken from both sides of the fence, so to speak, so that it can	2 3 4	maps and show where it is, but we can only do one thing at a time. CHAIRPERSON: I understand that. But really the question is, has what Mr Bizos has suggested
2 3 4 5	whether he is going to shoot to kill or not? So that if this film or these films are to be of any evidential value, quite a lot of work has to be done and statements taken from both sides of the fence, so to speak, so that it can be either corroborated or contradicted by the film,	2 3	maps and show where it is, but we can only do one thing at a time. CHAIRPERSON: I understand that. But really the question is, has what Mr Bizos has suggested been done, or would it be done by the time the relevant
2 3 4 5 6	whether he is going to shoot to kill or not? So that if this film or these films are to be of any evidential value, quite a lot of work has to be done and statements taken from both sides of the fence, so to speak, so that it can be either corroborated or contradicted by the film, otherwise, we will stand here and the witness will say,	2 3 4 5 6	maps and show where it is, but we can only do one thing at a time. CHAIRPERSON: I understand that. But really the question is, has what Mr Bizos has suggested been done, or would it be done by the time the relevant witnesses come and give evidence?
2 3 4 5 6 7	whether he is going to shoot to kill or not? So that if this film or these films are to be of any evidential value, quite a lot of work has to be done and statements taken from both sides of the fence, so to speak, so that it can be either corroborated or contradicted by the film, otherwise, we will stand here and the witness will say, well, there was a big crowd, and they had sticks.	2 3 4 5 6 7	maps and show where it is, but we can only do one thing at a time. CHAIRPERSON: I understand that. But really the question is, has what Mr Bizos has suggested been done, or would it be done by the time the relevant witnesses come and give evidence? MR BUDLENDER: Chair, the next witnesses
2 3 4 5 6 7 8	whether he is going to shoot to kill or not? So that if this film or these films are to be of any evidential value, quite a lot of work has to be done and statements taken from both sides of the fence, so to speak, so that it can be either corroborated or contradicted by the film, otherwise, we will stand here and the witness will say, well, there was a big crowd, and they had sticks. Without having information about where they were	2 3 4 5 6 7 8	maps and show where it is, but we can only do one thing at a time. CHAIRPERSON: I understand that. But really the question is, has what Mr Bizos has suggested been done, or would it be done by the time the relevant witnesses come and give evidence? MR BUDLENDER: Chair, the next witnesses will be the forensic, Police forensic experts who will talk
2 3 4 5 6 7 8 9	whether he is going to shoot to kill or not? So that if this film or these films are to be of any evidential value, quite a lot of work has to be done and statements taken from both sides of the fence, so to speak, so that it can be either corroborated or contradicted by the film, otherwise, we will stand here and the witness will say, well, there was a big crowd, and they had sticks. Without having information about where they were positioned, who made the decision to shoot, it's not going	2 3 4 5 6 7 8 9	maps and show where it is, but we can only do one thing at a time. CHAIRPERSON: I understand that. But really the question is, has what Mr Bizos has suggested been done, or would it be done by the time the relevant witnesses come and give evidence? MR BUDLENDER: Chair, the next witnesses will be the forensic, Police forensic experts who will talk about what they found on the scene after the shootings.
2 3 4 5 6 7 8 9 10	whether he is going to shoot to kill or not? So that if this film or these films are to be of any evidential value, quite a lot of work has to be done and statements taken from both sides of the fence, so to speak, so that it can be either corroborated or contradicted by the film, otherwise, we will stand here and the witness will say, well, there was a big crowd, and they had sticks. Without having information about where they were positioned, who made the decision to shoot, it's not going to be of particular value, and this is why I suggest that	2 3 4 5 6 7 8 9 10	maps and show where it is, but we can only do one thing at a time. CHAIRPERSON: I understand that. But really the question is, has what Mr Bizos has suggested been done, or would it be done by the time the relevant witnesses come and give evidence? MR BUDLENDER: Chair, the next witnesses will be the forensic, Police forensic experts who will talk about what they found on the scene after the shootings. That includes maps, it includes photographs and all of that
2 3 4 5 6 7 8 9 10 11	whether he is going to shoot to kill or not? So that if this film or these films are to be of any evidential value, quite a lot of work has to be done and statements taken from both sides of the fence, so to speak, so that it can be either corroborated or contradicted by the film, otherwise, we will stand here and the witness will say, well, there was a big crowd, and they had sticks. Without having information about where they were positioned, who made the decision to shoot, it's not going to be of particular value, and this is why I suggest that the evidence leaders should, with respect, call on the	2 3 4 5 6 7 8 9 10 11	maps and show where it is, but we can only do one thing at a time. CHAIRPERSON: I understand that. But really the question is, has what Mr Bizos has suggested been done, or would it be done by the time the relevant witnesses come and give evidence? MR BUDLENDER: Chair, the next witnesses will be the forensic, Police forensic experts who will talk about what they found on the scene after the shootings. That includes maps, it includes photographs and all of that material has been given to all of the parties. We can all
2 3 4 5 6 7 8 9 10 11 12	whether he is going to shoot to kill or not? So that if this film or these films are to be of any evidential value, quite a lot of work has to be done and statements taken from both sides of the fence, so to speak, so that it can be either corroborated or contradicted by the film, otherwise, we will stand here and the witness will say, well, there was a big crowd, and they had sticks. Without having information about where they were positioned, who made the decision to shoot, it's not going to be of particular value, and this is why I suggest that the evidence leaders should, with respect, call on the persons that appear to identify themselves and to make	2 3 4 5 6 7 8 9 10 11 12	maps and show where it is, but we can only do one thing at a time. CHAIRPERSON: I understand that. But really the question is, has what Mr Bizos has suggested been done, or would it be done by the time the relevant witnesses come and give evidence? MR BUDLENDER: Chair, the next witnesses will be the forensic, Police forensic experts who will talk about what they found on the scene after the shootings. That includes maps, it includes photographs and all of that material has been given to all of the parties. We can all make our best guess from that as to where the Al Jazeera
2 3 4 5 6 7 8 9 10 11 12 13	whether he is going to shoot to kill or not? So that if this film or these films are to be of any evidential value, quite a lot of work has to be done and statements taken from both sides of the fence, so to speak, so that it can be either corroborated or contradicted by the film, otherwise, we will stand here and the witness will say, well, there was a big crowd, and they had sticks. Without having information about where they were positioned, who made the decision to shoot, it's not going to be of particular value, and this is why I suggest that the evidence leaders should, with respect, call on the persons that appear to identify themselves and to make statements. Similarly, if the Police can identify, and I	2 3 4 5 6 7 8 9 10 11 12 13	maps and show where it is, but we can only do one thing at a time. CHAIRPERSON: I understand that. But really the question is, has what Mr Bizos has suggested been done, or would it be done by the time the relevant witnesses come and give evidence? MR BUDLENDER: Chair, the next witnesses will be the forensic, Police forensic experts who will talk about what they found on the scene after the shootings. That includes maps, it includes photographs and all of that material has been given to all of the parties. We can all make our best guess from that as to where the Al Jazeera camera was or where the ETV camera was. In fact, one can,
2 3 4 5 6 7 8 9 10 11 12 13 14	whether he is going to shoot to kill or not? So that if this film or these films are to be of any evidential value, quite a lot of work has to be done and statements taken from both sides of the fence, so to speak, so that it can be either corroborated or contradicted by the film, otherwise, we will stand here and the witness will say, well, there was a big crowd, and they had sticks. Without having information about where they were positioned, who made the decision to shoot, it's not going to be of particular value, and this is why I suggest that the evidence leaders should, with respect, call on the persons that appear to identify themselves and to make statements. Similarly, if the Police can identify, and I am sure that it will be easier for them to identify the	2 3 4 5 6 7 8 9 10 11 12 13 14	maps and show where it is, but we can only do one thing at a time. CHAIRPERSON: I understand that. But really the question is, has what Mr Bizos has suggested been done, or would it be done by the time the relevant witnesses come and give evidence? MR BUDLENDER: Chair, the next witnesses will be the forensic, Police forensic experts who will talk about what they found on the scene after the shootings. That includes maps, it includes photographs and all of that material has been given to all of the parties. We can all make our best guess from that as to where the Al Jazeera camera was or where the ETV camera was. In fact, one can, if one was on the in loco inspection one can work it out
2 3 4 5 6 7 8 9 10 11 12 13 14 15	whether he is going to shoot to kill or not? So that if this film or these films are to be of any evidential value, quite a lot of work has to be done and statements taken from both sides of the fence, so to speak, so that it can be either corroborated or contradicted by the film, otherwise, we will stand here and the witness will say, well, there was a big crowd, and they had sticks. Without having information about where they were positioned, who made the decision to shoot, it's not going to be of particular value, and this is why I suggest that the evidence leaders should, with respect, call on the persons that appear to identify themselves and to make statements. Similarly, if the Police can identify, and I am sure that it will be easier for them to identify the people that shot, that we can have statements, we can	2 3 4 5 6 7 8 9 10 11 12 13 14 15	maps and show where it is, but we can only do one thing at a time. CHAIRPERSON: I understand that. But really the question is, has what Mr Bizos has suggested been done, or would it be done by the time the relevant witnesses come and give evidence? MR BUDLENDER: Chair, the next witnesses will be the forensic, Police forensic experts who will talk about what they found on the scene after the shootings. That includes maps, it includes photographs and all of that material has been given to all of the parties. We can all make our best guess from that as to where the Al Jazeera camera was or where the ETV camera was. In fact, one can, if one was on the in loco inspection one can work it out quite directly, but it will all be presented. There has
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16	whether he is going to shoot to kill or not? So that if this film or these films are to be of any evidential value, quite a lot of work has to be done and statements taken from both sides of the fence, so to speak, so that it can be either corroborated or contradicted by the film, otherwise, we will stand here and the witness will say, well, there was a big crowd, and they had sticks. Without having information about where they were positioned, who made the decision to shoot, it's not going to be of particular value, and this is why I suggest that the evidence leaders should, with respect, call on the persons that appear to identify themselves and to make statements. Similarly, if the Police can identify, and I am sure that it will be easier for them to identify the people that shot, that we can have statements, we can compare them to what appears on the films. There's a lot	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16	maps and show where it is, but we can only do one thing at a time. CHAIRPERSON: I understand that. But really the question is, has what Mr Bizos has suggested been done, or would it be done by the time the relevant witnesses come and give evidence? MR BUDLENDER: Chair, the next witnesses will be the forensic, Police forensic experts who will talk about what they found on the scene after the shootings. That includes maps, it includes photographs and all of that material has been given to all of the parties. We can all make our best guess from that as to where the Al Jazeera camera was or where the ETV camera was. In fact, one can, if one was on the in loco inspection one can work it out quite directly, but it will all be presented. There has been no attempt to map where precisely the Al Jazeera
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17	whether he is going to shoot to kill or not? So that if this film or these films are to be of any evidential value, quite a lot of work has to be done and statements taken from both sides of the fence, so to speak, so that it can be either corroborated or contradicted by the film, otherwise, we will stand here and the witness will say, well, there was a big crowd, and they had sticks. Without having information about where they were positioned, who made the decision to shoot, it's not going to be of particular value, and this is why I suggest that the evidence leaders should, with respect, call on the persons that appear to identify themselves and to make statements. Similarly, if the Police can identify, and I am sure that it will be easier for them to identify the people that shot, that we can have statements, we can compare them to what appears on the films. There's a lot of work to be done. For instance, I looked at my watch in	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17	maps and show where it is, but we can only do one thing at a time. CHAIRPERSON: I understand that. But really the question is, has what Mr Bizos has suggested been done, or would it be done by the time the relevant witnesses come and give evidence? MR BUDLENDER: Chair, the next witnesses will be the forensic, Police forensic experts who will talk about what they found on the scene after the shootings. That includes maps, it includes photographs and all of that material has been given to all of the parties. We can all make our best guess from that as to where the Al Jazeera camera was or where the ETV camera was. In fact, one can, if one was on the in loco inspection one can work it out quite directly, but it will all be presented. There has been no attempt to map where precisely the Al Jazeera camera was, if that's what's being asked but there are maps
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16	whether he is going to shoot to kill or not? So that if this film or these films are to be of any evidential value, quite a lot of work has to be done and statements taken from both sides of the fence, so to speak, so that it can be either corroborated or contradicted by the film, otherwise, we will stand here and the witness will say, well, there was a big crowd, and they had sticks. Without having information about where they were positioned, who made the decision to shoot, it's not going to be of particular value, and this is why I suggest that the evidence leaders should, with respect, call on the persons that appear to identify themselves and to make statements. Similarly, if the Police can identify, and I am sure that it will be easier for them to identify the people that shot, that we can have statements, we can compare them to what appears on the films. There's a lot of work to be done. For instance, I looked at my watch in the hope of agreeing or informing myself, for how far, how	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18	maps and show where it is, but we can only do one thing at a time. CHAIRPERSON: I understand that. But really the question is, has what Mr Bizos has suggested been done, or would it be done by the time the relevant witnesses come and give evidence? MR BUDLENDER: Chair, the next witnesses will be the forensic, Police forensic experts who will talk about what they found on the scene after the shootings. That includes maps, it includes photographs and all of that material has been given to all of the parties. We can all make our best guess from that as to where the Al Jazeera camera was or where the ETV camera was. In fact, one can, if one was on the in loco inspection one can work it out quite directly, but it will all be presented. There has been no attempt to map where precisely the Al Jazeera camera was, if that's what's being asked but there are maps in the possession of the parties which will shortly be
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18	whether he is going to shoot to kill or not? So that if this film or these films are to be of any evidential value, quite a lot of work has to be done and statements taken from both sides of the fence, so to speak, so that it can be either corroborated or contradicted by the film, otherwise, we will stand here and the witness will say, well, there was a big crowd, and they had sticks. Without having information about where they were positioned, who made the decision to shoot, it's not going to be of particular value, and this is why I suggest that the evidence leaders should, with respect, call on the persons that appear to identify themselves and to make statements. Similarly, if the Police can identify, and I am sure that it will be easier for them to identify the people that shot, that we can have statements, we can compare them to what appears on the films. There's a lot of work to be done. For instance, I looked at my watch in the hope of agreeing or informing myself, for how far, how long did the shooting last before some good policeman	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17	maps and show where it is, but we can only do one thing at a time. CHAIRPERSON: I understand that. But really the question is, has what Mr Bizos has suggested been done, or would it be done by the time the relevant witnesses come and give evidence? MR BUDLENDER: Chair, the next witnesses will be the forensic, Police forensic experts who will talk about what they found on the scene after the shootings. That includes maps, it includes photographs and all of that material has been given to all of the parties. We can all make our best guess from that as to where the Al Jazeera camera was or where the ETV camera was. In fact, one can, if one was on the in loco inspection one can work it out quite directly, but it will all be presented. There has been no attempt to map where precisely the Al Jazeera camera was, if that's what's being asked but there are maps
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19	whether he is going to shoot to kill or not? So that if this film or these films are to be of any evidential value, quite a lot of work has to be done and statements taken from both sides of the fence, so to speak, so that it can be either corroborated or contradicted by the film, otherwise, we will stand here and the witness will say, well, there was a big crowd, and they had sticks. Without having information about where they were positioned, who made the decision to shoot, it's not going to be of particular value, and this is why I suggest that the evidence leaders should, with respect, call on the persons that appear to identify themselves and to make statements. Similarly, if the Police can identify, and I am sure that it will be easier for them to identify the people that shot, that we can have statements, we can compare them to what appears on the films. There's a lot of work to be done. For instance, I looked at my watch in the hope of agreeing or informing myself, for how far, how	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19	maps and show where it is, but we can only do one thing at a time. CHAIRPERSON: I understand that. But really the question is, has what Mr Bizos has suggested been done, or would it be done by the time the relevant witnesses come and give evidence? MR BUDLENDER: Chair, the next witnesses will be the forensic, Police forensic experts who will talk about what they found on the scene after the shootings. That includes maps, it includes photographs and all of that material has been given to all of the parties. We can all make our best guess from that as to where the Al Jazeera camera was or where the ETV camera was. In fact, one can, if one was on the in loco inspection one can work it out quite directly, but it will all be presented. There has been no attempt to map where precisely the Al Jazeera camera was, if that's what's being asked but there are maps in the possession of the parties which will shortly be presented by the next witnesses. CHAIRPERSON: As I understand what Mr
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20	whether he is going to shoot to kill or not? So that if this film or these films are to be of any evidential value, quite a lot of work has to be done and statements taken from both sides of the fence, so to speak, so that it can be either corroborated or contradicted by the film, otherwise, we will stand here and the witness will say, well, there was a big crowd, and they had sticks. Without having information about where they were positioned, who made the decision to shoot, it's not going to be of particular value, and this is why I suggest that the evidence leaders should, with respect, call on the persons that appear to identify themselves and to make statements. Similarly, if the Police can identify, and I am sure that it will be easier for them to identify the people that shot, that we can have statements, we can compare them to what appears on the films. There's a lot of work to be done. For instance, I looked at my watch in the hope of agreeing or informing myself, for how far, how long did the shooting last before some good policeman shouted out, "cease fire." He wasn't listened to, on the	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20	maps and show where it is, but we can only do one thing at a time. CHAIRPERSON: I understand that. But really the question is, has what Mr Bizos has suggested been done, or would it be done by the time the relevant witnesses come and give evidence? MR BUDLENDER: Chair, the next witnesses will be the forensic, Police forensic experts who will talk about what they found on the scene after the shootings. That includes maps, it includes photographs and all of that material has been given to all of the parties. We can all make our best guess from that as to where the Al Jazeera camera was or where the ETV camera was. In fact, one can, if one was on the in loco inspection one can work it out quite directly, but it will all be presented. There has been no attempt to map where precisely the Al Jazeera camera was, if that's what's being asked but there are maps in the possession of the parties which will shortly be presented by the next witnesses.
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21	whether he is going to shoot to kill or not? So that if this film or these films are to be of any evidential value, quite a lot of work has to be done and statements taken from both sides of the fence, so to speak, so that it can be either corroborated or contradicted by the film, otherwise, we will stand here and the witness will say, well, there was a big crowd, and they had sticks. Without having information about where they were positioned, who made the decision to shoot, it's not going to be of particular value, and this is why I suggest that the evidence leaders should, with respect, call on the persons that appear to identify themselves and to make statements. Similarly, if the Police can identify, and I am sure that it will be easier for them to identify the people that shot, that we can have statements, we can compare them to what appears on the films. There's a lot of work to be done. For instance, I looked at my watch in the hope of agreeing or informing myself, for how far, how long did the shooting last before some good policeman shouted out, "cease fire." He wasn't listened to, on the face of it. But we need that sort of detail to be agreed	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21	maps and show where it is, but we can only do one thing at a time. CHAIRPERSON: I understand that. But really the question is, has what Mr Bizos has suggested been done, or would it be done by the time the relevant witnesses come and give evidence? MR BUDLENDER: Chair, the next witnesses will be the forensic, Police forensic experts who will talk about what they found on the scene after the shootings. That includes maps, it includes photographs and all of that material has been given to all of the parties. We can all make our best guess from that as to where the Al Jazeera camera was or where the ETV camera was. In fact, one can, if one was on the in loco inspection one can work it out quite directly, but it will all be presented. There has been no attempt to map where precisely the Al Jazeera camera was, if that's what's being asked but there are maps in the possession of the parties which will shortly be presented by the next witnesses. CHAIRPERSON: As I understand what Mr Bizos is saying. Assuming you were to call a policeman,
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22	whether he is going to shoot to kill or not? So that if this film or these films are to be of any evidential value, quite a lot of work has to be done and statements taken from both sides of the fence, so to speak, so that it can be either corroborated or contradicted by the film, otherwise, we will stand here and the witness will say, well, there was a big crowd, and they had sticks. Without having information about where they were positioned, who made the decision to shoot, it's not going to be of particular value, and this is why I suggest that the evidence leaders should, with respect, call on the persons that appear to identify themselves and to make statements. Similarly, if the Police can identify, and I am sure that it will be easier for them to identify the people that shot, that we can have statements, we can compare them to what appears on the films. There's a lot of work to be done. For instance, I looked at my watch in the hope of agreeing or informing myself, for how far, how long did the shooting last before some good policeman shouted out, "cease fire." He wasn't listened to, on the face of it. But we need that sort of detail to be agreed on, made available to us and we be given an opportunity to	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22	maps and show where it is, but we can only do one thing at a time. CHAIRPERSON: I understand that. But really the question is, has what Mr Bizos has suggested been done, or would it be done by the time the relevant witnesses come and give evidence? MR BUDLENDER: Chair, the next witnesses will be the forensic, Police forensic experts who will talk about what they found on the scene after the shootings. That includes maps, it includes photographs and all of that material has been given to all of the parties. We can all make our best guess from that as to where the Al Jazeera camera was or where the ETV camera was. In fact, one can, if one was on the in loco inspection one can work it out quite directly, but it will all be presented. There has been no attempt to map where precisely the Al Jazeera camera was, if that's what's being asked but there are maps in the possession of the parties which will shortly be presented by the next witnesses. CHAIRPERSON: As I understand what Mr Bizos is saying. Assuming you were to call a policeman, let's call him Constable X, for brevity, he would like to
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23	whether he is going to shoot to kill or not? So that if this film or these films are to be of any evidential value, quite a lot of work has to be done and statements taken from both sides of the fence, so to speak, so that it can be either corroborated or contradicted by the film, otherwise, we will stand here and the witness will say, well, there was a big crowd, and they had sticks. Without having information about where they were positioned, who made the decision to shoot, it's not going to be of particular value, and this is why I suggest that the evidence leaders should, with respect, call on the persons that appear to identify themselves and to make statements. Similarly, if the Police can identify, and I am sure that it will be easier for them to identify the people that shot, that we can have statements, we can compare them to what appears on the films. There's a lot of work to be done. For instance, I looked at my watch in the hope of agreeing or informing myself, for how far, how long did the shooting last before some good policeman shouted out, "cease fire." He wasn't listened to, on the face of it. But we need that sort of detail to be agreed on, made available to us and we be given an opportunity to test the veracity of the witnesses on both sides. Another	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23	maps and show where it is, but we can only do one thing at a time. CHAIRPERSON: I understand that. But really the question is, has what Mr Bizos has suggested been done, or would it be done by the time the relevant witnesses come and give evidence? MR BUDLENDER: Chair, the next witnesses will be the forensic, Police forensic experts who will talk about what they found on the scene after the shootings. That includes maps, it includes photographs and all of that material has been given to all of the parties. We can all make our best guess from that as to where the Al Jazeera camera was or where the ETV camera was. In fact, one can, if one was on the in loco inspection one can work it out quite directly, but it will all be presented. There has been no attempt to map where precisely the Al Jazeera camera was, if that's what's being asked but there are maps in the possession of the parties which will shortly be presented by the next witnesses. CHAIRPERSON: As I understand what Mr Bizos is saying. Assuming you were to call a policeman, let's call him Constable X, for brevity, he would like to know when Constable X goes in the box, "you can see me on

		1	
1	Page 271 that and the other." That's the kind of evidence he'd	1	Page 273 CHAIRPERSON: The Commission will adjourn
2	like, so that when the witnesses go in the box, where their	2	for five minutes.
3	evidence is capable of being checked against a TV clip, the	3	MR MADLANGA SC: Excuse me, Chair, there
4	relevant information for its necessary checking to be done,	4	are photographs. I am going to be leading the witness, in
5	should be available. That is, as I understand it, he	5	fact it's four witnesses, it's a slide show. I understand
6	wants. Now, if it hasn't been done yet, the suggestion is	6	one of my colleagues did circulate the pack of the slides,
7	that by the time Constable X goes into the witness-box,	7	and there are photographs there, so some of those may be
8	attempts should be made to get that information. That's	8	quite upsetting, so perhaps, the people should remain in
9	the point. I take it, from you say, it hasn't been done	9	the adjacent room.
10	yet, but it should be possible to do it at some stage in	10	CHAIRPERSON: Mr Mpofu, sorry, I think we
11	the not too distant future. Is that correct?	11	adjourned the Commission, but apparently it has been
12	MR BUDLENDER: Chair, it may be possible	12	overruled. Mr Mpofu.
13	for some of the Police witnesses to identify themselves on	13	[14:59] MR MPOFU: Chair just a slight issue, I
14	some of the videos, I don't know, but we will all have the	14	just didn't want to lose the opportunity if we are now
15	opportunity to say to – each team will have the opportunity	15	going to move to something else. Just so that we are on
16	too say to the witness, "where were you? Here is the film,	16	the same page in respect of what has been raised, my
17	where were you there?" Mark yourself. So – but it seems	17	understanding is that, Chair what is being done by the
18	to me it will be, we can't expect that we will be able to	18	evidence leaders is to give us the kind of landscaping of
19	identify each of the policemen in relation to a piece of	19	the footage that is available, not yet leading the evidence
20	video footage, but we will all have the opportunity to try.	20	in respect of that. They and SAPS and ourselves will have
21	CHAIRPERSON: I understand that, it would	21	specific witnesses in respect of everything that has been
22	also be helpful, this is something that I can say to Mr	22	shown and those people can then be interrogated. That is
23	Semenya, I take it's been done already, but if it hasn't	23	the first, my understanding -
24	maybe it should be done by the time Police witnesses give	24	CHAIRPERSON: And to enable you to
25	evidence, they should all have an opportunity to see all	25	consult with your witnesses and lead them intelligibly
1	Page 272 the media footage. So you don't want Constable X to say, I	1	Page 274 MR MPOFU: Absolutely.
1	the media footage. So you don't want Constable X to say, I	1	MR MPOFU: Absolutely.
2	the media footage. So you don't want Constable X to say, I am sorry, I can't tell you where I was, because I haven't		MR MPOFU: Absolutely. CHAIRPERSON: The suggestion is you can
2 3	the media footage. So you don't want Constable X to say, I am sorry, I can't tell you where I was, because I haven't seen the media footage. That is the kind of answer, which	2 3	MR MPOFU: Absolutely. CHAIRPERSON: The suggestion is you can show them the DVD if it will be made available to you.
2 3 4	the media footage. So you don't want Constable X to say, I am sorry, I can't tell you where I was, because I haven't seen the media footage. That is the kind of answer, which while it might be true, would be very irritating. So	2 3 4	MR MPOFU: Absolutely. CHAIRPERSON: The suggestion is you can show them the DVD if it will be made available to you. MR MPOFU: Yes.
2 3 4 5	the media footage. So you don't want Constable X to say, I am sorry, I can't tell you where I was, because I haven't seen the media footage. That is the kind of answer, which while it might be true, would be very irritating. So perhaps we can avoid irritation on that front. Is that	2 3 4 5	MR MPOFU: Absolutely. CHAIRPERSON: The suggestion is you can show them the DVD if it will be made available to you. MR MPOFU: Yes. CHAIRPERSON: So when they give their
2 3 4 5 6	the media footage. So you don't want Constable X to say, I am sorry, I can't tell you where I was, because I haven't seen the media footage. That is the kind of answer, which while it might be true, would be very irritating. So perhaps we can avoid irritation on that front. Is that correct, Mr Semenya?	2 3 4	MR MPOFU: Absolutely. CHAIRPERSON: The suggestion is you can show them the DVD if it will be made available to you. MR MPOFU: Yes. CHAIRPERSON: So when they give their evidence they can relate themselves, place them necessarily
2 3 4 5 6 7	the media footage. So you don't want Constable X to say, I am sorry, I can't tell you where I was, because I haven't seen the media footage. That is the kind of answer, which while it might be true, would be very irritating. So perhaps we can avoid irritation on that front. Is that correct, Mr Semenya? MR BUDLENDER: Chair, we are having	2 3 4 5 6 7	MR MPOFU:Absolutely.CHAIRPERSON:The suggestion is you canshow them the DVD if it will be made available to you.MR MPOFU:Yes.CHAIRPERSON:So when they give theirevidence they can relate themselves, place them necessarilyon the scene of particular clips.
2 3 4 5 6 7 8	the media footage. So you don't want Constable X to say, I am sorry, I can't tell you where I was, because I haven't seen the media footage. That is the kind of answer, which while it might be true, would be very irritating. So perhaps we can avoid irritation on that front. Is that correct, Mr Semenya? MR BUDLENDER: Chair, we are having copies made of all the video footages which we've shown	2 3 4 5 6	MR MPOFU: Absolutely. CHAIRPERSON: The suggestion is you can show them the DVD if it will be made available to you. MR MPOFU: Yes. CHAIRPERSON: So when they give their evidence they can relate themselves, place them necessarily on the scene of particular clips. MR MPOFU: Thank you, Chair. Mr
2 3 4 5 6 7 8 9	the media footage. So you don't want Constable X to say, I am sorry, I can't tell you where I was, because I haven't seen the media footage. That is the kind of answer, which while it might be true, would be very irritating. So perhaps we can avoid irritation on that front. Is that correct, Mr Semenya? MR BUDLENDER: Chair, we are having copies made of all the video footages which we've shown this afternoon, and set will be available to each of the	2 3 4 5 6 7 8	MR MPOFU:Absolutely.CHAIRPERSON:The suggestion is you canshow them the DVD if it will be made available to you.MR MPOFU:Yes.CHAIRPERSON:So when they give theirevidence they can relate themselves, place them necessarilyon the scene of particular clips.MR MPOFU:Thank you, Chair. MrBudlender, has nodded approvingly. So I, our understanding
2 3 4 5 6 7 8	the media footage. So you don't want Constable X to say, I am sorry, I can't tell you where I was, because I haven't seen the media footage. That is the kind of answer, which while it might be true, would be very irritating. So perhaps we can avoid irritation on that front. Is that correct, Mr Semenya? MR BUDLENDER: Chair, we are having copies made of all the video footages which we've shown	2 3 4 5 6 7 8 9	MR MPOFU: Absolutely. CHAIRPERSON: The suggestion is you can show them the DVD if it will be made available to you. MR MPOFU: Yes. CHAIRPERSON: So when they give their evidence they can relate themselves, place them necessarily on the scene of particular clips. MR MPOFU: Thank you, Chair. Mr Budlender, has nodded approvingly. So I, our understanding is clearly the same. The second issue is then, Chair,
2 3 4 5 6 7 8 9 10	the media footage. So you don't want Constable X to say, I am sorry, I can't tell you where I was, because I haven't seen the media footage. That is the kind of answer, which while it might be true, would be very irritating. So perhaps we can avoid irritation on that front. Is that correct, Mr Semenya? MR BUDLENDER: Chair, we are having copies made of all the video footages which we've shown this afternoon, and set will be available to each of the teams so they will be able to consult with their witnesses	2 3 4 5 6 7 8 9 10	MR MPOFU:Absolutely.CHAIRPERSON:The suggestion is you canshow them the DVD if it will be made available to you.MR MPOFU:Yes.CHAIRPERSON:So when they give theirevidence they can relate themselves, place them necessarilyon the scene of particular clips.MR MPOFU:Thank you, Chair. MrBudlender, has nodded approvingly. So I, our understanding
2 3 4 5 6 7 8 9 10 11	the media footage. So you don't want Constable X to say, I am sorry, I can't tell you where I was, because I haven't seen the media footage. That is the kind of answer, which while it might be true, would be very irritating. So perhaps we can avoid irritation on that front. Is that correct, Mr Semenya? MR BUDLENDER: Chair, we are having copies made of all the video footages which we've shown this afternoon, and set will be available to each of the teams so they will be able to consult with their witnesses on the video footage. CHAIRPERSON: Thank you, Mr Budlender. I	2 3 4 5 6 7 8 9 10 11	MR MPOFU: Absolutely. CHAIRPERSON: The suggestion is you can show them the DVD if it will be made available to you. MR MPOFU: Yes. CHAIRPERSON: So when they give their evidence they can relate themselves, place them necessarily on the scene of particular clips. MR MPOFU: Thank you, Chair. Mr Budlender, has nodded approvingly. So I, our understanding is clearly the same. The second issue is then, Chair, related to that is that's obviously commendable but if the
2 3 4 5 6 7 8 9 10 11 12	the media footage. So you don't want Constable X to say, I am sorry, I can't tell you where I was, because I haven't seen the media footage. That is the kind of answer, which while it might be true, would be very irritating. So perhaps we can avoid irritation on that front. Is that correct, Mr Semenya? MR BUDLENDER: Chair, we are having copies made of all the video footages which we've shown this afternoon, and set will be available to each of the teams so they will be able to consult with their witnesses on the video footage.	2 3 4 5 6 7 8 9 10 11 12	MR MPOFU:Absolutely.CHAIRPERSON:The suggestion is you canshow them the DVD if it will be made available to you.MR MPOFU:Yes.CHAIRPERSON:So when they give theirevidence they can relate themselves, place them necessarilyon the scene of particular clips.MR MPOFU:Thank you, Chair. MrBudlender, has nodded approvingly. So I, our understandingis clearly the same. The second issue is then, Chair,related to that is that's obviously commendable but if thepolice services have, similarly have footage that they,that is in their possession, shouldn't we not necessarily
2 3 4 5 6 7 8 9 10 11 12 13	the media footage. So you don't want Constable X to say, I am sorry, I can't tell you where I was, because I haven't seen the media footage. That is the kind of answer, which while it might be true, would be very irritating. So perhaps we can avoid irritation on that front. Is that correct, Mr Semenya? MR BUDLENDER: Chair, we are having copies made of all the video footages which we've shown this afternoon, and set will be available to each of the teams so they will be able to consult with their witnesses on the video footage. CHAIRPERSON: Thank you, Mr Budlender. I understand, Mr Madlanga, that you are going to lead the next item of evidence.	2 3 4 5 6 7 8 9 10 11 12 13	MR MPOFU: Absolutely. CHAIRPERSON: The suggestion is you can show them the DVD if it will be made available to you. MR MPOFU: Yes. CHAIRPERSON: So when they give their evidence they can relate themselves, place them necessarily on the scene of particular clips. MR MPOFU: Thank you, Chair. Mr Budlender, has nodded approvingly. So I, our understanding is clearly the same. The second issue is then, Chair, related to that is that's obviously commendable but if the police services have, similarly have footage that they, that is in their possession, shouldn't we not necessarily now also have a similar kind of landscaping exercise,
2 3 4 5 6 7 8 9 10 11 12 13 14	the media footage. So you don't want Constable X to say, I am sorry, I can't tell you where I was, because I haven't seen the media footage. That is the kind of answer, which while it might be true, would be very irritating. So perhaps we can avoid irritation on that front. Is that correct, Mr Semenya? MR BUDLENDER: Chair, we are having copies made of all the video footages which we've shown this afternoon, and set will be available to each of the teams so they will be able to consult with their witnesses on the video footage. CHAIRPERSON: Thank you, Mr Budlender. I understand, Mr Madlanga, that you are going to lead the next item of evidence. MR MADLANGA SC: That is so, indeed,	2 3 4 5 6 7 8 9 10 11 12 13 14	MR MPOFU: Absolutely. CHAIRPERSON: The suggestion is you can show them the DVD if it will be made available to you. MR MPOFU: Yes. CHAIRPERSON: So when they give their evidence they can relate themselves, place them necessarily on the scene of particular clips. MR MPOFU: Thank you, Chair. Mr Budlender, has nodded approvingly. So I, our understanding is clearly the same. The second issue is then, Chair, related to that is that's obviously commendable but if the police services have, similarly have footage that they, that is in their possession, shouldn't we not necessarily now also have a similar kind of landscaping exercise, Chair, so that those parties like us who don't have any
2 3 4 5 6 7 8 9 10 11 12 13 14 15	the media footage. So you don't want Constable X to say, I am sorry, I can't tell you where I was, because I haven't seen the media footage. That is the kind of answer, which while it might be true, would be very irritating. So perhaps we can avoid irritation on that front. Is that correct, Mr Semenya? MR BUDLENDER: Chair, we are having copies made of all the video footages which we've shown this afternoon, and set will be available to each of the teams so they will be able to consult with their witnesses on the video footage. CHAIRPERSON: Thank you, Mr Budlender. I understand, Mr Madlanga, that you are going to lead the next item of evidence.	2 3 4 5 6 7 8 9 10 11 12 13 14 15	MR MPOFU: Absolutely. CHAIRPERSON: The suggestion is you can show them the DVD if it will be made available to you. MR MPOFU: Yes. CHAIRPERSON: So when they give their evidence they can relate themselves, place them necessarily on the scene of particular clips. MR MPOFU: Thank you, Chair. Mr Budlender, has nodded approvingly. So I, our understanding is clearly the same. The second issue is then, Chair, related to that is that's obviously commendable but if the police services have, similarly have footage that they, that is in their possession, shouldn't we not necessarily now also have a similar kind of landscaping exercise,
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16	the media footage. So you don't want Constable X to say, I am sorry, I can't tell you where I was, because I haven't seen the media footage. That is the kind of answer, which while it might be true, would be very irritating. So perhaps we can avoid irritation on that front. Is that correct, Mr Semenya? MR BUDLENDER: Chair, we are having copies made of all the video footages which we've shown this afternoon, and set will be available to each of the teams so they will be able to consult with their witnesses on the video footage. CHAIRPERSON: Thank you, Mr Budlender. I understand, Mr Madlanga, that you are going to lead the next item of evidence. MR MADLANGA SC: That is so, indeed, Chairman. May I ask to call Lieutenant-Colonel Cornelius	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16	MR MPOFU: Absolutely. CHAIRPERSON: The suggestion is you can show them the DVD if it will be made available to you. MR MPOFU: Yes. CHAIRPERSON: So when they give their evidence they can relate themselves, place them necessarily on the scene of particular clips. MR MPOFU: Thank you, Chair. Mr Budlender, has nodded approvingly. So I, our understanding is clearly the same. The second issue is then, Chair, related to that is that's obviously commendable but if the police services have, similarly have footage that they, that is in their possession, shouldn't we not necessarily now also have a similar kind of landscaping exercise, Chair, so that those parties like us who don't have any footage, can know what footage is available, go seek some
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17	the media footage. So you don't want Constable X to say, I am sorry, I can't tell you where I was, because I haven't seen the media footage. That is the kind of answer, which while it might be true, would be very irritating. So perhaps we can avoid irritation on that front. Is that correct, Mr Semenya? MR BUDLENDER: Chair, we are having copies made of all the video footages which we've shown this afternoon, and set will be available to each of the teams so they will be able to consult with their witnesses on the video footage. CHAIRPERSON: Thank you, Mr Budlender. I understand, Mr Madlanga, that you are going to lead the next item of evidence. MR MADLANGA SC: That is so, indeed, Chairman. May I ask to call Lieutenant-Colonel Cornelius Jacobus Botha.	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17	MR MPOFU: Absolutely. CHAIRPERSON: The suggestion is you can show them the DVD if it will be made available to you. MR MPOFU: Yes. CHAIRPERSON: So when they give their evidence they can relate themselves, place them necessarily on the scene of particular clips. MR MPOFU: Thank you, Chair. Mr Budlender, has nodded approvingly. So I, our understanding is clearly the same. The second issue is then, Chair, related to that is that's obviously commendable but if the police services have, similarly have footage that they, that is in their possession, shouldn't we not necessarily now also have a similar kind of landscaping exercise, Chair, so that those parties like us who don't have any footage, can know what footage is available, go seek some if we have to and so on, without having to - CHAIRPERSON: I understand that there is
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18	the media footage. So you don't want Constable X to say, I am sorry, I can't tell you where I was, because I haven't seen the media footage. That is the kind of answer, which while it might be true, would be very irritating. So perhaps we can avoid irritation on that front. Is that correct, Mr Semenya? MR BUDLENDER: Chair, we are having copies made of all the video footages which we've shown this afternoon, and set will be available to each of the teams so they will be able to consult with their witnesses on the video footage. CHAIRPERSON: Thank you, Mr Budlender. I understand, Mr Madlanga, that you are going to lead the next item of evidence. MR MADLANGA SC: That is so, indeed, Chairman. May I ask to call Lieutenant-Colonel Cornelius Jacobus Botha. ADV NTSEBEZA SC: Chair –	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18	MR MPOFU: Absolutely. CHAIRPERSON: The suggestion is you can show them the DVD if it will be made available to you. MR MPOFU: Yes. CHAIRPERSON: So when they give their evidence they can relate themselves, place them necessarily on the scene of particular clips. MR MPOFU: Thank you, Chair. Mr Budlender, has nodded approvingly. So I, our understanding is clearly the same. The second issue is then, Chair, related to that is that's obviously commendable but if the police services have, similarly have footage that they, that is in their possession, shouldn't we not necessarily now also have a similar kind of landscaping exercise, Chair, so that those parties like us who don't have any footage, can know what footage is available, go seek some if we have to and so on, without having to -
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19	the media footage. So you don't want Constable X to say, I am sorry, I can't tell you where I was, because I haven't seen the media footage. That is the kind of answer, which while it might be true, would be very irritating. So perhaps we can avoid irritation on that front. Is that correct, Mr Semenya? MR BUDLENDER: Chair, we are having copies made of all the video footages which we've shown this afternoon, and set will be available to each of the teams so they will be able to consult with their witnesses on the video footage. CHAIRPERSON: Thank you, Mr Budlender. I understand, Mr Madlanga, that you are going to lead the next item of evidence. MR MADLANGA SC: That is so, indeed, Chairman. May I ask to call Lieutenant-Colonel Cornelius Jacobus Botha. ADV NTSEBEZA SC: Chair – CHAIRPERSON: Yes? ADV NTSEBEZA SC: - I wouldn't like to	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19	MR MPOFU: Absolutely. CHAIRPERSON: The suggestion is you can show them the DVD if it will be made available to you. MR MPOFU: Yes. CHAIRPERSON: So when they give their evidence they can relate themselves, place them necessarily on the scene of particular clips. MR MPOFU: Thank you, Chair. Mr Budlender, has nodded approvingly. So I, our understanding is clearly the same. The second issue is then, Chair, related to that is that's obviously commendable but if the police services have, similarly have footage that they, that is in their possession, shouldn't we not necessarily now also have a similar kind of landscaping exercise, Chair, so that those parties like us who don't have any footage, can know what footage is available, go seek some if we have to and so on, without having to - CHAIRPERSON: I understand that there is going to be a police presentation which includes clips of various kinds. I understand the presentation to last about
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20	the media footage. So you don't want Constable X to say, I am sorry, I can't tell you where I was, because I haven't seen the media footage. That is the kind of answer, which while it might be true, would be very irritating. So perhaps we can avoid irritation on that front. Is that correct, Mr Semenya? MR BUDLENDER: Chair, we are having copies made of all the video footages which we've shown this afternoon, and set will be available to each of the teams so they will be able to consult with their witnesses on the video footage. CHAIRPERSON: Thank you, Mr Budlender. I understand, Mr Madlanga, that you are going to lead the next item of evidence. MR MADLANGA SC: That is so, indeed, Chairman. May I ask to call Lieutenant-Colonel Cornelius Jacobus Botha. ADV NTSEBEZA SC: Chair – CHAIRPERSON: Yes?	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20	MR MPOFU: Absolutely. CHAIRPERSON: The suggestion is you can show them the DVD if it will be made available to you. MR MPOFU: Yes. CHAIRPERSON: So when they give their evidence they can relate themselves, place them necessarily on the scene of particular clips. MR MPOFU: Thank you, Chair. Mr Budlender, has nodded approvingly. So I, our understanding is clearly the same. The second issue is then, Chair, related to that is that's obviously commendable but if the police services have, similarly have footage that they, that is in their possession, shouldn't we not necessarily now also have a similar kind of landscaping exercise, Chair, so that those parties like us who don't have any footage, can know what footage is available, go seek some if we have to and so on, without having to - CHAIRPERSON: I understand that there is going to be a police presentation which includes clips of various kinds. I understand the presentation to last about six hours. I haven't seen it, you haven't seen it. It may
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21	the media footage. So you don't want Constable X to say, I am sorry, I can't tell you where I was, because I haven't seen the media footage. That is the kind of answer, which while it might be true, would be very irritating. So perhaps we can avoid irritation on that front. Is that correct, Mr Semenya? MR BUDLENDER: Chair, we are having copies made of all the video footages which we've shown this afternoon, and set will be available to each of the teams so they will be able to consult with their witnesses on the video footage. CHAIRPERSON: Thank you, Mr Budlender. I understand, Mr Madlanga, that you are going to lead the next item of evidence. MR MADLANGA SC: That is so, indeed, Chairman. May I ask to call Lieutenant-Colonel Cornelius Jacobus Botha. ADV NTSEBEZA SC: Chair – CHAIRPERSON: Yes? ADV NTSEBEZA SC: - I wouldn't like to be, again be one of those instances that might be irritating, but just – I do understand that, Mr Chairman,	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21	MR MPOFU: Absolutely. CHAIRPERSON: The suggestion is you can show them the DVD if it will be made available to you. MR MPOFU: Yes. CHAIRPERSON: So when they give their evidence they can relate themselves, place them necessarily on the scene of particular clips. MR MPOFU: Thank you, Chair. Mr Budlender, has nodded approvingly. So I, our understanding is clearly the same. The second issue is then, Chair, related to that is that's obviously commendable but if the police services have, similarly have footage that they, that is in their possession, shouldn't we not necessarily now also have a similar kind of landscaping exercise, Chair, so that those parties like us who don't have any footage, can know what footage is available, go seek some if we have to and so on, without having to - CHAIRPERSON: I understand that there is going to be a police presentation which includes clips of various kinds. I understand the presentation to last about six hours. I haven't seen it, you haven't seen it. It may be if you speak nicely to Mr Semenya, he will give you an
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23	the media footage. So you don't want Constable X to say, I am sorry, I can't tell you where I was, because I haven't seen the media footage. That is the kind of answer, which while it might be true, would be very irritating. So perhaps we can avoid irritation on that front. Is that correct, Mr Semenya? MR BUDLENDER: Chair, we are having copies made of all the video footages which we've shown this afternoon, and set will be available to each of the teams so they will be able to consult with their witnesses on the video footage. CHAIRPERSON: Thank you, Mr Budlender. I understand, Mr Madlanga, that you are going to lead the next item of evidence. MR MADLANGA SC: That is so, indeed, Chairman. May I ask to call Lieutenant-Colonel Cornelius Jacobus Botha. ADV NTSEBEZA SC: Chair – CHAIRPERSON: Yes? ADV NTSEBEZA SC: - I wouldn't like to be, again be one of those instances that might be irritating, but just – I do understand that, Mr Chairman, it might just assist that we adjourn for a couple of	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22	MR MPOFU: Absolutely. CHAIRPERSON: The suggestion is you can show them the DVD if it will be made available to you. MR MPOFU: Yes. CHAIRPERSON: So when they give their evidence they can relate themselves, place them necessarily on the scene of particular clips. MR MPOFU: Thank you, Chair. Mr Budlender, has nodded approvingly. So I, our understanding is clearly the same. The second issue is then, Chair, related to that is that's obviously commendable but if the police services have, similarly have footage that they, that is in their possession, shouldn't we not necessarily now also have a similar kind of landscaping exercise, Chair, so that those parties like us who don't have any footage, can know what footage is available, go seek some if we have to and so on, without having to - CHAIRPERSON: I understand that there is going to be a police presentation which includes clips of various kinds. I understand the presentation to last about six hours. I haven't seen it, you haven't seen it. It may be if you speak nicely to Mr Semenya, he will give you an advance copy. I can't guarantee it but you can try.
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22	the media footage. So you don't want Constable X to say, I am sorry, I can't tell you where I was, because I haven't seen the media footage. That is the kind of answer, which while it might be true, would be very irritating. So perhaps we can avoid irritation on that front. Is that correct, Mr Semenya? MR BUDLENDER: Chair, we are having copies made of all the video footages which we've shown this afternoon, and set will be available to each of the teams so they will be able to consult with their witnesses on the video footage. CHAIRPERSON: Thank you, Mr Budlender. I understand, Mr Madlanga, that you are going to lead the next item of evidence. MR MADLANGA SC: That is so, indeed, Chairman. May I ask to call Lieutenant-Colonel Cornelius Jacobus Botha. ADV NTSEBEZA SC: Chair – CHAIRPERSON: Yes? ADV NTSEBEZA SC: - I wouldn't like to be, again be one of those instances that might be irritating, but just – I do understand that, Mr Chairman,	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23	MR MPOFU: Absolutely. CHAIRPERSON: The suggestion is you can show them the DVD if it will be made available to you. MR MPOFU: Yes. CHAIRPERSON: So when they give their evidence they can relate themselves, place them necessarily on the scene of particular clips. MR MPOFU: Thank you, Chair. Mr Budlender, has nodded approvingly. So I, our understanding is clearly the same. The second issue is then, Chair, related to that is that's obviously commendable but if the police services have, similarly have footage that they, that is in their possession, shouldn't we not necessarily now also have a similar kind of landscaping exercise, Chair, so that those parties like us who don't have any footage, can know what footage is available, go seek some if we have to and so on, without having to - CHAIRPERSON: I understand that there is going to be a police presentation which includes clips of various kinds. I understand the presentation to last about six hours. I haven't seen it, you haven't seen it. It may be if you speak nicely to Mr Semenya, he will give you an

	Page 275		Page 277
1	supplied a video, Chair. Well you would recall that by	1	MR MADLANGA SC: Colonel, I see that you
2	agreement all of the parties were to submit their indices	2	are reading from something. Are you reading from your
3	indicating the material they have in their possession. We	3	statement?
4	agreed also timelines within which all of those was to be	4	LT-COL BOTHA: I'm reading from my
5	centralised to the evidence leaders and the understanding	5	statement, Sir.
6	was that the evidence leaders would then distribute to each	6	MR MADLANGA SC: Mr Chair, commissioners
7	party all the material they have with them. I'm confident	7	
8	to say on my instructions, we have furnished the material	8	CHAIRPERSON: I have no objection to his
9	indicated on the police index to the evidence leaders.	9	reading from his statement.
10	CHAIRPERSON: It sounds to me that this	10	MR MADLANGA SC: Yes.
11	is a matter that can be sorted out after the commission has	11	CHAIRPERSON: For his evidence-in-chief.
12	stopped sitting, by discussions among the representatives	12	MR MADLANGA SC: Yes, continue, Colonel.
13	of the various parties. So perhaps we can now proceed.	13	LT-COL BOTHA: I have successfully
14	Lieutenant-Colonel, would you stand please?	14	completed an advanced crime scene course, blood stain
15	MR MPOFU: Mr Chairperson, just before	15	pattern analysis reconstruction course and have also been
16	you proceed, may I please ask for a minute, to be excused	16	awarded status as a fingerprint expert.
17	for a minute?	17	MR MADLANGA SC: And would the course in
18	CHAIRPERSON: The five minute adjournment	18	crime scene, would that qualify you to become what is known
19	that I announced earlier will take effect.	19	as a crime scene technician?
20	[INQUIRY ADJOURNS INQUIRY RESUMES]	20	LT-COL BOTHA: It would qualify me as a
21	[15:10] CHAIRPERSON: The commission resumes.	21 22	crime technician and also a criminalistic expert. MR MADLANGA SC: Can you explain the
22	Lieutenant-Colonel, do you wish to swear or affirm?		
23	LT-COL: I will swear, Sir.	23	latter, the criminalistic expert? What is that?
24	CHAIRPERSON: Do you swear the evidence	24 25	LT-COL BOTHA: Mr Chair, if you complete
25	you will give in this, for this commission will be the	25	your training in the criminal record centre, all the
	Page 276		Page 278
1	truth, the whole truth and nothing but the truth please	1	modules, then you become a criminalistic expert and I am a
2	raise your right hand and say so help me God. Say so help	2	criminalistic expert in the SA Police Service.
3	me God.	3	MR MADLANGA SC: Can you also read
4	LIEUTENANT COLONEL CORNELIUS JOHAN BOTHA:	4	paragraph 3 of your statement?
5	So help me God.	5	LT-COL BOTHA: I'm instructed in
6	CHAIRPERSON: Thank you, you may be	6	photography, video recording, measuring and drawing of
7	seated. Mr Madlanga, your witness has been sworn in.	7	plans, collection of forensic exhibits, investigations in
8	EXAMINATION BY MR MADLANGA SC: Thank	8	fingerprinting, identification, classification, filing and
9	you, Chairman and commissioners, sorry for saying	9	comparison of fingerprints and I regularly perform duties
10	computers, I have just misplaced my laptop, Mr Chairman,	10	of this nature.
11	can you please bear with me Chair, just a second. Colonel	11	MR MADLANGA SC: Now I want to find out
12	Botha, can you please tell the commissioners where you are	12	how matters unfold when a crime scene technician arrives at
13	employed and also explain as what?	13	a scene. Do you get there and do your job without being
14	LT-COL BOTHA: Mr Chairperson, I'm a	14	shown around by anybody or without being shown anything?
15	Lieutenant-Colonel in the South African Police Service	15	LT-COL BOTHA: Mr Chair, normally when a
16	attached to the provincial crime scene processing team,	16	crime scene technician or a senior investigator arrives at
17	Phokeng. I have 28 years service in the South African	17	a scene there will be, there is normally policemen
18	Police Service of which I have been employed as a	18	available that will show you the scene and according to
19	fingerprint expert, official draftsman, photographer and	19	those points that you are shown and obviously your own
20	video camera operator for the past 26 years. I have	20	observations, you will process the crime scene.
21	successfully completed a theoretical and practical training	21	MR MADLANGA SC: So sometimes you make
22	course as a fingerprint expert, official draftsman,	22	your own observations on things that you might not have
23	photographer and video camera operator at the local	23	been shown by the police that you found at the scene?
111	criminal record control Unnington and also the CADC	<b>∩</b> ∧	IT COL DOTULA. That is compared Mr. Chair
24	criminal record centre, Uppington and also the SAPS	24 25	LT-COL BOTHA: That is correct, Mr Chair.
24 25	criminal record centre, Uppington and also the SAPS criminal record centre, Pretoria.	24 25	LT-COL BOTHA: That is correct, Mr Chair. MR MADLANGA SC: Has it ever happened

	Page 279		Page 281
1	that a crime scene technician misses something that he or	1	MR MADLANGA SC: Yes, Chair.
2	she ought to have seen?	2	CHAIRPERSON: And someone could number
3	LT-COL BOTHA: Mr Chair, it does happen.	3	the individual pages so we have B1 and B22 and that sort of
4	MR MADLANGA SC: Based on the evidence	4	thing.
5	that you have already given, if you were to miss something	5	MR MADLANGA SC: Yes.
6	that the police that are at the scene would have observed	6	CHAIRPERSON: I think from a housekeeping
7	but did not show you, what would happen in that instance?	7	point of view, we should do that.
8	Would they show it to you or would they not show it to you?	8	MR MADLANGA SC: That's going to be done,
9	LT-COL BOTHA: Mr Chair, it all depends	9	Chair.
10	on the situation. If I find something or if I miss	10	CHAIRPERSON: Right.
11	something later, and the person that showed me the scene	11	MR MADLANGA SC: They are also going to
12	are not there, he will know about it. If he is there and	12	be included in the volumes, the several volumes that we
13	he sees me missing it, he will obviously show it to me.	13	have and will be numbered consecutively according to the
14	MR MADLANGA SC: Could you please just	14	numbering that we already have.
15	read paragraph 5 of your statement into the record?	15	CHAIRPERSON: Yes, for the purposes of
16	LT-COL BOTHA: This is on a specific	16	the record -
17	scene, must I just read that paragraph?	17	MR MADLANGA SC: But yes, as exhibits
18	MR MADLANGA SC: Yes -	18	yes, yes Chair.
19	LT-COL BOTHA: Because it leads to	19	CHAIRPERSON: So have you put his
20	paragraph 4.	20	statement to him? Has he confirmed his statement is
21	MR MADLANGA SC: Alright, no, let us go,	21	correct?
22	let's go to the slides.	22	MR MADLANGA SC: Chair, I was still going
23	LT-COL BOTHA: Okay, Mr Chair, I was	23	to do that because I wanted, I wanted him to read paragraph
24	requested by the evidence leaders of the commission to do a	24	5 when we get to the scene and then I would have him
25	Google map on the incidents that happened in a certain area	25	confirm the statement at that point.
	Page 280		Page 282
1	Page 280 in Marikana, which I have prepared. That can be seen now.	1	Page 282 CHAIRPERSON: Alright.
1 2	5	1 2	
	in Marikana, which I have prepared. That can be seen now.		CHAIRPERSON: Alright.
2	in Marikana, which I have prepared. That can be seen now. MR MADLANGA SC: Chair, may I just	2	CHAIRPERSON: Alright. MR MADLANGA SC: But thank you for that,
2 3	in Marikana, which I have prepared. That can be seen now. MR MADLANGA SC: Chair, may I just indicate to the commissioners and colleagues that this is	2 3	CHAIRPERSON: Alright. MR MADLANGA SC: But thank you for that, Chairman. Can you please take us through the lettering
2 3 4	in Marikana, which I have prepared. That can be seen now. MR MADLANGA SC: Chair, may I just indicate to the commissioners and colleagues that this is now in the pack that was circulated yesterday and people	2 3 4	CHAIRPERSON: Alright. MR MADLANGA SC: But thank you for that, Chairman. Can you please take us through the lettering that is appearing on the map, Colonel?
2 3 4 5	in Marikana, which I have prepared. That can be seen now. MR MADLANGA SC: Chair, may I just indicate to the commissioners and colleagues that this is now in the pack that was circulated yesterday and people can decide where they want to look, whether it's on the pieces of paper that they have in front of them or at the screens or at the bigger one there. Thank you. Please	2 3 4 5	CHAIRPERSON: Alright. MR MADLANGA SC: But thank you for that, Chairman. Can you please take us through the lettering that is appearing on the map, Colonel? LT-COL BOTHA: Mr Chairman, I was requested to mark out specific cases and points which I marked out with alphabetical letters and also distances.
2 3 4 5 6	in Marikana, which I have prepared. That can be seen now. MR MADLANGA SC: Chair, may I just indicate to the commissioners and colleagues that this is now in the pack that was circulated yesterday and people can decide where they want to look, whether it's on the pieces of paper that they have in front of them or at the screens or at the bigger one there. Thank you. Please take us through the markings that you have on that map,	2 3 4 5 6	CHAIRPERSON: Alright. MR MADLANGA SC: But thank you for that, Chairman. Can you please take us through the lettering that is appearing on the map, Colonel? LT-COL BOTHA: Mr Chairman, I was requested to mark out specific cases and points which I marked out with alphabetical letters and also distances. I'm going to explain it now. A on the Google map, the
2 3 4 5 6 7	in Marikana, which I have prepared. That can be seen now. MR MADLANGA SC: Chair, may I just indicate to the commissioners and colleagues that this is now in the pack that was circulated yesterday and people can decide where they want to look, whether it's on the pieces of paper that they have in front of them or at the screens or at the bigger one there. Thank you. Please take us through the markings that you have on that map, Colonel?	2 3 4 5 6 7	CHAIRPERSON: Alright. MR MADLANGA SC: But thank you for that, Chairman. Can you please take us through the lettering that is appearing on the map, Colonel? LT-COL BOTHA: Mr Chairman, I was requested to mark out specific cases and points which I marked out with alphabetical letters and also distances. I'm going to explain it now. A on the Google map, the marker A is the position of Marikana CAS 107/8/2012 and
2 3 4 5 6 7 8	in Marikana, which I have prepared. That can be seen now. MR MADLANGA SC: Chair, may I just indicate to the commissioners and colleagues that this is now in the pack that was circulated yesterday and people can decide where they want to look, whether it's on the pieces of paper that they have in front of them or at the screens or at the bigger one there. Thank you. Please take us through the markings that you have on that map,	2 3 4 5 6 7 8 9 10	CHAIRPERSON: Alright. MR MADLANGA SC: But thank you for that, Chairman. Can you please take us through the lettering that is appearing on the map, Colonel? LT-COL BOTHA: Mr Chairman, I was requested to mark out specific cases and points which I marked out with alphabetical letters and also distances. I'm going to explain it now. A on the Google map, the marker A is the position of Marikana CAS 107/8/2012 and Wonderkop hostel.
2 3 4 5 6 7 8 9 10 11	in Marikana, which I have prepared. That can be seen now. MR MADLANGA SC: Chair, may I just indicate to the commissioners and colleagues that this is now in the pack that was circulated yesterday and people can decide where they want to look, whether it's on the pieces of paper that they have in front of them or at the screens or at the bigger one there. Thank you. Please take us through the markings that you have on that map, Colonel? CHAIRPERSON: Before we proceed, Mr Madlanga.	2 3 4 5 6 7 8 9 10 11	CHAIRPERSON:Alright.MR MADLANGA SC:But thank you for that,Chairman. Can you please take us through the letteringthat is appearing on the map, Colonel?LT-COL BOTHA:Mr Chairman, I wasrequested to mark out specific cases and points which Imarked out with alphabetical letters and also distances.I'm going to explain it now. A on the Google map, themarker A is the position of Marikana CAS 107/8/2012 andWonderkop hostel.MR MADLANGA SC:And do you have any idea
2 3 4 5 6 7 8 9 10 11 12	in Marikana, which I have prepared. That can be seen now. MR MADLANGA SC: Chair, may I just indicate to the commissioners and colleagues that this is now in the pack that was circulated yesterday and people can decide where they want to look, whether it's on the pieces of paper that they have in front of them or at the screens or at the bigger one there. Thank you. Please take us through the markings that you have on that map, Colonel? CHAIRPERSON: Before we proceed, Mr Madlanga. MR MADLANGA SC: Yes?	2 3 4 5 6 7 8 9 10 11 12	CHAIRPERSON:Alright.MR MADLANGA SC:But thank you for that,Chairman. Can you please take us through the letteringthat is appearing on the map, Colonel?LT-COL BOTHA:Mr Chairman, I wasrequested to mark out specific cases and points which Imarked out with alphabetical letters and also distances.I'm going to explain it now. A on the Google map, themarker A is the position of Marikana CAS 107/8/2012 andWonderkop hostel.MR MADLANGA SC:And do you have any ideawhat that case is about?
2 3 4 5 6 7 8 9 10 11 12 13	in Marikana, which I have prepared. That can be seen now. MR MADLANGA SC: Chair, may I just indicate to the commissioners and colleagues that this is now in the pack that was circulated yesterday and people can decide where they want to look, whether it's on the pieces of paper that they have in front of them or at the screens or at the bigger one there. Thank you. Please take us through the markings that you have on that map, Colonel? CHAIRPERSON: Before we proceed, Mr Madlanga. MR MADLANGA SC: Yes? CHAIRPERSON: Do you want his statement	2 3 4 5 6 7 8 9 10 11 12 13	CHAIRPERSON:Alright.MR MADLANGA SC:But thank you for that,Chairman. Can you please take us through the letteringthat is appearing on the map, Colonel?LT-COL BOTHA:Mr Chairman, I wasrequested to mark out specific cases and points which Imarked out with alphabetical letters and also distances.I'm going to explain it now. A on the Google map, themarker A is the position of Marikana CAS 107/8/2012 andWonderkop hostel.MR MADLANGA SC:And do you have any ideawhat that case is about?LT-COL BOTHA:That is the case where the
2 3 4 5 6 7 8 9 10 11 12 13 14	in Marikana, which I have prepared. That can be seen now. MR MADLANGA SC: Chair, may I just indicate to the commissioners and colleagues that this is now in the pack that was circulated yesterday and people can decide where they want to look, whether it's on the pieces of paper that they have in front of them or at the screens or at the bigger one there. Thank you. Please take us through the markings that you have on that map, Colonel? CHAIRPERSON: Before we proceed, Mr Madlanga. MR MADLANGA SC: Yes? CHAIRPERSON: Do you want his statement to go in as an exhibit?	2 3 4 5 6 7 8 9 10 11 12 13 14	CHAIRPERSON:Alright.MR MADLANGA SC:But thank you for that,Chairman. Can you please take us through the letteringthat is appearing on the map, Colonel?LT-COL BOTHA:Mr Chairman, I wasrequested to mark out specific cases and points which Imarked out with alphabetical letters and also distances.I'm going to explain it now. A on the Google map, themarker A is the position of Warikana CAS 107/8/2012 andWonderkop hostel.MR MADLANGA SC:And do you have any ideawhat that case is about?LT-COL BOTHA:That is the case where thetwo security guards were allegedly killed, Mr Chair. Mr
2 3 4 5 6 7 8 9 10 11 12 13 14 15	in Marikana, which I have prepared. That can be seen now. MR MADLANGA SC: Chair, may I just indicate to the commissioners and colleagues that this is now in the pack that was circulated yesterday and people can decide where they want to look, whether it's on the pieces of paper that they have in front of them or at the screens or at the bigger one there. Thank you. Please take us through the markings that you have on that map, Colonel? CHAIRPERSON: Before we proceed, Mr Madlanga. MR MADLANGA SC: Yes? CHAIRPERSON: Do you want his statement to go in as an exhibit? MR MADLANGA SC: Yes.	2 3 4 5 6 7 8 9 10 11 12 13 14 15	CHAIRPERSON: Alright. MR MADLANGA SC: But thank you for that, Chairman. Can you please take us through the lettering that is appearing on the map, Colonel? LT-COL BOTHA: Mr Chairman, I was requested to mark out specific cases and points which I marked out with alphabetical letters and also distances. I'm going to explain it now. A on the Google map, the marker A is the position of Marikana CAS 107/8/2012 and Wonderkop hostel. MR MADLANGA SC: And do you have any idea what that case is about? LT-COL BOTHA: That is the case where the two security guards were allegedly killed, Mr Chair. Mr Chair, then on the 13th there was an incident at Marikana
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16	in Marikana, which I have prepared. That can be seen now. MR MADLANGA SC: Chair, may I just indicate to the commissioners and colleagues that this is now in the pack that was circulated yesterday and people can decide where they want to look, whether it's on the pieces of paper that they have in front of them or at the screens or at the bigger one there. Thank you. Please take us through the markings that you have on that map, Colonel? CHAIRPERSON: Before we proceed, Mr Madlanga. MR MADLANGA SC: Yes? CHAIRPERSON: Do you want his statement to go in as an exhibit? MR MADLANGA SC: Yes. CHAIRPERSON: The essential thing is, to	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16	CHAIRPERSON: Alright. MR MADLANGA SC: But thank you for that, Chairman. Can you please take us through the lettering that is appearing on the map, Colonel? LT-COL BOTHA: Mr Chairman, I was requested to mark out specific cases and points which I marked out with alphabetical letters and also distances. I'm going to explain it now. A on the Google map, the marker A is the position of Marikana CAS 107/8/2012 and Wonderkop hostel. MR MADLANGA SC: And do you have any idea what that case is about? LT-COL BOTHA: That is the case where the two security guards were allegedly killed, Mr Chair. Mr Chair, then on the 13th there was an incident at Marikana where a railway line is of interest, that is B, it is the
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17	in Marikana, which I have prepared. That can be seen now. MR MADLANGA SC: Chair, may I just indicate to the commissioners and colleagues that this is now in the pack that was circulated yesterday and people can decide where they want to look, whether it's on the pieces of paper that they have in front of them or at the screens or at the bigger one there. Thank you. Please take us through the markings that you have on that map, Colonel? CHAIRPERSON: Before we proceed, Mr Madlanga. MR MADLANGA SC: Yes? CHAIRPERSON: Do you want his statement to go in as an exhibit? MR MADLANGA SC: Yes. CHAIRPERSON: The essential thing is, to ask him to confirm it's correct if he is prepared so to	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17	CHAIRPERSON: Alright. MR MADLANGA SC: But thank you for that, Chairman. Can you please take us through the lettering that is appearing on the map, Colonel? LT-COL BOTHA: Mr Chairman, I was requested to mark out specific cases and points which I marked out with alphabetical letters and also distances. I'm going to explain it now. A on the Google map, the marker A is the position of Marikana CAS 107/8/2012 and Wonderkop hostel. MR MADLANGA SC: And do you have any idea what that case is about? LT-COL BOTHA: That is the case where the two security guards were allegedly killed, Mr Chair. Mr Chair, then on the 13th there was an incident at Marikana where a railway line is of interest, that is B, it is the position of the railway line.
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18	in Marikana, which I have prepared. That can be seen now. MR MADLANGA SC: Chair, may I just indicate to the commissioners and colleagues that this is now in the pack that was circulated yesterday and people can decide where they want to look, whether it's on the pieces of paper that they have in front of them or at the screens or at the bigger one there. Thank you. Please take us through the markings that you have on that map, Colonel? CHAIRPERSON: Before we proceed, Mr Madlanga. MR MADLANGA SC: Yes? CHAIRPERSON: Do you want his statement to go in as an exhibit? MR MADLANGA SC: Yes. CHAIRPERSON: The essential thing is, to ask him to confirm it's correct if he is prepared so to confirm.	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18	CHAIRPERSON: Alright. MR MADLANGA SC: But thank you for that, Chairman. Can you please take us through the lettering that is appearing on the map, Colonel? LT-COL BOTHA: Mr Chairman, I was requested to mark out specific cases and points which I marked out with alphabetical letters and also distances. I'm going to explain it now. A on the Google map, the marker A is the position of Marikana CAS 107/8/2012 and Wonderkop hostel. MR MADLANGA SC: And do you have any idea what that case is about? LT-COL BOTHA: That is the case where the two security guards were allegedly killed, Mr Chair. Mr Chair, then on the 13th there was an incident at Marikana where a railway line is of interest, that is B, it is the position of the railway line. MR MADLANGA SC: Colonel, on recollection
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19	in Marikana, which I have prepared. That can be seen now. MR MADLANGA SC: Chair, may I just indicate to the commissioners and colleagues that this is now in the pack that was circulated yesterday and people can decide where they want to look, whether it's on the pieces of paper that they have in front of them or at the screens or at the bigger one there. Thank you. Please take us through the markings that you have on that map, Colonel? CHAIRPERSON: Before we proceed, Mr Madlanga. MR MADLANGA SC: Yes? CHAIRPERSON: Do you want his statement to go in as an exhibit? MR MADLANGA SC: Yes. CHAIRPERSON: The essential thing is, to ask him to confirm it's correct if he is prepared so to confirm. MR MADLANGA SC: Yes.	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19	CHAIRPERSON:Alright.MR MADLANGA SC:But thank you for that,Chairman. Can you please take us through the letteringthat is appearing on the map, Colonel?LT-COL BOTHA:Mr Chairman, I wasrequested to mark out specific cases and points which Imarked out with alphabetical letters and also distances.I'm going to explain it now. A on the Google map, themarker A is the position of Marikana CAS 107/8/2012 andWonderkop hostel.MR MADLANGA SC:And do you have any ideawhat that case is about?LT-COL BOTHA:That is the case where thetwo security guards were allegedly killed, Mr Chair. MrChair, then on the 13th there was an incident at Marikanawhere a railway line is of interest, that is B, it is theposition of the railway line.MR MADLANGA SC:Colonel, on recollectionI think you were in attendance at the inspection in loco on
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20	in Marikana, which I have prepared. That can be seen now. MR MADLANGA SC: Chair, may I just indicate to the commissioners and colleagues that this is now in the pack that was circulated yesterday and people can decide where they want to look, whether it's on the pieces of paper that they have in front of them or at the screens or at the bigger one there. Thank you. Please take us through the markings that you have on that map, Colonel? CHAIRPERSON: Before we proceed, Mr Madlanga. MR MADLANGA SC: Yes? CHAIRPERSON: Do you want his statement to go in as an exhibit? MR MADLANGA SC: Yes. CHAIRPERSON: The essential thing is, to ask him to confirm it's correct if he is prepared so to confirm. MR MADLANGA SC: Yes. CHAIRPERSON: Then we make it an exhibit	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20	CHAIRPERSON:Alright.MR MADLANGA SC:But thank you for that,Chairman. Can you please take us through the letteringthat is appearing on the map, Colonel?LT-COL BOTHA:Mr Chairman, I wasrequested to mark out specific cases and points which Imarked out with alphabetical letters and also distances.I'm going to explain it now. A on the Google map, themarker A is the position of Marikana CAS 107/8/2012 andWonderkop hostel.MR MADLANGA SC:And do you have any ideawhat that case is about?LT-COL BOTHA:That is the case where thetwo security guards were allegedly killed, Mr Chair. MrChair, then on the 13th there was an incident at Marikanawhere a railway line is of interest, that is B, it is theposition of the railway line.MR MADLANGA SC:Colonel, on recollectionI think you were in attendance at the inspection in loco onthe 2nd of October, that is so?
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21	in Marikana, which I have prepared. That can be seen now. MR MADLANGA SC: Chair, may I just indicate to the commissioners and colleagues that this is now in the pack that was circulated yesterday and people can decide where they want to look, whether it's on the pieces of paper that they have in front of them or at the screens or at the bigger one there. Thank you. Please take us through the markings that you have on that map, Colonel? CHAIRPERSON: Before we proceed, Mr Madlanga. MR MADLANGA SC: Yes? CHAIRPERSON: Do you want his statement to go in as an exhibit? MR MADLANGA SC: Yes. CHAIRPERSON: The essential thing is, to ask him to confirm it's correct if he is prepared so to confirm. MR MADLANGA SC: Yes. CHAIRPERSON: Then we make it an exhibit and then we have a pack or photographs, maps and so forth,	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21	CHAIRPERSON: Alright. MR MADLANGA SC: But thank you for that, Chairman. Can you please take us through the lettering that is appearing on the map, Colonel? LT-COL BOTHA: Mr Chairman, I was requested to mark out specific cases and points which I marked out with alphabetical letters and also distances. I'm going to explain it now. A on the Google map, the marker A is the position of Marikana CAS 107/8/2012 and Wonderkop hostel. MR MADLANGA SC: And do you have any idea what that case is about? LT-COL BOTHA: That is the case where the two security guards were allegedly killed, Mr Chair. Mr Chair, then on the 13th there was an incident at Marikana where a railway line is of interest, that is B, it is the position of the railway line. MR MADLANGA SC: Colonel, on recollection I think you were in attendance at the inspection in loco on the 2nd of October, that is so? LT-COL BOTHA: That's correct, Mr Chair.
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22	in Marikana, which I have prepared. That can be seen now. MR MADLANGA SC: Chair, may I just indicate to the commissioners and colleagues that this is now in the pack that was circulated yesterday and people can decide where they want to look, whether it's on the pieces of paper that they have in front of them or at the screens or at the bigger one there. Thank you. Please take us through the markings that you have on that map, Colonel? CHAIRPERSON: Before we proceed, Mr Madlanga. MR MADLANGA SC: Yes? CHAIRPERSON: Do you want his statement to go in as an exhibit? MR MADLANGA SC: Yes. CHAIRPERSON: The essential thing is, to ask him to confirm it's correct if he is prepared so to confirm. MR MADLANGA SC: Yes. CHAIRPERSON: Then we make it an exhibit and then we have a pack of photographs, maps and so forth, we could possibly, I take it that's an exhibit as well. If	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22	CHAIRPERSON: Alright. MR MADLANGA SC: But thank you for that, Chairman. Can you please take us through the lettering that is appearing on the map, Colonel? LT-COL BOTHA: Mr Chairman, I was requested to mark out specific cases and points which I marked out with alphabetical letters and also distances. I'm going to explain it now. A on the Google map, the marker A is the position of Marikana CAS 107/8/2012 and Wonderkop hostel. MR MADLANGA SC: And do you have any idea what that case is about? LT-COL BOTHA: That is the case where the two security guards were allegedly killed, Mr Chair. Mr Chair, then on the 13th there was an incident at Marikana where a railway line is of interest, that is B, it is the position of the railway line. MR MADLANGA SC: Colonel, on recollection I think you were in attendance at the inspection in loco on the 2nd of October, that is so? LT-COL BOTHA: That's correct, Mr Chair. MR MADLANGA SC: Ja, I do not know if you
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23	in Marikana, which I have prepared. That can be seen now. MR MADLANGA SC: Chair, may I just indicate to the commissioners and colleagues that this is now in the pack that was circulated yesterday and people can decide where they want to look, whether it's on the pieces of paper that they have in front of them or at the screens or at the bigger one there. Thank you. Please take us through the markings that you have on that map, Colonel? CHAIRPERSON: Before we proceed, Mr Madlanga. MR MADLANGA SC: Yes? CHAIRPERSON: Do you want his statement to go in as an exhibit? MR MADLANGA SC: Yes. CHAIRPERSON: The essential thing is, to ask him to confirm it's correct if he is prepared so to confirm. MR MADLANGA SC: Yes. CHAIRPERSON: Then we make it an exhibit and then we have a pack of photographs, maps and so forth, we could possibly, I take it that's an exhibit as well. If you want these statement to go in that could be Exhibit A,	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23	CHAIRPERSON:Alright.MR MADLANGA SC:But thank you for that,Chairman. Can you please take us through the letteringthat is appearing on the map, Colonel?LT-COL BOTHA:Mr Chairman, I wasrequested to mark out specific cases and points which Imarked out with alphabetical letters and also distances.I'm going to explain it now. A on the Google map, themarker A is the position of Marikana CAS 107/8/2012 andWonderkop hostel.MR MADLANGA SC:And do you have any ideawhat that case is about?LT-COL BOTHA:That is the case where thetwo security guards were allegedly killed, Mr Chair. MrChair, then on the 13th there was an incident at Marikanawhere a railway line is of interest, that is B, it is theposition of the railway line.MR MADLANGA SC:Colonel, on recollectionI think you were in attendance at the inspection in loco onthe 2nd of October, that is so?LT-COL BOTHA:That's correct, Mr Chair.MR MADLANGA SC:Ja, I do not know if youhave had sight of some video footage that forms part of the
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22	in Marikana, which I have prepared. That can be seen now. MR MADLANGA SC: Chair, may I just indicate to the commissioners and colleagues that this is now in the pack that was circulated yesterday and people can decide where they want to look, whether it's on the pieces of paper that they have in front of them or at the screens or at the bigger one there. Thank you. Please take us through the markings that you have on that map, Colonel? CHAIRPERSON: Before we proceed, Mr Madlanga. MR MADLANGA SC: Yes? CHAIRPERSON: Do you want his statement to go in as an exhibit? MR MADLANGA SC: Yes. CHAIRPERSON: The essential thing is, to ask him to confirm it's correct if he is prepared so to confirm. MR MADLANGA SC: Yes. CHAIRPERSON: Then we make it an exhibit and then we have a pack of photographs, maps and so forth, we could possibly, I take it that's an exhibit as well. If	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22	CHAIRPERSON: Alright. MR MADLANGA SC: But thank you for that, Chairman. Can you please take us through the lettering that is appearing on the map, Colonel? LT-COL BOTHA: Mr Chairman, I was requested to mark out specific cases and points which I marked out with alphabetical letters and also distances. I'm going to explain it now. A on the Google map, the marker A is the position of Marikana CAS 107/8/2012 and Wonderkop hostel. MR MADLANGA SC: And do you have any idea what that case is about? LT-COL BOTHA: That is the case where the two security guards were allegedly killed, Mr Chair. Mr Chair, then on the 13th there was an incident at Marikana where a railway line is of interest, that is B, it is the position of the railway line. MR MADLANGA SC: Colonel, on recollection I think you were in attendance at the inspection in loco on the 2nd of October, that is so? LT-COL BOTHA: That's correct, Mr Chair. MR MADLANGA SC: Ja, I do not know if you

## Marikana Commission of Inquiry

	Page 283		Page 285
1	explained this point to you on the day of the	1	Marikana CAS 137/8/2012.
2	reconstruction.	2	MR MADLANGA SC: And which one is that?
3	MR MADLANGA SC: Yes.	3	LT-COL BOTHA: Mr Chair, I think it's
4	LT-COL BOTHA: Next to the railway line.	4	known as the scene at the kraal.
5	MR MADLANGA SC: Yes, now what I want to	5	MR MADLANGA SC: Point K?
6	make about the railway line, in the SAPS video footage that	6	LT-COL BOTHA: Point K is the position of
7	I'm referring to, there is a general who is addressing the	7	Marikana CAS 138/8/2012.
8	workers close to a railway line. Would this be the railway	8	MR MADLANGA SC: And would that be scene
9	line?	9	2?
10	LT-COL BOTHA: That is correct, Mr Chair.	10	LT-COL BOTHA: That is scene 2, Mr
11	MR MADLANGA SC: Please continue with the	11	Chairman.
12	lettering.	12	MR MADLANGA SC: And L?
13	LT-COL BOTHA: Mr Chair, C is the	13	LT-COL BOTHA: Mr Chair, I was also
14	position of Marikana CAS 118/8/2012, that is the murder of	14	requested to show the position of the Number officers at
15	a police official. D is the position of Marikana CAS	15	Wonderkop, which will be point number L.
16	119/8/2012, that is where a seriously injured police	16	[15:30] MR MADLANGA SC: Thank you. Is there
17	official was removed from the scene which allegedly later	17	anything that we might have left out on the map itself?
18	died at hospital. Mr Chair, F is the position of Marikana	18	LT-COL BOTHA: Just the measurements.
19	CAS 116, ag sorry E, E is the position of Marikana CAS	19	MR MADLANGA SC: Yes.
20	117/8/2012 that was the body of a civilian member. Point ${\sf F}$	20	LT-COL BOTHA: Measurements, Mr Chairman,
21	is the position of Marikana CAS 116/8/2012, the position of	21	that is how the crow flies straight B to C is 600 metres.
22	a civilian member.	22	That is the railway line until the scene where the first,
23	MR MADLANGA SC: When we moved C, D and E	23	where the policemen were found dead at the scene.
24	that was your scene, is that not so?	24	MR MADLANGA SC: Perhaps Colonel, you
25	LT-COL BOTHA: That is correct, Mr Chair.	25	confirm that all of those are the measurements?
	Dara 204		
	Page 284		Page 286
1	MR MADLANGA SC: Yes. We then crossed	1	Page 286 LT-COL BOTHA: Ja, that is the
1 2		1 2	
	MR MADLANGA SC: Yes. We then crossed		LT-COL BOTHA: Ja, that is the
2 3 4	MR MADLANGA SC: Yes. We then crossed that dirt road and moved across where your colleague, Mr Moshwana pointed out a spot where he had found a deceased person, would that be the F that you are referring to just	2 3 4	LT-COL BOTHA: Ja, that is the measurements. MR MADLANGA SC: Yes, yes. So we are done with that Google map.
2 3 4 5	MR MADLANGA SC: Yes. We then crossed that dirt road and moved across where your colleague, Mr Moshwana pointed out a spot where he had found a deceased person, would that be the F that you are referring to just now?	2 3	LT-COL BOTHA: Ja, that is the measurements. MR MADLANGA SC: Yes, yes. So we are done with that Google map. LT-COL BOTHA: Okay.
2 3 4 5 6	MR MADLANGA SC: Yes. We then crossed that dirt road and moved across where your colleague, Mr Moshwana pointed out a spot where he had found a deceased person, would that be the F that you are referring to just now? LT-COL BOTHA: That is correct, Mr Chair.	2 3 4	LT-COL BOTHA: Ja, that is the measurements. MR MADLANGA SC: Yes, yes. So we are done with that Google map. LT-COL BOTHA: Okay. MR MADLANGA SC: Yes, can we move onto
2 3 4 5 6 7	MR MADLANGA SC: Yes. We then crossed that dirt road and moved across where your colleague, Mr Moshwana pointed out a spot where he had found a deceased person, would that be the F that you are referring to just now? LT-COL BOTHA: That is correct, Mr Chair. MR MADLANGA SC: Please continue.	2 3 4 5 6 7	LT-COL BOTHA: Ja, that is the measurements. MR MADLANGA SC: Yes, yes. So we are done with that Google map. LT-COL BOTHA: Okay. MR MADLANGA SC: Yes, can we move onto your next slide?
2 3 4 5 6 7 8	MR MADLANGA SC: Yes. We then crossed that dirt road and moved across where your colleague, Mr Moshwana pointed out a spot where he had found a deceased person, would that be the F that you are referring to just now? LT-COL BOTHA: That is correct, Mr Chair. MR MADLANGA SC: Please continue. LT-COL BOTHA: Point G is the position of	2 3 4 5 6 7 8	LT-COL BOTHA:Ja, that is themeasurements.MR MADLANGA SC:Yes, yes. So we aredone with that Google map.Yes, yes. So we areLT-COL BOTHA:Okay.MR MADLANGA SC:Yes, can we move ontoyour next slide?Yes, can we move ontoLT-COL BOTHA:Mr Chairperson, I took an
2 3 4 5 6 7 8 9	MR MADLANGA SC: Yes. We then crossed that dirt road and moved across where your colleague, Mr Moshwana pointed out a spot where he had found a deceased person, would that be the F that you are referring to just now? LT-COL BOTHA: That is correct, Mr Chair. MR MADLANGA SC: Please continue. LT-COL BOTHA: Point G is the position of Marikana CAS 115/8/2012 the body of a civilian member.	2 3 4 5 6 7 8 9	LT-COL BOTHA: Ja, that is the measurements. MR MADLANGA SC: Yes, yes. So we are done with that Google map. LT-COL BOTHA: Okay. MR MADLANGA SC: Yes, can we move onto your next slide? LT-COL BOTHA: Mr Chairperson, I took an aerial photograph as the Goult map is very high up, to
2 3 4 5 6 7 8 9 10	MR MADLANGA SC: Yes. We then crossed that dirt road and moved across where your colleague, Mr Moshwana pointed out a spot where he had found a deceased person, would that be the F that you are referring to just now? LT-COL BOTHA: That is correct, Mr Chair. MR MADLANGA SC: Please continue. LT-COL BOTHA: Point G is the position of Marikana CAS 115/8/2012 the body of a civilian member. MR MADLANGA SC: Who had attended to	2 3 4 5 6 7 8 9 10	LT-COL BOTHA: Ja, that is the measurements. MR MADLANGA SC: Yes, yes. So we are done with that Google map. LT-COL BOTHA: Okay. MR MADLANGA SC: Yes, can we move onto your next slide? LT-COL BOTHA: Mr Chairperson, I took an aerial photograph as the Google map is very high up, to show the incidents that happened on the 13th just to show
2 3 4 5 6 7 8 9 10 11	MR MADLANGA SC: Yes. We then crossed that dirt road and moved across where your colleague, Mr Moshwana pointed out a spot where he had found a deceased person, would that be the F that you are referring to just now? LT-COL BOTHA: That is correct, Mr Chair. MR MADLANGA SC: Please continue. LT-COL BOTHA: Point G is the position of Marikana CAS 115/8/2012 the body of a civilian member. MR MADLANGA SC: Who had attended to scene G?	2 3 4 5 6 7 8 9 10 11	LT-COL BOTHA: Ja, that is the measurements. MR MADLANGA SC: Yes, yes. So we are done with that Google map. LT-COL BOTHA: Okay. MR MADLANGA SC: Yes, can we move onto your next slide? LT-COL BOTHA: Mr Chairperson, I took an aerial photograph as the Google map is very high up, to show the incidents that happened on the 13th just to show the relation at ground level. It's self explanatory.
2 3 4 5 6 7 8 9 10 11 12	MR MADLANGA SC: Yes. We then crossed that dirt road and moved across where your colleague, Mr Moshwana pointed out a spot where he had found a deceased person, would that be the F that you are referring to just now? LT-COL BOTHA: That is correct, Mr Chair. MR MADLANGA SC: Please continue. LT-COL BOTHA: Point G is the position of Marikana CAS 115/8/2012 the body of a civilian member. MR MADLANGA SC: Who had attended to scene G? LT-COL BOTHA: Captain Moshwana attended	2 3 4 5 6 7 8 9 10 11 12	LT-COL BOTHA: Ja, that is the measurements. MR MADLANGA SC: Yes, yes. So we are done with that Google map. LT-COL BOTHA: Okay. MR MADLANGA SC: Yes, can we move onto your next slide? LT-COL BOTHA: Mr Chairperson, I took an aerial photograph as the Google map is very high up, to show the incidents that happened on the 13th just to show the relation at ground level. It's self explanatory. CHAIRPERSON: Mr Madlanga, I don't want
2 3 4 5 6 7 8 9 10 11 12 13	MR MADLANGA SC:Yes. We then crossedthat dirt road and moved across where your colleague, MrMoshwana pointed out a spot where he had found a deceasedperson, would that be the F that you are referring to justnow?LT-COL BOTHA:That is correct, Mr Chair.MR MADLANGA SC:Please continue.LT-COL BOTHA:Point G is the position ofMarikana CAS 115/8/2012 the body of a civilian member.MR MADLANGA SC:Who had attended toscene G?LT-COL BOTHA:LT-COL BOTHA:Captain Moshwana attendedto this scene.Kaptain Moshwana attended	2 3 4 5 6 7 8 9 10 11 12 13	LT-COL BOTHA: Ja, that is the measurements. MR MADLANGA SC: Yes, yes. So we are done with that Google map. LT-COL BOTHA: Okay. MR MADLANGA SC: Yes, can we move onto your next slide? LT-COL BOTHA: Mr Chairperson, I took an aerial photograph as the Google map is very high up, to show the incidents that happened on the 13th just to show the relation at ground level. It's self explanatory. CHAIRPERSON: Mr Madlanga, I don't want to interrupt you unduly, but in order to make it easier for
2 3 4 5 6 7 8 9 10 11 12 13 14	MR MADLANGA SC:Yes. We then crossedthat dirt road and moved across where your colleague, MrMoshwana pointed out a spot where he had found a deceasedperson, would that be the F that you are referring to justnow?LT-COL BOTHA:That is correct, Mr Chair.MR MADLANGA SC:Please continue.LT-COL BOTHA:Point G is the position ofMarikana CAS 115/8/2012 the body of a civilian member.MR MADLANGA SC:Who had attended toscene G?LT-COL BOTHA:Captain Moshwana attendedto this scene.MR MADLANGA SC:MR MADLANGA SC:Yes?	2 3 4 5 6 7 8 9 10 11 12 13 14	LT-COL BOTHA: Ja, that is the measurements. MR MADLANGA SC: Yes, yes. So we are done with that Google map. LT-COL BOTHA: Okay. MR MADLANGA SC: Yes, can we move onto your next slide? LT-COL BOTHA: Mr Chairperson, I took an aerial photograph as the Google map is very high up, to show the incidents that happened on the 13th just to show the relation at ground level. It's self explanatory. CHAIRPERSON: Mr Madlanga, I don't want to interrupt you unduly, but in order to make it easier for those of us who have the reation at ground level. Transcript later, it
2 3 4 5 6 7 8 9 10 11 12 13 14 15	MR MADLANGA SC:Yes. We then crossedthat dirt road and moved across where your colleague, MrMoshwana pointed out a spot where he had found a deceasedperson, would that be the F that you are referring to justnow?LT-COL BOTHA:That is correct, Mr Chair.MR MADLANGA SC:Please continue.LT-COL BOTHA:Point G is the position ofMarikana CAS 115/8/2012 the body of a civilian member.MR MADLANGA SC:Who had attended toscene G?LT-COL BOTHA:Captain Moshwana attendedto this scene.Yes?MR MADLANGA SC:Yes?LT-COL BOTHA:Point H is the position of	2 3 4 5 6 7 8 9 10 11 12 13 14 15	LT-COL BOTHA: Ja, that is the measurements. MR MADLANGA SC: Yes, yes. So we are done with that Google map. LT-COL BOTHA: Okay. MR MADLANGA SC: Yes, can we move onto your next slide? LT-COL BOTHA: Mr Chairperson, I took an aerial photograph as the Google map is very high up, to show the incidents that happened on the 13th just to show the relation at ground level. It's self explanatory. CHAIRPERSON: Mr Madlanga, I don't want to interrupt you unduly, but in order to make it easier for those of us who have the read the transcript later, it might be helpful at this stage if we were to call his
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16	MR MADLANGA SC:Yes. We then crossedthat dirt road and moved across where your colleague, MrMoshwana pointed out a spot where he had found a deceasedperson, would that be the F that you are referring to justnow?LT-COL BOTHA:That is correct, Mr Chair.MR MADLANGA SC:Please continue.LT-COL BOTHA:Point G is the position ofMarikana CAS 115/8/2012 the body of a civilian member.MR MADLANGA SC:Who had attended toscene G?LT-COL BOTHA:Captain Moshwana attendedto this scene.Yes?LT-COL BOTHA:Point H is the position ofto this scene.Yes?LT-COL BOTHA:Point H is the position of	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16	LT-COL BOTHA: Ja, that is the measurements. MR MADLANGA SC: Yes, yes. So we are done with that Google map. LT-COL BOTHA: Okay. MR MADLANGA SC: Yes, can we move onto your next slide? LT-COL BOTHA: Mr Chairperson, I took an aerial photograph as the Google map is very high up, to show the incidents that happened on the 13th just to show the relation at ground level. It's self explanatory. CHAIRPERSON: Mr Madlanga, I don't want to interrupt you unduly, but in order to make it easier for those of us who have the read the transcript later, it might be helpful at this stage if we were to call his statement, that he has been reading from Exhibit A, call
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17	MR MADLANGA SC:Yes. We then crossedthat dirt road and moved across where your colleague, MrMoshwana pointed out a spot where he had found a deceasedperson, would that be the F that you are referring to justnow?LT-COL BOTHA:That is correct, Mr Chair.MR MADLANGA SC:Please continue.LT-COL BOTHA:Point G is the position ofMarikana CAS 115/8/2012 the body of a civilian member.MR MADLANGA SC:Who had attended toscene G?LT-COL BOTHA:Captain Moshwana attendedto this scene.Yes?MR MADLANGA SC:Yes?LT-COL BOTHA:Point H is the position ofthe koppie at Wonderkop where the alleged gathering tookplace.	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17	LT-COL BOTHA: Ja, that is the measurements. MR MADLANGA SC: Yes, yes. So we are done with that Google map. LT-COL BOTHA: Okay. MR MADLANGA SC: Yes, can we move onto your next slide? LT-COL BOTHA: Mr Chairperson, I took an aerial photograph as the Google map is very high up, to show the incidents that happened on the 13th just to show the relation at ground level. It's self explanatory. CHAIRPERSON: Mr Madlanga, I don't want to interrupt you unduly, but in order to make it easier for those of us who have the read the transcript later, it might be helpful at this stage if we were to call his statement, that he has been reading from Exhibit A, call this bundle of documents, Exhibit B and he is now on what
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18	MR MADLANGA SC:Yes. We then crossedthat dirt road and moved across where your colleague, MrMoshwana pointed out a spot where he had found a deceasedperson, would that be the F that you are referring to justnow?LT-COL BOTHA:That is correct, Mr Chair.MR MADLANGA SC:Please continue.LT-COL BOTHA:Point G is the position ofMarikana CAS 115/8/2012 the body of a civilian member.MR MADLANGA SC:Who had attended toscene G?Vino Mad attended toLT-COL BOTHA:Captain Moshwana attendedto this scene.Yes?LT-COL BOTHA:Point H is the position ofthe koppie at Wonderkop where the alleged gathering tookplace.MR MADLANGA SC:MR MADLANGA SC:Yes?LT-COL BOTHA:Point H is the position of	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18	LT-COL BOTHA: Ja, that is the measurements. MR MADLANGA SC: Yes, yes. So we are done with that Google map. LT-COL BOTHA: Okay. MR MADLANGA SC: Yes, can we move onto your next slide? LT-COL BOTHA: Mr Chairperson, I took an aerial photograph as the Google map is very high up, to show the incidents that happened on the 13th just to show the relation at ground level. It's self explanatory. CHAIRPERSON: Mr Madlanga, I don't want to interrupt you unduly, but in order to make it easier for those of us who have the read the transcript later, it might be helpful at this stage if we were to call his statement, that he has been reading from Exhibit A, call this bundle of documents, Exhibit B and he is now on what would be Exhibit B3, on B3. B1 was this aerial photograph,
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19	MR MADLANGA SC:Yes. We then crossedthat dirt road and moved across where your colleague, MrMoshwana pointed out a spot where he had found a deceasedperson, would that be the F that you are referring to justnow?LT-COL BOTHA:That is correct, Mr Chair.MR MADLANGA SC:Please continue.LT-COL BOTHA:Point G is the position ofMarikana CAS 115/8/2012 the body of a civilian member.MR MADLANGA SC:Who had attended toscene G?Uto Captain Moshwana attendedto this scene.Yes?LT-COL BOTHA:Point H is the position ofMR MADLANGA SC:Yes?LT-COL BOTHA:Point H is the position ofto the koppie at Wonderkop where the alleged gathering tookplace.MR MADLANGA SC:MR MADLANGA SC:Is that the koppieclosest to the kraal, kraal where scene 1 took place?	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19	LT-COL BOTHA: Ja, that is the measurements. MR MADLANGA SC: Yes, yes. So we are done with that Google map. LT-COL BOTHA: Okay. MR MADLANGA SC: Yes, can we move onto your next slide? LT-COL BOTHA: Mr Chairperson, I took an aerial photograph as the Google map is very high up, to show the incidents that happened on the 13th just to show the relation at ground level. It's self explanatory. CHAIRPERSON: Mr Madlanga, I don't want to interrupt you unduly, but in order to make it easier for those of us who have the read the transcript later, it might be helpful at this stage if we were to call his statement, that he has been reading from Exhibit A, call this bundle of documents, Exhibit B and he is now on what would be Exhibit B3, on B3. B1 was this aerial photograph, with this, the key or the explanation is B2 and B3 will now
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20	MR MADLANGA SC:Yes. We then crossedthat dirt road and moved across where your colleague, MrMoshwana pointed out a spot where he had found a deceasedperson, would that be the F that you are referring to justnow?LT-COL BOTHA:That is correct, Mr Chair.MR MADLANGA SC:Please continue.LT-COL BOTHA:Point G is the position ofMarikana CAS 115/8/2012 the body of a civilian member.MR MADLANGA SC:Who had attended toscene G?LT-COL BOTHA:Captain Moshwana attendedto this scene.MR MADLANGA SC:Yes?LT-COL BOTHA:Point H is the position ofthe koppie at Wonderkop where the alleged gathering tookplace.MR MADLANGA SC:Is that the koppieclosest to the kraal, kraal where scene 1 took place?LT-COL BOTHA:That is correct, Mr Chair.	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20	LT-COL BOTHA: Ja, that is the measurements. MR MADLANGA SC: Yes, yes. So we are done with that Google map. LT-COL BOTHA: Okay. MR MADLANGA SC: Yes, can we move onto your next slide? LT-COL BOTHA: Mr Chairperson, I took an aerial photograph as the Google map is very high up, to show the incidents that happened on the 13th just to show the relation at ground level. It's self explanatory. CHAIRPERSON: Mr Madlanga, I don't want to interrupt you unduly, but in order to make it easier for those of us who have the read the transcript later, it might be helpful at this stage if we were to call his statement, that he has been reading from Exhibit A, call this bundle of documents, Exhibit B and he is now on what would be Exhibit B3, on B3. B1 was this aerial photograph, with this, the key or the explanation is B2 and B3 will now
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21	MR MADLANGA SC:Yes. We then crossedthat dirt road and moved across where your colleague, MrMoshwana pointed out a spot where he had found a deceasedperson, would that be the F that you are referring to justnow?LT-COL BOTHA:That is correct, Mr Chair.MR MADLANGA SC:Please continue.LT-COL BOTHA:Point G is the position ofMarikana CAS 115/8/2012 the body of a civilian member.MR MADLANGA SC:Who had attended toscene G?Varian Moshwana attendedLT-COL BOTHA:Captain Moshwana attendedto this scene.Yes?LT-COL BOTHA:Point H is the position ofthe koppie at Wonderkop where the alleged gathering tookplace.MR MADLANGA SC:MR MADLANGA SC:Is that the koppieclosest to the kraal, kraal where scene 1 took place?LT-COL BOTHA:That is correct, Mr Chair.MR MADLANGA SC:I?	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21	LT-COL BOTHA: Ja, that is the measurements. MR MADLANGA SC: Yes, yes. So we are done with that Google map. LT-COL BOTHA: Okay. MR MADLANGA SC: Yes, can we move onto your next slide? LT-COL BOTHA: Mr Chairperson, I took an aerial photograph as the Google map is very high up, to show the incidents that happened on the 13th just to show the relation at ground level. It's self explanatory. CHAIRPERSON: Mr Madlanga, I don't want to interrupt you unduly, but in order to make it easier for those of us who have the read the transcript later, it might be helpful at this stage if we were to call his statement, that he has been reading from Exhibit A, call this bundle of documents, Exhibit B and he is now on what would be Exhibit B3, on B3. B1 was this aerial photograph, with this, the key or the explanation is B2 and B3 will now be the slide that he is now referring to. I think this will make it easier for us later when we read the
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22	MR MADLANGA SC: Yes. We then crossed that dirt road and moved across where your colleague, Mr Moshwana pointed out a spot where he had found a deceased person, would that be the F that you are referring to just now? LT-COL BOTHA: That is correct, Mr Chair. MR MADLANGA SC: Please continue. LT-COL BOTHA: Point G is the position of Marikana CAS 115/8/2012 the body of a civilian member. MR MADLANGA SC: Who had attended to scene G? LT-COL BOTHA: Captain Moshwana attended to this scene. MR MADLANGA SC: Yes? LT-COL BOTHA: Point H is the position of the koppie at Wonderkop where the alleged gathering took place. MR MADLANGA SC: Is that the koppie closest to the kraal, kraal where scene 1 took place? LT-COL BOTHA: That is correct, Mr Chair. MR MADLANGA SC: I? LT-COL BOTHA: Point I is the position of	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22	LT-COL BOTHA: Ja, that is the measurements. MR MADLANGA SC: Yes, yes. So we are done with that Google map. LT-COL BOTHA: Okay. MR MADLANGA SC: Yes, can we move onto your next slide? LT-COL BOTHA: Mr Chairperson, I took an aerial photograph as the Google map is very high up, to show the incidents that happened on the 13th just to show the relation at ground level. It's self explanatory. CHAIRPERSON: Mr Madlanga, I don't want to interrupt you unduly, but in order to make it easier for those of us who have the read the transcript later, it might be helpful at this stage if we were to call his statement, that he has been reading from Exhibit A, call this bundle of documents, Exhibit B and he is now on what would be Exhibit B3, on B3. B1 was this aerial photograph, with this, the key or the explanation is B2 and B3 will now be the slide that he is now referring to. I think this will make it easier for us later when we read the transcript. If you can carry on like that as he gives his
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23	MR MADLANGA SC: Yes. We then crossed that dirt road and moved across where your colleague, Mr Moshwana pointed out a spot where he had found a deceased person, would that be the F that you are referring to just now? LT-COL BOTHA: That is correct, Mr Chair. MR MADLANGA SC: Please continue. LT-COL BOTHA: Point G is the position of Marikana CAS 115/8/2012 the body of a civilian member. MR MADLANGA SC: Who had attended to scene G? LT-COL BOTHA: Captain Moshwana attended to this scene. MR MADLANGA SC: Yes? LT-COL BOTHA: Point H is the position of the koppie at Wonderkop where the alleged gathering took place. MR MADLANGA SC: Is that the koppie closest to the kraal, kraal where scene 1 took place? LT-COL BOTHA: That is correct, Mr Chair. MR MADLANGA SC: I? LT-COL BOTHA: Point I is the position of Marikana CAS 121/8/2012 that is the, I refer to it as the	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23	LT-COL BOTHA: Ja, that is the measurements. MR MADLANGA SC: Yes, yes. So we are done with that Google map. LT-COL BOTHA: Okay. MR MADLANGA SC: Yes, can we move onto your next slide? LT-COL BOTHA: Mr Chairperson, I took an aerial photograph as the Google map is very high up, to show the incidents that happened on the 13th just to show the relation at ground level. It's self explanatory. CHAIRPERSON: Mr Madlanga, I don't want to interrupt you unduly, but in order to make it easier for those of us who have the read the transcript later, it might be helpful at this stage if we were to call his statement, that he has been reading from Exhibit A, call this bundle of documents, Exhibit B and he is now on what would be Exhibit B3, on B3. B1 was this aerial photograph, with this, the key or the explanation is B2 and B3 will now be the slide that he is now referring to. I think this will make it easier for us later when we read the transcript. If you can carry on like that as he gives his further evidence.
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22	MR MADLANGA SC: Yes. We then crossed that dirt road and moved across where your colleague, Mr Moshwana pointed out a spot where he had found a deceased person, would that be the F that you are referring to just now? LT-COL BOTHA: That is correct, Mr Chair. MR MADLANGA SC: Please continue. LT-COL BOTHA: Point G is the position of Marikana CAS 115/8/2012 the body of a civilian member. MR MADLANGA SC: Who had attended to scene G? LT-COL BOTHA: Captain Moshwana attended to this scene. MR MADLANGA SC: Yes? LT-COL BOTHA: Point H is the position of the koppie at Wonderkop where the alleged gathering took place. MR MADLANGA SC: Is that the koppie closest to the kraal, kraal where scene 1 took place? LT-COL BOTHA: That is correct, Mr Chair. MR MADLANGA SC: I? LT-COL BOTHA: Point I is the position of	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22	LT-COL BOTHA: Ja, that is the measurements. MR MADLANGA SC: Yes, yes. So we are done with that Google map. LT-COL BOTHA: Okay. MR MADLANGA SC: Yes, can we move onto your next slide? LT-COL BOTHA: Mr Chairperson, I took an aerial photograph as the Google map is very high up, to show the incidents that happened on the 13th just to show the relation at ground level. It's self explanatory. CHAIRPERSON: Mr Madlanga, I don't want to interrupt you unduly, but in order to make it easier for those of us who have the read the transcript later, it might be helpful at this stage if we were to call his statement, that he has been reading from Exhibit A, call this bundle of documents, Exhibit B and he is now on what would be Exhibit B3, on B3. B1 was this aerial photograph, with this, the key or the explanation is B2 and B3 will now be the slide that he is now referring to. I think this will make it easier for us later when we read the transcript. If you can carry on like that as he gives his

## Marikana Commission of Inquiry

	Page 287		Page 289
1	C and this should be B, yes.	1	MR MADLANGA SC: Then what you referred
2	CHAIRPERSON: The statement is C, this	2	to as the arc from edge of E to Z?
3	bundle that we are looking at is B.	3	LT-COL BOTHA: Mr Chair, the arc from the
4	MR MADLANGA SC: Yes.	4	edge of E to Z I found the following exhibits, 11 shotgun
5	CHAIRPERSON: And A is already in, that's	5	cartridge cases, one it's like a piece of paper that was
6	the bundle of -	6	folded or ruffled up with possible dagga in it, one
7	MR MADLANGA SC: Post-mortem reports.	7	ballistic round,
8	CHAIRPERSON: Those are the post-mortem	8	MR MADLANGA SC: And what do you mean by
9	reports. I think one or two are still outstanding.	9	that?
10	MR MADLANGA SC: The post-mortem reports	10	LT-COL BOTHA: A ballistic round is a
11	yes.	11	round that is used to set off a rifle grenade, it's
12	CHAIRPERSON: Thank you.	12	normally a gas rifle grenade.
13	MR MADLANGA SC: So we are now at B3,	13	MR MADLANGA SC: Yes?
14	Chair. Please continue, Colonel.	14	LT-COL BOTHA: One shotgun cartridge,
15	LT-COL BOTHA: Mr Chair, I took aerial	15	that is a bullet that is not fired. Two times R5 cartridge
16	photos to show Marikana CAS 115 it is more to the north-	16	cases. Point KK is a shoe and I'm just indicating that
17	eastern side of the photo. 116 is more to the southern	17	because it's on the outer edge of the scene. Mr Chair,
18	side. Marikana CAS 117 is also to the southern side. CAS	18	then if you take from GG a line to QQ and a line to YY, and
19	118 is more to the bottom of the photo and CAS 119 is	19	then a line from E to RR to CC, that whole area that widens
20	between CAS 118 and 117. MR MADLANGA SC: Let's move to the next	20	to the front I found the following exhibits, eight times
21 22	MR MADLANGA SC: Let's move to the next one, B4?	21 22	shotgun cartridge cases, two times R5 cartridge cases, one times R5 cartridge, then I named the following four times
22	LT-COL BOTHA: Mr Chair, that's also an	22	gas rubber. I will have to explain, Mr Chair. It is
24	aerial photo of the same area. It's just CAS 116 and 119.	23	apparently allegedly some sort of gas grenade that the
25	116 was processed by Captain Moshwana, I just placed it on	25	police can fire off, the shoots off like a round 40 mil
25		23	
	Page 288		Page 290
1	the aerial photo as it's visible on the photo. I will	1	rubber black, piece of rubber, that then distributes the
2	the aerial photo as it's visible on the photo. I will describe the points from A to CCC as I have marked them. A	2	rubber black, piece of rubber, that then distributes the gas, I'm not sure, I have asked for the explanation that
2 3	the aerial photo as it's visible on the photo. I will describe the points from A to CCC as I have marked them. A is the body of Marikana CAS 118/8/2012 that is the	2 3	rubber black, piece of rubber, that then distributes the gas, I'm not sure, I have asked for the explanation that comes from a gas grenade apparently. Two times stun
2 3 4	the aerial photo as it's visible on the photo. I will describe the points from A to CCC as I have marked them. A is the body of Marikana CAS 118/8/2012 that is the policeman.	2 3 4	rubber black, piece of rubber, that then distributes the gas, I'm not sure, I have asked for the explanation that comes from a gas grenade apparently. Two times stun grenades, two times gas grenade holders, two times, I don't
2 3 4 5	the aerial photo as it's visible on the photo. I will describe the points from A to CCC as I have marked them. A is the body of Marikana CAS 118/8/2012 that is the policeman. CHAIRPERSON: I'm sorry to interrupt you,	2 3 4 5	rubber black, piece of rubber, that then distributes the gas, I'm not sure, I have asked for the explanation that comes from a gas grenade apparently. Two times stun grenades, two times gas grenade holders, two times, I don't know I think the term is kieries, knopkieries, Mr Chair, a
2 3 4 5 6	the aerial photo as it's visible on the photo. I will describe the points from A to CCC as I have marked them. A is the body of Marikana CAS 118/8/2012 that is the policeman. CHAIRPERSON: I'm sorry to interrupt you, in other words you are reading B4 together with B5? B5	2 3 4 5 6	rubber black, piece of rubber, that then distributes the gas, I'm not sure, I have asked for the explanation that comes from a gas grenade apparently. Two times stun grenades, two times gas grenade holders, two times, I don't know I think the term is kieries, knopkieries, Mr Chair, a woollen cap, a sharpened iron, piece of sharpened iron, a
2 3 4 5 6 7	the aerial photo as it's visible on the photo. I will describe the points from A to CCC as I have marked them. A is the body of Marikana CAS 118/8/2012 that is the policeman. CHAIRPERSON: I'm sorry to interrupt you, in other words you are reading B4 together with B5? B5 gives the explanation, what we used to call in the old	2 3 4 5 6 7	rubber black, piece of rubber, that then distributes the gas, I'm not sure, I have asked for the explanation that comes from a gas grenade apparently. Two times stun grenades, two times gas grenade holders, two times, I don't know I think the term is kieries, knopkieries, Mr Chair, a woollen cap, a sharpened iron, piece of sharpened iron, a stun grenade handle, one blanket, and then one shotgun
2 3 4 5 6 7 8	the aerial photo as it's visible on the photo. I will describe the points from A to CCC as I have marked them. A is the body of Marikana CAS 118/8/2012 that is the policeman. CHAIRPERSON: I'm sorry to interrupt you, in other words you are reading B4 together with B5? B5 gives the explanation, what we used to call in the old days, the key to the photographs, is that right?	2 3 4 5 6 7 8	rubber black, piece of rubber, that then distributes the gas, I'm not sure, I have asked for the explanation that comes from a gas grenade apparently. Two times stun grenades, two times gas grenade holders, two times, I don't know I think the term is kieries, knopkieries, Mr Chair, a woollen cap, a sharpened iron, piece of sharpened iron, a stun grenade handle, one blanket, and then one shotgun rubber, that is the inside of a rubber bullet of a shotgun.
2 3 4 5 6 7 8 9	the aerial photo as it's visible on the photo. I will describe the points from A to CCC as I have marked them. A is the body of Marikana CAS 118/8/2012 that is the policeman. CHAIRPERSON: I'm sorry to interrupt you, in other words you are reading B4 together with B5? B5 gives the explanation, what we used to call in the old days, the key to the photographs, is that right? LT-COL BOTHA: I am, the photos is D4,	2 3 4 5 6 7 8 9	rubber black, piece of rubber, that then distributes the gas, I'm not sure, I have asked for the explanation that comes from a gas grenade apparently. Two times stun grenades, two times gas grenade holders, two times, I don't know I think the term is kieries, knopkieries, Mr Chair, a woollen cap, a sharpened iron, piece of sharpened iron, a stun grenade handle, one blanket, and then one shotgun rubber, that is the inside of a rubber bullet of a shotgun. Mr Chair, I can just mention, between A and C there is a
2 3 4 5 6 7 8 9 10	the aerial photo as it's visible on the photo. I will describe the points from A to CCC as I have marked them. A is the body of Marikana CAS 118/8/2012 that is the policeman. CHAIRPERSON: I'm sorry to interrupt you, in other words you are reading B4 together with B5? B5 gives the explanation, what we used to call in the old days, the key to the photographs, is that right? LT-COL BOTHA: I am, the photos is D4, but I'm reading D5.	2 3 4 5 6 7 8 9 10	rubber black, piece of rubber, that then distributes the gas, I'm not sure, I have asked for the explanation that comes from a gas grenade apparently. Two times stun grenades, two times gas grenade holders, two times, I don't know I think the term is kieries, knopkieries, Mr Chair, a woollen cap, a sharpened iron, piece of sharpened iron, a stun grenade handle, one blanket, and then one shotgun rubber, that is the inside of a rubber bullet of a shotgun. Mr Chair, I can just mention, between A and C there is a letter B, there was a short spear, if I can call it a spear
2 3 4 5 6 7 8 9 10 11	the aerial photo as it's visible on the photo. I will describe the points from A to CCC as I have marked them. A is the body of Marikana CAS 118/8/2012 that is the policeman. CHAIRPERSON: I'm sorry to interrupt you, in other words you are reading B4 together with B5? B5 gives the explanation, what we used to call in the old days, the key to the photographs, is that right? LT-COL BOTHA: I am, the photos is D4, but I'm reading D5. CHAIRPERSON: B?	2 3 4 5 6 7 8 9 10 11	rubber black, piece of rubber, that then distributes the gas, I'm not sure, I have asked for the explanation that comes from a gas grenade apparently. Two times stun grenades, two times gas grenade holders, two times, I don't know I think the term is kieries, knopkieries, Mr Chair, a woollen cap, a sharpened iron, piece of sharpened iron, a stun grenade handle, one blanket, and then one shotgun rubber, that is the inside of a rubber bullet of a shotgun. Mr Chair, I can just mention, between A and C there is a letter B, there was a short spear, if I can call it a spear about a metre, metre and a half that was lying between A
2 3 4 5 6 7 8 9 10 11 12	the aerial photo as it's visible on the photo. I will describe the points from A to CCC as I have marked them. A is the body of Marikana CAS 118/8/2012 that is the policeman. CHAIRPERSON: I'm sorry to interrupt you, in other words you are reading B4 together with B5? B5 gives the explanation, what we used to call in the old days, the key to the photographs, is that right? LT-COL BOTHA: I am, the photos is D4, but I'm reading D5. CHAIRPERSON: B? LT-COL BOTHA: Sorry B.	2 3 4 5 6 7 8 9 10 11 12	rubber black, piece of rubber, that then distributes the gas, I'm not sure, I have asked for the explanation that comes from a gas grenade apparently. Two times stun grenades, two times gas grenade holders, two times, I don't know I think the term is kieries, knopkieries, Mr Chair, a woollen cap, a sharpened iron, piece of sharpened iron, a stun grenade handle, one blanket, and then one shotgun rubber, that is the inside of a rubber bullet of a shotgun. Mr Chair, I can just mention, between A and C there is a letter B, there was a short spear, if I can call it a spear about a metre, metre and a half that was lying between A and B. I see I haven't included it on my key. So it was
2 3 4 5 6 7 8 9 10 11	the aerial photo as it's visible on the photo. I will describe the points from A to CCC as I have marked them. A is the body of Marikana CAS 118/8/2012 that is the policeman. CHAIRPERSON: I'm sorry to interrupt you, in other words you are reading B4 together with B5? B5 gives the explanation, what we used to call in the old days, the key to the photographs, is that right? LT-COL BOTHA: I am, the photos is D4, but I'm reading D5. CHAIRPERSON: B? LT-COL BOTHA: Sorry B.	2 3 4 5 6 7 8 9 10 11	rubber black, piece of rubber, that then distributes the gas, I'm not sure, I have asked for the explanation that comes from a gas grenade apparently. Two times stun grenades, two times gas grenade holders, two times, I don't know I think the term is kieries, knopkieries, Mr Chair, a woollen cap, a sharpened iron, piece of sharpened iron, a stun grenade handle, one blanket, and then one shotgun rubber, that is the inside of a rubber bullet of a shotgun. Mr Chair, I can just mention, between A and C there is a letter B, there was a short spear, if I can call it a spear about a metre, metre and a half that was lying between A
2 3 4 5 6 7 8 9 10 11 12 13	the aerial photo as it's visible on the photo. I will describe the points from A to CCC as I have marked them. A is the body of Marikana CAS 118/8/2012 that is the policeman. CHAIRPERSON: I'm sorry to interrupt you, in other words you are reading B4 together with B5? B5 gives the explanation, what we used to call in the old days, the key to the photographs, is that right? LT-COL BOTHA: I am, the photos is D4, but I'm reading D5. CHAIRPERSON: B? LT-COL BOTHA: Sorry B. MR MADLANGA SC: Please continue.	2 3 4 5 6 7 8 9 10 11 12 13	rubber black, piece of rubber, that then distributes the gas, I'm not sure, I have asked for the explanation that comes from a gas grenade apparently. Two times stun grenades, two times gas grenade holders, two times, I don't know I think the term is kieries, knopkieries, Mr Chair, a woollen cap, a sharpened iron, piece of sharpened iron, a stun grenade handle, one blanket, and then one shotgun rubber, that is the inside of a rubber bullet of a shotgun. Mr Chair, I can just mention, between A and C there is a letter B, there was a short spear, if I can call it a spear about a metre, metre and a half that was lying between A and B. I see I haven't included it on my key. So it was between A and C in a straight line.
2 3 4 5 6 7 8 9 10 11 12 13 14	the aerial photo as it's visible on the photo. I will describe the points from A to CCC as I have marked them. A is the body of Marikana CAS 118/8/2012 that is the policeman. CHAIRPERSON: I'm sorry to interrupt you, in other words you are reading B4 together with B5? B5 gives the explanation, what we used to call in the old days, the key to the photographs, is that right? LT-COL BOTHA: I am, the photos is D4, but I'm reading D5. CHAIRPERSON: B? LT-COL BOTHA: Sorry B. MR MADLANGA SC: Please continue. LT-COL BOTHA: YY is the body of the	2 3 4 5 6 7 8 9 10 11 12 13 14	rubber black, piece of rubber, that then distributes the gas, I'm not sure, I have asked for the explanation that comes from a gas grenade apparently. Two times stun grenades, two times gas grenade holders, two times, I don't know I think the term is kieries, knopkieries, Mr Chair, a woollen cap, a sharpened iron, piece of sharpened iron, a stun grenade handle, one blanket, and then one shotgun rubber, that is the inside of a rubber bullet of a shotgun. Mr Chair, I can just mention, between A and C there is a letter B, there was a short spear, if I can call it a spear about a metre, metre and a half that was lying between A and B. I see I haven't included it on my key. So it was between A and C in a straight line. MR MADLANGA SC: Now please proceed, to 6
2 3 4 5 6 7 8 9 10 11 12 13 14 15	the aerial photo as it's visible on the photo. I will describe the points from A to CCC as I have marked them. A is the body of Marikana CAS 118/8/2012 that is the policeman. CHAIRPERSON: I'm sorry to interrupt you, in other words you are reading B4 together with B5? B5 gives the explanation, what we used to call in the old days, the key to the photographs, is that right? LT-COL BOTHA: I am, the photos is D4, but I'm reading D5. CHAIRPERSON: B? LT-COL BOTHA: Sorry B. MR MADLANGA SC: Please continue. LT-COL BOTHA: YY is the body of the civilian person that was on the scene. C was the position	2 3 4 5 6 7 8 9 10 11 12 13 14 15	rubber black, piece of rubber, that then distributes the gas, I'm not sure, I have asked for the explanation that comes from a gas grenade apparently. Two times stun grenades, two times gas grenade holders, two times, I don't know I think the term is kieries, knopkieries, Mr Chair, a woollen cap, a sharpened iron, piece of sharpened iron, a stun grenade handle, one blanket, and then one shotgun rubber, that is the inside of a rubber bullet of a shotgun. Mr Chair, I can just mention, between A and C there is a letter B, there was a short spear, if I can call it a spear about a metre, metre and a half that was lying between A and B. I see I haven't included it on my key. So it was between A and C in a straight line. MR MADLANGA SC: Now please proceed, to 6 and the key at 7.
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16	the aerial photo as it's visible on the photo. I will describe the points from A to CCC as I have marked them. A is the body of Marikana CAS 118/8/2012 that is the policeman. CHAIRPERSON: I'm sorry to interrupt you, in other words you are reading B4 together with B5? B5 gives the explanation, what we used to call in the old days, the key to the photographs, is that right? LT-COL BOTHA: I am, the photos is D4, but I'm reading D5. CHAIRPERSON: B? LT-COL BOTHA: Sorry B. MR MADLANGA SC: Please continue. LT-COL BOTHA: YY is the body of the civilian person that was on the scene. C was the position of a stun grenade. Then in the little block that is marked	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16	rubber black, piece of rubber, that then distributes the gas, I'm not sure, I have asked for the explanation that comes from a gas grenade apparently. Two times stun grenades, two times gas grenade holders, two times, I don't know I think the term is kieries, knopkieries, Mr Chair, a woollen cap, a sharpened iron, piece of sharpened iron, a stun grenade handle, one blanket, and then one shotgun rubber, that is the inside of a rubber bullet of a shotgun. Mr Chair, I can just mention, between A and C there is a letter B, there was a short spear, if I can call it a spear about a metre, metre and a half that was lying between A and B. I see I haven't included it on my key. So it was between A and C in a straight line. MR MADLANGA SC: Now please proceed, to 6 and the key at 7. LT-COL BOTHA: Mr Chair, B6 is just
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17	the aerial photo as it's visible on the photo. I will describe the points from A to CCC as I have marked them. A is the body of Marikana CAS 118/8/2012 that is the policeman. CHAIRPERSON: I'm sorry to interrupt you, in other words you are reading B4 together with B5? B5 gives the explanation, what we used to call in the old days, the key to the photographs, is that right? LT-COL BOTHA: I am, the photos is D4, but I'm reading D5. CHAIRPERSON: B? LT-COL BOTHA: Sorry B. MR MADLANGA SC: Please continue. LT-COL BOTHA: YY is the body of the civilian person that was on the scene. C was the position of a stun grenade. Then in the little block that is marked E and GG that is just exhibits but I have used that as the	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17	rubber black, piece of rubber, that then distributes the gas, I'm not sure, I have asked for the explanation that comes from a gas grenade apparently. Two times stun grenades, two times gas grenade holders, two times, I don't know I think the term is kieries, knopkieries, Mr Chair, a woollen cap, a sharpened iron, piece of sharpened iron, a stun grenade handle, one blanket, and then one shotgun rubber, that is the inside of a rubber bullet of a shotgun. Mr Chair, I can just mention, between A and C there is a letter B, there was a short spear, if I can call it a spear about a metre, metre and a half that was lying between A and B. I see I haven't included it on my key. So it was between A and C in a straight line. MR MADLANGA SC: Now please proceed, to 6 and the key at 7. LT-COL BOTHA: Mr Chair, B6 is just another aerial photo of the same area but it excludes CAS
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18	the aerial photo as it's visible on the photo. I will describe the points from A to CCC as I have marked them. A is the body of Marikana CAS 118/8/2012 that is the policeman. CHAIRPERSON: I'm sorry to interrupt you, in other words you are reading B4 together with B5? B5 gives the explanation, what we used to call in the old days, the key to the photographs, is that right? LT-COL BOTHA: I am, the photos is D4, but I'm reading D5. CHAIRPERSON: B? LT-COL BOTHA: Sorry B. MR MADLANGA SC: Please continue. LT-COL BOTHA: YY is the body of the civilian person that was on the scene. C was the position of a stun grenade. Then in the little block that is marked E and GG that is just exhibits but I have used that as the two sides of the block, I found the following exhibits, 10	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18	rubber black, piece of rubber, that then distributes the gas, I'm not sure, I have asked for the explanation that comes from a gas grenade apparently. Two times stun grenades, two times gas grenade holders, two times, I don't know I think the term is kieries, knopkieries, Mr Chair, a woollen cap, a sharpened iron, piece of sharpened iron, a stun grenade handle, one blanket, and then one shotgun rubber, that is the inside of a rubber bullet of a shotgun. Mr Chair, I can just mention, between A and C there is a letter B, there was a short spear, if I can call it a spear about a metre, metre and a half that was lying between A and B. I see I haven't included it on my key. So it was between A and C in a straight line. MR MADLANGA SC: Now please proceed, to 6 and the key at 7. LT-COL BOTHA: Mr Chair, B6 is just another aerial photo of the same area but it excludes CAS 116 as the house does not appear on the photo. It is only
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19	the aerial photo as it's visible on the photo. I will describe the points from A to CCC as I have marked them. A is the body of Marikana CAS 118/8/2012 that is the policeman. CHAIRPERSON: I'm sorry to interrupt you, in other words you are reading B4 together with B5? B5 gives the explanation, what we used to call in the old days, the key to the photographs, is that right? LT-COL BOTHA: I am, the photos is D4, but I'm reading D5. CHAIRPERSON: B? LT-COL BOTHA: Sorry B. MR MADLANGA SC: Please continue. LT-COL BOTHA: YY is the body of the civilian person that was on the scene. C was the position of a stun grenade. Then in the little block that is marked E and GG that is just exhibits but I have used that as the two sides of the block, I found the following exhibits, 10 times 9 millimetre cartridge cases, two times rubber	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19	rubber black, piece of rubber, that then distributes the gas, I'm not sure, I have asked for the explanation that comes from a gas grenade apparently. Two times stun grenades, two times gas grenade holders, two times, I don't know I think the term is kieries, knopkieries, Mr Chair, a woollen cap, a sharpened iron, piece of sharpened iron, a stun grenade handle, one blanket, and then one shotgun rubber, that is the inside of a rubber bullet of a shotgun. Mr Chair, I can just mention, between A and C there is a letter B, there was a short spear, if I can call it a spear about a metre, metre and a half that was lying between A and B. I see I haven't included it on my key. So it was between A and C in a straight line. MR MADLANGA SC: Now please proceed, to 6 and the key at 7. LT-COL BOTHA: Mr Chair, B6 is just another aerial photo of the same area but it excludes CAS 116 as the house does not appear on the photo. It is only CAS 117 and the Marikana - 2 - CAS 119 that is described
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20	the aerial photo as it's visible on the photo. I will describe the points from A to CCC as I have marked them. A is the body of Marikana CAS 118/8/2012 that is the policeman. CHAIRPERSON: I'm sorry to interrupt you, in other words you are reading B4 together with B5? B5 gives the explanation, what we used to call in the old days, the key to the photographs, is that right? LT-COL BOTHA: I am, the photos is D4, but I'm reading D5. CHAIRPERSON: B? LT-COL BOTHA: Sorry B. MR MADLANGA SC: Please continue. LT-COL BOTHA: YY is the body of the civilian person that was on the scene. C was the position of a stun grenade. Then in the little block that is marked E and GG that is just exhibits but I have used that as the two sides of the block, I found the following exhibits, 10 times 9 millimetre cartridge cases, two times rubber bullets of a shotgun, that is the blue rubber balls, three	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20	rubber black, piece of rubber, that then distributes the gas, I'm not sure, I have asked for the explanation that comes from a gas grenade apparently. Two times stun grenades, two times gas grenade holders, two times, I don't know I think the term is kieries, knopkieries, Mr Chair, a woollen cap, a sharpened iron, piece of sharpened iron, a stun grenade handle, one blanket, and then one shotgun rubber, that is the inside of a rubber bullet of a shotgun. Mr Chair, I can just mention, between A and C there is a letter B, there was a short spear, if I can call it a spear about a metre, metre and a half that was lying between A and B. I see I haven't included it on my key. So it was between A and C in a straight line. MR MADLANGA SC: Now please proceed, to 6 and the key at 7. LT-COL BOTHA: Mr Chair, B6 is just another aerial photo of the same area but it excludes CAS 116 as the house does not appear on the photo. It is only CAS 117 and the Marikana - 2 - CAS 119 that is described there. The key is the same -
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21	the aerial photo as it's visible on the photo. I will describe the points from A to CCC as I have marked them. A is the body of Marikana CAS 118/8/2012 that is the policeman. CHAIRPERSON: I'm sorry to interrupt you, in other words you are reading B4 together with B5? B5 gives the explanation, what we used to call in the old days, the key to the photographs, is that right? LT-COL BOTHA: I am, the photos is D4, but I'm reading D5. CHAIRPERSON: B? LT-COL BOTHA: Sorry B. MR MADLANGA SC: Please continue. LT-COL BOTHA: YY is the body of the civilian person that was on the scene. C was the position of a stun grenade. Then in the little block that is marked E and GG that is just exhibits but I have used that as the two sides of the block, I found the following exhibits, 10 times 9 millimetre cartridge cases, two times rubber bullets of a shotgun, that is the blue rubber balls, three times cartridge cases shotgun. Three times shotgun	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21	rubber black, piece of rubber, that then distributes the gas, I'm not sure, I have asked for the explanation that comes from a gas grenade apparently. Two times stun grenades, two times gas grenade holders, two times, I don't know I think the term is kieries, knopkieries, Mr Chair, a woollen cap, a sharpened iron, piece of sharpened iron, a stun grenade handle, one blanket, and then one shotgun rubber, that is the inside of a rubber bullet of a shotgun. Mr Chair, I can just mention, between A and C there is a letter B, there was a short spear, if I can call it a spear about a metre, metre and a half that was lying between A and B. I see I haven't included it on my key. So it was between A and C in a straight line. MR MADLANGA SC: Now please proceed, to 6 and the key at 7. LT-COL BOTHA: Mr Chair, B6 is just another aerial photo of the same area but it excludes CAS 116 as the house does not appear on the photo. It is only CAS 117 and the Marikana - 2 - CAS 119 that is described there. The key is the same - MR MADLANGA SC: The same yes.
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22	the aerial photo as it's visible on the photo. I will describe the points from A to CCC as I have marked them. A is the body of Marikana CAS 118/8/2012 that is the policeman. CHAIRPERSON: I'm sorry to interrupt you, in other words you are reading B4 together with B5? B5 gives the explanation, what we used to call in the old days, the key to the photographs, is that right? LT-COL BOTHA: I am, the photos is D4, but I'm reading D5. CHAIRPERSON: B? LT-COL BOTHA: Sorry B. MR MADLANGA SC: Please continue. LT-COL BOTHA: YY is the body of the civilian person that was on the scene. C was the position of a stun grenade. Then in the little block that is marked E and GG that is just exhibits but I have used that as the two sides of the block, I found the following exhibits, 10 times 9 millimetre cartridge cases, two times rubber bullets of a shotgun, that is the blue rubber balls, three times cartridge cases. Two small pools of blood that were very	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22	rubber black, piece of rubber, that then distributes the gas, I'm not sure, I have asked for the explanation that comes from a gas grenade apparently. Two times stun grenades, two times gas grenade holders, two times, I don't know I think the term is kieries, knopkieries, Mr Chair, a woollen cap, a sharpened iron, piece of sharpened iron, a stun grenade handle, one blanket, and then one shotgun rubber, that is the inside of a rubber bullet of a shotgun. Mr Chair, I can just mention, between A and C there is a letter B, there was a short spear, if I can call it a spear about a metre, metre and a half that was lying between A and B. I see I haven't included it on my key. So it was between A and C in a straight line. MR MADLANGA SC: Now please proceed, to 6 and the key at 7. LT-COL BOTHA: Mr Chair, B6 is just another aerial photo of the same area but it excludes CAS 116 as the house does not appear on the photo. It is only CAS 117 and the Marikana - 2 - CAS 119 that is described there. The key is the same - MR MADLANGA SC: The same yes. LT-COL BOTHA: Than the previous photo.
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23	the aerial photo as it's visible on the photo. I will describe the points from A to CCC as I have marked them. A is the body of Marikana CAS 118/8/2012 that is the policeman. CHAIRPERSON: I'm sorry to interrupt you, in other words you are reading B4 together with B5? B5 gives the explanation, what we used to call in the old days, the key to the photographs, is that right? LT-COL BOTHA: I am, the photos is D4, but I'm reading D5. CHAIRPERSON: B? LT-COL BOTHA: Sorry B. MR MADLANGA SC: Please continue. LT-COL BOTHA: YY is the body of the civilian person that was on the scene. C was the position of a stun grenade. Then in the little block that is marked E and GG that is just exhibits but I have used that as the two sides of the block, I found the following exhibits, 10 times 9 millimetre cartridge cases, two times rubber bullets of a shotgun, that is the blue rubber balls, three times cartridge cases. Two small pools of blood that were very close to each other, it's actually the point GG. That is	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23	rubber black, piece of rubber, that then distributes the gas, I'm not sure, I have asked for the explanation that comes from a gas grenade apparently. Two times stun grenades, two times gas grenade holders, two times, I don't know I think the term is kieries, knopkieries, Mr Chair, a woollen cap, a sharpened iron, piece of sharpened iron, a stun grenade handle, one blanket, and then one shotgun rubber, that is the inside of a rubber bullet of a shotgun. Mr Chair, I can just mention, between A and C there is a letter B, there was a short spear, if I can call it a spear about a metre, metre and a half that was lying between A and B. I see I haven't included it on my key. So it was between A and C in a straight line. MR MADLANGA SC: Now please proceed, to 6 and the key at 7. LT-COL BOTHA: Mr Chair, B6 is just another aerial photo of the same area but it excludes CAS 116 as the house does not appear on the photo. It is only CAS 117 and the Marikana - 2 - CAS 119 that is described there. The key is the same - MR MADLANGA SC: The same yes. LT-COL BOTHA: Than the previous photo. It must just include B and -

## Marikana Commission of Inquiry

	Page 291		Page 293
1	CHAIRPERSON: Sorry, Mr Madlanga?	1	Zyl is that so?
2	MR MADLANGA SC: Yes?	2	LT-COL BOTHA: That is correct, Mr Chair,
3	CHAIRPERSON: I'm not sure whether I'm	3	when I arrived at the scene brigadier Van Zyl met me there
4	following correctly but in my copy of the documents, after	4	and he pointed out the scene to me.
5	what I think is B6 is a document headed explanation of	5	MR MADLANGA SC: Thank you Chair,
6	[inaudible] it appears to be virtually the same as 5 except	6	commissioners -
7	it's, this is now B6.	7	CHAIRPERSON: I'm sorry, Mr Madlanga.
8	LT-COL BOTHA: Correct, it's the same.	8	MR MADLANGA SC: Yes?
9	CHAIRPERSON: It's the same scene and so	9	CHAIRPERSON: I would find it easier
10	the marks are virtually the same.	10	later on I think, if we could incorporate into Exhibit C
11	LT-COL BOTHA: Ja.	11	the exhibit numbers to which he refers. Now for example in
12	CHAIRPERSON: I now follow, thank you.	12	para 6 he refers to an aerial photograph. I take it that's
13	LT-COL BOTHA: That's correct, Mr Chair,	13	B8? In para 5 he talks about a photo plan that he, he
14	it just excludes CAS 116. Because the house of CAS 116	14	refers to photographs he took, measurements and a photo
15	does not appear as on the previous photo.	15	plan. Can we just for the sake of completeness get what,
16	MR MADLANGA SC: And B8?	16	what the B numbers are? So when we read it next time, it
17	LT-COL BOTHA: Mr Chair on the 14th of	17	will be easier to follow.
18	August 2012 I attended to a scene, on the 14th of August	18	MR MADLANGA SC: What B1 relates to,
19	2012, I have attended to a scene behind the koppie at	19	etcetera?
20	Wonderkop Marikana. I have prepared the aerial photo and	20	CHAIRPERSON: I think the only thing he
21	the description is actually on the photo. The body can be	21	refers to, photographs and plans and so forth that he
22	seen on the photo where it's marked at as body and next to	22	refers to are in paras 5 and 6.
23	the N of north I put the caption there that says hilltop	23	MR MADLANGA SC: Yes.
24	that is edge of, the back of the hill at Wonderkop	24	CHAIRPERSON: We haven't got yet to para
25	Marikana.	25	7. So para 5 he talks about the scene, which is I take it
			, , , , , , , , , , , , , , , , , , ,
1	Page 292	1	Page 294
1	MR MADLANGA SC: That would be the	1	depicted on B3 and B4, is that right? No, no para 5 is
2	MR MADLANGA SC: That would be the southern side of the koppie?	2	depicted on B3 and B4, is that right? No, no para 5 is that B3 and B4?
	MR MADLANGA SC: That would be the southern side of the koppie? LT-COL BOTHA: That would be the southern	2 3	depicted on B3 and B4, is that right? No, no para 5 is that B3 and B4? MR MADLANGA SC: Chairperson, may I
2 3 4	MR MADLANGA SC: That would be the southern side of the koppie? LT-COL BOTHA: That would be the southern side of the koppie, Mr Chair.	2 3 4	depicted on B3 and B4, is that right? No, no para 5 is that B3 and B4? MR MADLANGA SC: Chairperson, may I suggest this, unless there is going to be anything
2 3 4 5	MR MADLANGA SC: That would be the southern side of the koppie? LT-COL BOTHA: That would be the southern side of the koppie, Mr Chair. MR MADLANGA SC: Is there anything you	2 3 4 5	depicted on B3 and B4, is that right? No, no para 5 is that B3 and B4? MR MADLANGA SC: Chairperson, may I suggest this, unless there is going to be anything contentious about it, what I would suggest is that perhaps
2 3 4 5 6	MR MADLANGA SC: That would be the southern side of the koppie? LT-COL BOTHA: That would be the southern side of the koppie, Mr Chair. MR MADLANGA SC: Is there anything you wish to say about B9?	2 3 4 5 6	depicted on B3 and B4, is that right? No, no para 5 is that B3 and B4? MR MADLANGA SC: Chairperson, may I suggest this, unless there is going to be anything contentious about it, what I would suggest is that perhaps then he depose to a sworn statement in which reference to
2 3 4 5 6 7	MR MADLANGA SC:That would be thesouthern side of the koppie?That would be the southernLT-COL BOTHA:That would be the southernside of the koppie, Mr Chair.MR MADLANGA SC:MR MADLANGA SC:Is there anything youwish to say about B9?LT-COL BOTHA:LT-COL BOTHA:No, Mr Chair, the further	2 3 4 5 6 7	depicted on B3 and B4, is that right? No, no para 5 is that B3 and B4? MR MADLANGA SC: Chairperson, may I suggest this, unless there is going to be anything contentious about it, what I would suggest is that perhaps then he depose to a sworn statement in which reference to all of those will be made -
2 3 4 5 6 7 8	MR MADLANGA SC: That would be the southern side of the koppie? LT-COL BOTHA: That would be the southern side of the koppie, Mr Chair. MR MADLANGA SC: Is there anything you wish to say about B9? LT-COL BOTHA: No, Mr Chair, the further photos were prepared by someone else.	2 3 4 5 6 7 8	depicted on B3 and B4, is that right? No, no para 5 is that B3 and B4? MR MADLANGA SC: Chairperson, may I suggest this, unless there is going to be anything contentious about it, what I would suggest is that perhaps then he depose to a sworn statement in which reference to all of those will be made - CHAIRPERSON: Okay, at the same time.
2 3 4 5 6 7 8 9	MR MADLANGA SC: That would be the southern side of the koppie? LT-COL BOTHA: That would be the southern side of the koppie, Mr Chair. MR MADLANGA SC: Is there anything you wish to say about B9? LT-COL BOTHA: No, Mr Chair, the further photos were prepared by some else. MR MADLANGA SC: Thank you. May I ask	2 3 4 5 6 7 8 9	depicted on B3 and B4, is that right? No, no para 5 is that B3 and B4? MR MADLANGA SC: Chairperson, may I suggest this, unless there is going to be anything contentious about it, what I would suggest is that perhaps then he depose to a sworn statement in which reference to all of those will be made - CHAIRPERSON: Okay, at the same time. MR MADLANGA SC: In the manner in which
2 3 4 5 6 7 8 9 10	MR MADLANGA SC: That would be the southern side of the koppie? LT-COL BOTHA: That would be the southern side of the koppie, Mr Chair. MR MADLANGA SC: Is there anything you wish to say about B9? LT-COL BOTHA: No, Mr Chair, the further photos were prepared by someone else. MR MADLANGA SC: Thank you. May I ask you to just confirm if it is so, the truthfulness of the	2 3 4 5 6 7 8 9 10	depicted on B3 and B4, is that right? No, no para 5 is that B3 and B4? MR MADLANGA SC: Chairperson, may I suggest this, unless there is going to be anything contentious about it, what I would suggest is that perhaps then he depose to a sworn statement in which reference to all of those will be made - CHAIRPERSON: Okay, at the same time. MR MADLANGA SC: In the manner in which you suggest, Mr Chair.
2 3 4 5 6 7 8 9 10 11	MR MADLANGA SC: That would be the southern side of the koppie? LT-COL BOTHA: That would be the southern side of the koppie, Mr Chair. MR MADLANGA SC: Is there anything you wish to say about B9? LT-COL BOTHA: No, Mr Chair, the further photos were prepared by someone else. MR MADLANGA SC: Thank you. May I ask you to just confirm if it is so, the truthfulness of the content of your statement?	2 3 4 5 6 7 8 9 10 11	depicted on B3 and B4, is that right? No, no para 5 is that B3 and B4? MR MADLANGA SC: Chairperson, may I suggest this, unless there is going to be anything contentious about it, what I would suggest is that perhaps then he depose to a sworn statement in which reference to all of those will be made - CHAIRPERSON: Okay, at the same time. MR MADLANGA SC: In the manner in which you suggest, Mr Chair. CHAIRPERSON: That seems a sensible
2 3 4 5 6 7 8 9 10 11 12	MR MADLANGA SC:That would be thesouthern side of the koppie?That would be the southernLT-COL BOTHA:That would be the southernside of the koppie, Mr Chair.Is there anything youMR MADLANGA SC:Is there anything youwish to say about B9?Is there anything youLT-COL BOTHA:No, Mr Chair, the furtherphotos were prepared by someone else.MR MADLANGA SC:MR MADLANGA SC:Thank you. May I askyou to just confirm if it is so.the truthfulness of thecontent of your statement?My statement reads	2 3 4 5 6 7 8 9 10 11 12	depicted on B3 and B4, is that right? No, no para 5 is that B3 and B4? MR MADLANGA SC: Chairperson, may I suggest this, unless there is going to be anything contentious about it, what I would suggest is that perhaps then he depose to a sworn statement in which reference to all of those will be made - CHAIRPERSON: Okay, at the same time. MR MADLANGA SC: In the manner in which you suggest, Mr Chair. CHAIRPERSON: That seems a sensible suggestion.
2 3 4 5 6 7 8 9 10 11 12 13	MR MADLANGA SC:That would be thesouthern side of the koppie?That would be the southernLT-COL BOTHA:That would be the southernside of the koppie, Mr Chair.Is there anything youMR MADLANGA SC:Is there anything youwish to say about B9?LT-COL BOTHA:No, Mr Chair, the furtherPhotos were prepared by someone else.MR MADLANGA SC:Thank you. May I askyou to just confirm if it is so, the truthfulness of thecontent of your statement?My statement readsLT-COL BOTHA:My statement reads	2 3 4 5 6 7 8 9 10 11 12 13	depicted on B3 and B4, is that right? No, no para 5 is that B3 and B4? MR MADLANGA SC: Chairperson, may I suggest this, unless there is going to be anything contentious about it, what I would suggest is that perhaps then he depose to a sworn statement in which reference to all of those will be made - CHAIRPERSON: Okay, at the same time. MR MADLANGA SC: In the manner in which you suggest, Mr Chair. CHAIRPERSON: That seems a sensible suggestion. MR MADLANGA SC: Yes, thank you, thank
2 3 4 5 6 7 8 9 10 11 12 13 14	MR MADLANGA SC:That would be thesouthern side of the koppie?That would be the southernLT-COL BOTHA:That would be the southernside of the koppie, Mr Chair.Is there anything youMR MADLANGA SC:Is there anything youwish to say about B9?LT-COL BOTHA:No, Mr Chair, the furtherphotos were prepared by someone else.MR MADLANGA SC:Thank you. May I askyou to just confirm if it is so, the truthfulness of thecontent of your statement?My statement readscorrect, Mr Chairman. There is a few small changes in thesentencing of my qualifications but otherwise it's correct.	2 3 4 5 6 7 8 9 10 11 12 13 14	depicted on B3 and B4, is that right? No, no para 5 is that B3 and B4? MR MADLANGA SC: Chairperson, may I suggest this, unless there is going to be anything contentious about it, what I would suggest is that perhaps then he depose to a sworn statement in which reference to all of those will be made - CHAIRPERSON: Okay, at the same time. MR MADLANGA SC: In the manner in which you suggest, Mr Chair. CHAIRPERSON: That seems a sensible suggestion. MR MADLANGA SC: Yes, thank you, thank you. That is the evidence of the Colonel, Chairperson,
2 3 4 5 6 7 8 9 10 11 12 13 14 15	MR MADLANGA SC:That would be thesouthern side of the koppie?That would be the southernLT-COL BOTHA:That would be the southernside of the koppie, Mr Chair.Is there anything youMR MADLANGA SC:Is there anything youwish to say about B9?LT-COL BOTHA:No, Mr Chair, the furtherphotos were prepared by someone else.MR MADLANGA SC:Thank you. May I askyou to just confirm if it is so, the truthfulness of thecontent of your statement?LT-COL BOTHA:My statement readscorrect, Mr Chairman. There is a few small changes in thesentencing of my qualifications but otherwise it's correct.MR MADLANGA SC:And would that be in	2 3 4 5 6 7 8 9 10 11 12 13 14 15	depicted on B3 and B4, is that right? No, no para 5 is that B3 and B4? MR MADLANGA SC: Chairperson, may I suggest this, unless there is going to be anything contentious about it, what I would suggest is that perhaps then he depose to a sworn statement in which reference to all of those will be made - CHAIRPERSON: Okay, at the same time. MR MADLANGA SC: In the manner in which you suggest, Mr Chair. CHAIRPERSON: That seems a sensible suggestion. MR MADLANGA SC: Yes, thank you, thank you. That is the evidence of the Colonel, Chairperson, thank you.
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16	MR MADLANGA SC:That would be thesouthern side of the koppie?That would be the southernLT-COL BOTHA:That would be the southernside of the koppie, Mr Chair.Is there anything youMR MADLANGA SC:Is there anything youwish to say about B9?LT-COL BOTHA:No, Mr Chair, the furtherphotos were prepared by someone else.MR MADLANGA SC:Thank you. May I askyou to just confirm if it is so, the truthfulness of thecontent of your statement?LT-COL BOTHA:My statement readscorrect, Mr Chairman. There is a few small changes in thesentencing of my qualifications but otherwise it's correct.MR MADLANGA SC:And would that be inaccordance with how you reat the statement?	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16	depicted on B3 and B4, is that right? No, no para 5 is that B3 and B4? MR MADLANGA SC: Chairperson, may I suggest this, unless there is going to be anything contentious about it, what I would suggest is that perhaps then he depose to a sworn statement in which reference to all of those will be made - CHAIRPERSON: Okay, at the same time. MR MADLANGA SC: In the manner in which you suggest, Mr Chair. CHAIRPERSON: That seems a sensible suggestion. MR MADLANGA SC: Yes, thank you, thank you. That is the evidence of the Colonel, Chairperson, thank you. CHAIRPERSON: There is also a reference
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17	MR MADLANGA SC:That would be thesouthern side of the koppie?That would be the southernLT-COL BOTHA:That would be the southernside of the koppie, Mr Chair.Is there anything youwish to say about B9?Is there anything the furtherphotos were prepared by someone else.MR MADLANGA SC:MR MADLANGA SC:Thank you. May I askyou to just confirm if it is so, the truthfulness of thecontent of your statement?Thank you may I askLT-COL BOTHA:My statement readscorrect, Mr Chairman. There is a few small changes in thesentencing of my qualifications but otherwise it's correct.MR MADLANGA SC:And would that be inaccordance with how you read the statement?That is how I read it, I	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17	depicted on B3 and B4, is that right? No, no para 5 is that B3 and B4? MR MADLANGA SC: Chairperson, may I suggest this, unless there is going to be anything contentious about it, what I would suggest is that perhaps then he depose to a sworn statement in which reference to all of those will be made - CHAIRPERSON: Okay, at the same time. MR MADLANGA SC: In the manner in which you suggest, Mr Chair. CHAIRPERSON: That seems a sensible suggestion. MR MADLANGA SC: Yes, thank you, thank you. That is the evidence of the Colonel, Chairperson, thank you. CHAIRPERSON: There is also a reference in para 7 of the statement to an aerial video recording he
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18	MR MADLANGA SC: That would be the southern side of the koppie? LT-COL BOTHA: That would be the southern side of the koppie, Mr Chair. MR MADLANGA SC: Is there anything you wish to say about B9? LT-COL BOTHA: No, Mr Chair, the further photos were prepared by someone else. MR MADLANGA SC: Thank you. May I ask you to just confirm if it is so, the truthfulness of the content of your statement? LT-COL BOTHA: My statement reads correct, Mr Chairman. There is a few small changes in the sentencing of my qualifications but otherwise it's correct. MR MADLANGA SC: And would that be in accordance with how you read the statement? LT-COL BOTHA: That is how I read it, I changed it as the small changes yes.	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18	depicted on B3 and B4, is that right? No, no para 5 is that B3 and B4? MR MADLANGA SC: Chairperson, may I suggest this, unless there is going to be anything contentious about it, what I would suggest is that perhaps then he depose to a sworn statement in which reference to all of those will be made - CHAIRPERSON: Okay, at the same time. MR MADLANGA SC: In the manner in which you suggest, Mr Chair. CHAIRPERSON: That seems a sensible suggestion. MR MADLANGA SC: Yes, thank you, thank you. That is the evidence of the Colonel, Chairperson, thank you. CHAIRPERSON: There is also a reference in para 7 of the statement to an aerial video recording he made on the 16th of August. Are you going to lead that
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19	MR MADLANGA SC:That would be thesouthern side of the koppie?That would be the southernLT-COL BOTHA:That would be the southernside of the koppie, Mr Chair.MR MADLANGA SC:MR MADLANGA SC:Is there anything youwish to say about B9?LT-COL BOTHA:No, Mr Chair, the furtherphotos were prepared by someone else.MR MADLANGA SC:Thank you. May I askyou to just confirm if it is so, the truthfulness of thecontent of your statement?LT-COL BOTHA:My statement readscorrect, Mr Chairman. There is a few small changes in thesentencing of my qualifications but otherwise it's correct.MR MADLANGA SC:And would that be inaccordance with how you read the statement?LT-COL BOTHA:That is how I read it, Ichanged it as the small changes yes.MR MADLANGA SC:And those who should	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19	depicted on B3 and B4, is that right? No, no para 5 is that B3 and B4? MR MADLANGA SC: Chairperson, may I suggest this, unless there is going to be anything contentious about it, what I would suggest is that perhaps then he depose to a sworn statement in which reference to all of those will be made - CHAIRPERSON: Okay, at the same time. MR MADLANGA SC: In the manner in which you suggest, Mr Chair. CHAIRPERSON: That seems a sensible suggestion. MR MADLANGA SC: Yes, thank you, thank you. That is the evidence of the Colonel, Chairperson, thank you. CHAIRPERSON: There is also a reference in para 7 of the statement to an aerial video recording he made on the 16th of August. Are you going to lead that evidence later?
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20	MR MADLANGA SC:That would be thesouthern side of the koppie?That would be the southernLT-COL BOTHA:That would be the southernside of the koppie, Mr Chair.Is there anything youwish to say about B9?Is there anything the furtherLT-COL BOTHA:No, Mr Chair, the furtherphotos were prepared by someone else.MR MADLANGA SC:MR MADLANGA SC:Thank you. May I askyou to just confirm if it is so, the truthfulness of thecontent of your statement?Thank you may I askLT-COL BOTHA:My statement readscorrect, Mr Chairman. There is a few small changes in thesentencing of my qualifications but otherwise it's correct.MR MADLANGA SC:And would that be inaccordance with how you read the statement?LT-COL BOTHA:That is how I read it, Ichanged it as the small changes yes.MR MADLANGA SC:And those who shouldlook at the transcript?	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20	depicted on B3 and B4, is that right? No, no para 5 is that B3 and B4? MR MADLANGA SC: Chairperson, may I suggest this, unless there is going to be anything contentious about it, what I would suggest is that perhaps then he depose to a sworn statement in which reference to all of those will be made - CHAIRPERSON: Okay, at the same time. MR MADLANGA SC: In the manner in which you suggest, Mr Chair. CHAIRPERSON: That seems a sensible suggestion. MR MADLANGA SC: Yes, thank you, thank you. That is the evidence of the Colonel, Chairperson, thank you. CHAIRPERSON: There is also a reference in para 7 of the statement to an aerial video recording he made on the 16th of August. Are you going to lead that evidence later? MR MADLANGA SC: That is the video
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21	MR MADLANGA SC:That would be thesouthern side of the koppie?That would be the southernLT-COL BOTHA:That would be the southernside of the koppie, Mr Chair.Is there anything youMR MADLANGA SC:Is there anything youwish to say about B9?LT-COL BOTHA:No, Mr Chair, the furtherphotos were prepared by someone else.MR MADLANGA SC:Thank you. May I askyou to just confirm if it is so, the truthfulness of theContent of your statement?LT-COL BOTHA:My statement readscorrect, Mr Chairman. There is a few small changes in thesentencing of my qualifications but otherwise it's correct.MR MADLANGA SC:And would that be inaccordance with how you read the statement?LT-COL BOTHA:LT-COL BOTHA:That is how I read it, Ichanged it as the small changes yes.And those who shouldlook at the transcript?LT-COL BOTHA:LT-COL BOTHA:Ja.	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21	depicted on B3 and B4, is that right? No, no para 5 is that B3 and B4? MR MADLANGA SC: Chairperson, may I suggest this, unless there is going to be anything contentious about it, what I would suggest is that perhaps then he depose to a sworn statement in which reference to all of those will be made - CHAIRPERSON: Okay, at the same time. MR MADLANGA SC: In the manner in which you suggest, Mr Chair. CHAIRPERSON: That seems a sensible suggestion. MR MADLANGA SC: Yes, thank you, thank you. That is the evidence of the Colonel, Chairperson, thank you. CHAIRPERSON: There is also a reference in para 7 of the statement to an aerial video recording he made on the 16th of August. Are you going to lead that evidence later? MR MADLANGA SC: That is the video footage that my learned friend, Mr Budlender referred to
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22	MR MADLANGA SC:That would be thesouthern side of the koppie?That would be the southernLT-COL BOTHA:That would be the southernside of the koppie, Mr Chair.Is there anything youMR MADLANGA SC:Is there anything youwish to say about B9?It-COL BOTHA:LT-COL BOTHA:No, Mr Chair, the furtherphotos were prepared by someone else.MR MADLANGA SC:MR MADLANGA SC:Thank you. May I askyou to just confirm if it is so, the truthfulness of thecontent of your statement?Thank you. May I askcorrect, Mr Chairman. There is a few small changes in thesentencing of my qualifications but otherwise it's correct.MR MADLANGA SC:And would that be inaccordance with how you read the statement?It -COL BOTHA:LT-COL BOTHA:That is how I read it, Ichanged it as the small changesAnd those who shouldlook at the transcript?Ja.LT-COL BOTHA:Ja.MR MADLANGA SC:Yes, now in paragraph 14	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22	depicted on B3 and B4, is that right? No, no para 5 is that B3 and B4? MR MADLANGA SC: Chairperson, may I suggest this, unless there is going to be anything contentious about it, what I would suggest is that perhaps then he depose to a sworn statement in which reference to all of those will be made - CHAIRPERSON: Okay, at the same time. MR MADLANGA SC: In the manner in which you suggest, Mr Chair. CHAIRPERSON: That seems a sensible suggestion. MR MADLANGA SC: Yes, thank you, thank you. That is the evidence of the Colonel, Chairperson, thank you. CHAIRPERSON: There is also a reference in para 7 of the statement to an aerial video recording he made on the 16th of August. Are you going to lead that evidence later? MR MADLANGA SC: That is the video footage that my learned friend, Mr Budlender referred to and which he said it does not show scenes 1 and 2. It is
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23	MR MADLANGA SC: That would be the southern side of the koppie? LT-COL BOTHA: That would be the southern side of the koppie, Mr Chair. MR MADLANGA SC: Is there anything you wish to say about B9? LT-COL BOTHA: No, Mr Chair, the further photos were prepared by someone else. MR MADLANGA SC: Thank you. May I ask you to just confirm if it is so, the truthfulness of the content of your statement? LT-COL BOTHA: My statement reads correct, Mr Chairman. There is a few small changes in the sentencing of my qualifications but otherwise it's correct. MR MADLANGA SC: And would that be in accordance with how you read the statement? LT-COL BOTHA: That is how I read it, I changed it as the small change yes. MR MADLANGA SC: And those who should look at the transcript? LT-COL BOTHA: Ja. MR MADLANGA SC: Yes, now in paragraph 14 you mentioned attending to a scene or at a scene on the 13th	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23	depicted on B3 and B4, is that right? No, no para 5 is that B3 and B4? MR MADLANGA SC: Chairperson, may I suggest this, unless there is going to be anything contentious about it, what I would suggest is that perhaps then he depose to a sworn statement in which reference to all of those will be made - CHAIRPERSON: Okay, at the same time. MR MADLANGA SC: In the manner in which you suggest, Mr Chair. CHAIRPERSON: That seems a sensible suggestion. MR MADLANGA SC: Yes, thank you, thank you. That is the evidence of the Colonel, Chairperson, thank you. CHAIRPERSON: There is also a reference in para 7 of the statement to an aerial video recording he made on the 16th of August. Are you going to lead that evidence later? MR MADLANGA SC: That is the video footage that my learned friend, Mr Budlender referred to and which he said it does not show scenes 1 and 2. It is that video, but then the truthfulness of paragraph 7 in the
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24	MR MADLANGA SC: That would be the southern side of the koppie? LT-COL BOTHA: That would be the southern side of the koppie, Mr Chair. MR MADLANGA SC: Is there anything you wish to say about B9? LT-COL BOTHA: No, Mr Chair, the further photos were prepared by someone else. MR MADLANGA SC: Thank you. May I ask you to just confirm if it is so, the truthfulness of the content of your statement? LT-COL BOTHA: My statement reads correct, Mr Chairman. There is a few small changes in the sentencing of my qualifications but otherwise it's correct. MR MADLANGA SC: And would that be in accordance with how you read the statement? LT-COL BOTHA: That is how I read it, I changed it as the small changes yes. MR MADLANGA SC: And those who should look at the transcript? LT-COL BOTHA: Ja. MR MADLANGA SC: Yes, now in paragraph 14 you mentioned attending to a scene or at a scene on the 13th of August and then in paragraph 5 you indicate who it is	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24	depicted on B3 and B4, is that right? No, no para 5 is that B3 and B4? MR MADLANGA SC: Chairperson, may I suggest this, unless there is going to be anything contentious about it, what I would suggest is that perhaps then he depose to a sworn statement in which reference to all of those will be made - CHAIRPERSON: Okay, at the same time. MR MADLANGA SC: In the manner in which you suggest, Mr Chair. CHAIRPERSON: That seems a sensible suggestion. MR MADLANGA SC: Yes, thank you, thank you. That is the evidence of the Colonel, Chairperson, thank you. CHAIRPERSON: There is also a reference in para 7 of the statement to an aerial video recording he made on the 16th of August. Are you going to lead that evidence later? MR MADLANGA SC: That is the video footage that my learned friend, Mr Budlender referred to and which he said it does not show scenes 1 and 2. It is that video, but then the truthfulness of paragraph 7 in the sense of him having taken that has been confirmed. But at
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23	MR MADLANGA SC: That would be the southern side of the koppie? LT-COL BOTHA: That would be the southern side of the koppie, Mr Chair. MR MADLANGA SC: Is there anything you wish to say about B9? LT-COL BOTHA: No, Mr Chair, the further photos were prepared by someone else. MR MADLANGA SC: Thank you. May I ask you to just confirm if it is so, the truthfulness of the content of your statement? LT-COL BOTHA: My statement reads correct, Mr Chairman. There is a few small changes in the sentencing of my qualifications but otherwise it's correct. MR MADLANGA SC: And would that be in accordance with how you read the statement? LT-COL BOTHA: That is how I read it, I changed it as the small change yes. MR MADLANGA SC: And those who should look at the transcript? LT-COL BOTHA: Ja. MR MADLANGA SC: Yes, now in paragraph 14 you mentioned attending to a scene or at a scene on the 13th	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23	depicted on B3 and B4, is that right? No, no para 5 is that B3 and B4? MR MADLANGA SC: Chairperson, may I suggest this, unless there is going to be anything contentious about it, what I would suggest is that perhaps then he depose to a sworn statement in which reference to all of those will be made - CHAIRPERSON: Okay, at the same time. MR MADLANGA SC: In the manner in which you suggest, Mr Chair. CHAIRPERSON: That seems a sensible suggestion. MR MADLANGA SC: Yes, thank you, thank you. That is the evidence of the Colonel, Chairperson, thank you. CHAIRPERSON: There is also a reference in para 7 of the statement to an aerial video recording he made on the 16th of August. Are you going to lead that evidence later? MR MADLANGA SC: That is the video footage that my learned friend, Mr Budlender referred to and which he said it does not show scenes 1 and 2. It is that video, but then the truthfulness of paragraph 7 in the

Rustenburg

<b></b>			
	Page 295		Page 297
1	CHAIRPERSON: I see, alright thank you.	1	other material that might have evidential value?
2	MR MADLANGA SC: Yes, that is the	2	LT-COL BOTHA: Mr Chair, we've searched
3	evidence, Chair commissioners.	3	the scene quite thoroughly, but you have to draw a line
4	CHAIRPERSON: Mr Semenya, any questions	4	somewhere. I mean, you can't search all the way to
5	you wish to ask the witness?	5	Marikana. You have to, you draw the line somewhere, and I
6	MR SEMENYA SC: Yes, Chairperson.	6	searched on what was pointed to me, and then if you find
7	Colonel, from my consultations it appears that the mapping	7 8	something on your own observations further, or even on the edges, then you carry on until you find nothing anymore,
8 9	of the photographs as we have them, has been the best attempt at identifying what you found on the scene, is that	9	and then you decide, well, this is where I draw the line,
10	correct?	10	but it was searched thoroughly.
11	[15:50] LT-COL BOTHA: Just rephrase the	11	CHAIRPERSON: Thank you.
12	question, please? I don't understand.	12	MS HEMRAJ SC: Colonel, can I just
13	MR SEMENYA SC: This represents the best	13	inquire, how long after each incident occurred, did you
14	attempt by your team of identifying evidentiary material,	14	attend to the scene and conduct those searches?
15	as you found the scene, is that right?	15	LT-COL BOTHA: Mr Chair, I'm not quite
16	LT-COL BOTHA: Mr Chair, I was requested	16	sure what time the policemen scene occurred. If I'm not
17	by the evidence leaders to prepare the photos in this way.	17	mistaken - I haven't written it down now, I can go have a
18	MR SEMENYA SC: When the evidence later	18	look and give you the precise time - I attended to the, I
19	shows that there was more bullets fired and therefore more	19	started attending to the policemen's, or the three CAS-
20	cartridges than are indicated on your pictures, that would	20	numbers, 117, 118 and 119 at about 15:00, give or take a
21	not be necessarily incorrect, am I right?	21	few minutes. The one of the body of the person, we were
22	LT-COL BOTHA: If we're talking about the	22	actually in the air when we saw the body, and then I took
23	two scenes that I've attended, that would not necessarily	23	an aerial photo. You can see it was quite late during the
24	be incorrect.	24	day because of the shade. Again, I can go have a look
25	MR SEMENYA SC: Neither are you intending	25	precisely how late, but I must make an estimate now, it
1 2	Page 296 to convey that you had picked up all the bullets that were fired, I mean cartridges of all bullets fired. That's not	1 2	Page 298 must have been more or less 5 o'clock in the afternoon, if I look at the shade.
3	what you're contending?	3	CHAIRPERSON: Mr Burger, do you have any
4	LT-COL BOTHA: Sorry, can you just	4	questions for the witness?
5	explain the question, please?	5	MR BURGER SC: Yes. Colonel, on Exhibit
6	MR SEMENYA SC: It is not your evidence	6	B1 you have as point A the place where the two security
7	necessarily that all the cartridges you indicate on your	7	guards were slain. LT-COL BOTHA: That's correct.
8	plans, are all that was discharged on the day, correct? LT-COL BOTHA: Mr Chair, those were the	8 9	
9 10	cartridge cases that I've collected on the crime scene, the	9 10	MR BURGER SC: That, as you understand it, would have happened on the 12th of August?
11	amounts that I've given.	11	LT-COL BOTHA: Allegedly it happened on
12	MR SEMENYA SC: There could be more,	12	the 12th of August, Mr Chair.
13	that's all I'm asking?	13	MR BURGER SC: We were yesterday during
14	LT-COL BOTHA: Well, that's the ones that	14	one of the openings told that two workers, two marchers,
15	I found. If there are more – there might be more, I'm not	15	were also shot during that incident. Now I must say that
16	sure.	16	came as news to my team, we didn't know of that. Can you
17	CHAIRPERSON: There may be some you	17	help the Commission? Do you know anything about two
18	didn't find?	18	additional people who were shot during that incident on the
19	LT-COL BOTHA: There might be some we	19	12th of August in that vicinity?
20	didn't find. It's possible.	20	LT-COL BOTHA: Mr Chair, if we say shot,
21	MR SEMENYA SC: Those are the questions,	21	do we mean shot and killed, or shot?
22	Chair.	22	MR BURGER SC: As we understand the
23	CHAIRPERSON: Thank you. Before someone	23	opening, they were shot and killed, and they were referred
24	else asks questions, did you search the scene as thoroughly	24	to as marchers.
25	as you could to find bullets and cartridge cases and any	25	LT-COL BOTHA: Mr Chair, I did not attend
le any			

## Marikana Commission of Inquiry

1	Page 299 to the scene of the 12th, but I don't know about – well, I	1	Page 301 LCRC that took the photos and processed the scene.
2	won't know about all the cases, but I don't know about weil, I	2	MR BRUINDERS SC: Do you have a name of
2		3	that person?
	a case. MR BURGER SC: Thank you, Chair.	4	LT-COL BOTHA: It's Warrant-Officer
4		4 5	
5	CHAIRPERSON: Mr Tip?	_	Opperman. MR BRUINDERS SC: If we would like to
6	MR TIP SC: Thank you, Mr Chair.	6	
7	Colonel, I understand that we're going to come back to the	7	know more about what he saw and what he found, we'd have to
8	aerial video recording that you made on the 16th. Is that	8	talk to him?
9	correct?	9	LT-COL BOTHA: That is correct, Mr Chair.
10	LT-COL BOTHA: I'm not sure, it depends	10	MR BRUINDERS SC: Then you also referred
11	on the evidence leaders.	11	to what you called civilians who were found and whom you
12	MR TIP SC: I just wanted to get some	12	show on B1, is that right?
13	clarity, if possible. Did you make that recording yourself	13	LT-COL BOTHA: That is correct, Mr Chair.
14	whilst aboard the police helicopter?	14	MR BRUINDERS SC: Are we to understand
15	LT-COL BOTHA: Yes, Mr Chair, I made the	15	that these civilians are not people that you found on the
16	recording myself. I was in the police helicopter.	16	scene?
17	MR TIP SC: Can you give us an indication	17	LT-COL BOTHA: They were on the scene,
18	of approximately from what time to what time your recording	18	number E, the one marked as E, I found on the scene. It
19	was made by you?	19	was indicated to me by Brigadier Van Zyl.
20	LT-COL BOTHA: Mr Chair, if I remember	20	MR BRUINDERS SC: Was that on the 13th?
21	correctly, it's either 15:58 or 16:58. I can also confirm	21	LT-COL BOTHA: That was on the afternoon
22	that, but I know it's 41 minutes long. I cannot remember	22	of the 13th of August.
23	the starting time precisely now.	23	MR BRUINDERS SC: Did Brigadier Van Zyl
24	MR TIP SC: As far as you were able to	24	point any other bodies out to you?
25	tell at the time, did you capture the entire operation on	25	LT-COL BOTHA: He showed me the body of
	Page 300		Dage 302
1	Page 300 your video recording?	1	Page 302 the policeman, also informed me that there are two other
1 2	your video recording?	1 2	the policeman, also informed me that there are two other
	your video recording? LT-COL BOTHA: No, Mr Chair, definitely		the policeman, also informed me that there are two other bodies, and due to the fact that it's a vast scene and I
2	your video recording? LT-COL BOTHA: No, Mr Chair, definitely not. The video – we determined that the video actually	2	the policeman, also informed me that there are two other
2 3 4	your video recording? LT-COL BOTHA: No, Mr Chair, definitely not. The video – we determined that the video actually started after the shooting at scene 1 already happened.	2 3 4	the policeman, also informed me that there are two other bodies, and due to the fact that it's a vast scene and I was alone at that stage, I called for members of the LCRC to attend to the other two bodies.
2 3 4 5	your video recording? LT-COL BOTHA: No, Mr Chair, definitely not. The video – we determined that the video actually started after the shooting at scene 1 already happened. MR TIP SC: Is that because the	2 3	the policeman, also informed me that there are two other bodies, and due to the fact that it's a vast scene and I was alone at that stage, I called for members of the LCRC to attend to the other two bodies. MR BRUINDERS SC: So just so that we
2 3 4 5 6	your video recording? LT-COL BOTHA: No, Mr Chair, definitely not. The video – we determined that the video actually started after the shooting at scene 1 already happened. MR TIP SC: Is that because the helicopter was not yet on the scene, or because you had not	2 3 4 5 6	the policeman, also informed me that there are two other bodies, and due to the fact that it's a vast scene and I was alone at that stage, I called for members of the LCRC to attend to the other two bodies. MR BRUINDERS SC: So just so that we understand you, are C and E the bodies that you saw?
2 3 4 5 6 7	your video recording? LT-COL BOTHA: No, Mr Chair, definitely not. The video – we determined that the video actually started after the shooting at scene 1 already happened. MR TIP SC: Is that because the helicopter was not yet on the scene, or because you had not switched on the video recorder?	2 3 4 5 6 7	the policeman, also informed me that there are two other bodies, and due to the fact that it's a vast scene and I was alone at that stage, I called for members of the LCRC to attend to the other two bodies. MR BRUINDERS SC: So just so that we understand you, are C and E the bodies that you saw? LT-COL BOTHA: Yes, Mr Chair, C and E
2 3 4 5 6 7 8	your video recording? LT-COL BOTHA: No, Mr Chair, definitely not. The video – we determined that the video actually started after the shooting at scene 1 already happened. MR TIP SC: Is that because the helicopter was not yet on the scene, or because you had not switched on the video recorder? LT-COL BOTHA: No, Mr Chair, it was, I	2 3 4 5 6 7 8	the policeman, also informed me that there are two other bodies, and due to the fact that it's a vast scene and I was alone at that stage, I called for members of the LCRC to attend to the other two bodies. MR BRUINDERS SC: So just so that we understand you, are C and E the bodies that you saw? LT-COL BOTHA: Yes, Mr Chair, C and E were the bodies that I saw on the crime scene.
2 3 4 5 6 7 8 9	your video recording? LT-COL BOTHA: No, Mr Chair, definitely not. The video – we determined that the video actually started after the shooting at scene 1 already happened. MR TIP SC: Is that because the helicopter was not yet on the scene, or because you had not switched on the video recorder? LT-COL BOTHA: No, Mr Chair, it was, I was just a passenger in the chopper. I started recording	2 3 4 5 6 7 8 9	the policeman, also informed me that there are two other bodies, and due to the fact that it's a vast scene and I was alone at that stage, I called for members of the LCRC to attend to the other two bodies. MR BRUINDERS SC: So just so that we understand you, are C and E the bodies that you saw? LT-COL BOTHA: Yes, Mr Chair, C and E were the bodies that I saw on the crime scene. MR BRUINDERS SC: They were pointed out
2 3 4 5 6 7 8 9 10	your video recording? LT-COL BOTHA: No, Mr Chair, definitely not. The video – we determined that the video actually started after the shooting at scene 1 already happened. MR TIP SC: Is that because the helicopter was not yet on the scene, or because you had not switched on the video recorder? LT-COL BOTHA: No, Mr Chair, it was, I was just a passenger in the chopper. I started recording immediately when we got into the air.	2 3 4 5 6 7 8 9 10	the policeman, also informed me that there are two other bodies, and due to the fact that it's a vast scene and I was alone at that stage, I called for members of the LCRC to attend to the other two bodies. MR BRUINDERS SC: So just so that we understand you, are C and E the bodies that you saw? LT-COL BOTHA: Yes, Mr Chair, C and E were the bodies that I saw on the crime scene. MR BRUINDERS SC: They were pointed out to you by, you said Brigadier?
2 3 4 5 6 7 8 9 10 11	your video recording? LT-COL BOTHA: No, Mr Chair, definitely not. The video – we determined that the video actually started after the shooting at scene 1 already happened. MR TIP SC: Is that because the helicopter was not yet on the scene, or because you had not switched on the video recorder? LT-COL BOTHA: No, Mr Chair, it was, I was just a passenger in the chopper. I started recording immediately when we got into the air. MR TIP SC: Thank you, Mr Chair.	2 3 4 5 6 7 8 9 10 11	the policeman, also informed me that there are two other bodies, and due to the fact that it's a vast scene and I was alone at that stage, I called for members of the LCRC to attend to the other two bodies. MR BRUINDERS SC: So just so that we understand you, are C and E the bodies that you saw? LT-COL BOTHA: Yes, Mr Chair, C and E were the bodies that I saw on the crime scene. MR BRUINDERS SC: They were pointed out to you by, you said Brigadier? LT-COL BOTHA: Brigadier Van Zyl.
2 3 4 5 6 7 8 9 10 11 12	your video recording? LT-COL BOTHA: No, Mr Chair, definitely not. The video – we determined that the video actually started after the shooting at scene 1 already happened. MR TIP SC: Is that because the helicopter was not yet on the scene, or because you had not switched on the video recorder? LT-COL BOTHA: No, Mr Chair, it was, I was just a passenger in the chopper. I started recording immediately when we got into the air. MR TIP SC: Thank you, Mr Chair. CHAIRPERSON: Mr Bruinders?	2 3 4 5 6 7 8 9 10 11 12	the policeman, also informed me that there are two other bodies, and due to the fact that it's a vast scene and I was alone at that stage, I called for members of the LCRC to attend to the other two bolies. MR BRUINDERS SC: So just so that we understand you, are C and E the bodies that you saw? LT-COL BOTHA: Yes, Mr Chair, C and E were the bodies that I saw on the crime scene. MR BRUINDERS SC: They were pointed out to you by, you said Brigadier? LT-COL BOTHA: Brigadier Van Zyl. MR BRUINDERS SC: Who is he?
2 3 4 5 6 7 8 9 10 11 12 13	your video recording? LT-COL BOTHA: No, Mr Chair, definitely not. The video – we determined that the video actually started after the shooting at scene 1 already happened. MR TIP SC: Is that because the helicopter was not yet on the scene, or because you had not switched on the video recorder? LT-COL BOTHA: No, Mr Chair, it was, I was just a passenger in the chopper. I started recording immediately when we got into the air. MR TIP SC: Thank you, Mr Chair. CHAIRPERSON: Mr Bruinders? MR BRUINDERS SC: Can I come back to a	2 3 4 5 6 7 8 9 10 11 12 13	the policeman, also informed me that there are two other bodies, and due to the fact that it's a vast scene and I was alone at that stage, I called for members of the LCRC to attend to the other two bolies. MR BRUINDERS SC: So just so that we understand you, are C and E the bodies that you saw? LT-COL BOTHA: Yes, Mr Chair, C and E were the bodies that I saw on the crime scene. MR BRUINDERS SC: They were pointed out to you by, you said Brigadier? LT-COL BOTHA: Brigadier Van Zyl. MR BRUINDERS SC: Who is he? LT-COL BOTHA: If I'm not mistaken, he's
2 3 4 5 6 7 8 9 10 11 12 13 14	your video recording? LT-COL BOTHA: No, Mr Chair, definitely not. The video – we determined that the video actually started after the shooting at scene 1 already happened. MR TIP SC: Is that because the helicopter was not yet on the scene, or because you had not switched on the video recorder? LT-COL BOTHA: No, Mr Chair, it was, I was just a passenger in the chopper. I started recording immediately when we got into the air. MR TIP SC: Thank you, Mr Chair. CHAIRPERSON: Mr Bruinders? MR BRUINDERS SC: Can I come back to a question asked to you by Hr Burger? When were the two	2 3 4 5 6 7 8 9 10 11 12 13 14	the policeman, also informed me that there are two other bodies, and due to the fact that it's a vast scene and I was alone at that stage, I called for members of the LCRC to attend to the other two bodies. MR BRUINDERS SC: So just so that we understand you, are C and E the bodies that you saw? LT-COL BOTHA: Yes, Mr Chair, C and E were the bodies that I saw on the crime scene. MR BRUINDERS SC: They were pointed out to you by, you said Brigadier? LT-COL BOTHA: Brigadier Van Zyl. MR BRUINDERS SC: Who is he? LT-COL BOTHA: If I'm not mistaken, he's the Provincial Detective Head of the North West Province.
2 3 4 5 6 7 8 9 10 11 12 13 14 15	your video recording? LT-COL BOTHA: No, Mr Chair, definitely not. The video – we determined that the video actually started after the shooting at scene 1 already happened. MR TIP SC: Is that because the helicopter was not yet on the scene, or because you had not switched on the video recorder? LT-COL BOTHA: No, Mr Chair, it was, I was just a passenger in the chopper. I started recording immediately when we got into the air. MR TIP SC: Thank you, Mr Chair. CHAIRPERSON: Mr Bruinders? MR BRUINDERS SC: Can I come back to a question asked to you by Mr Burger? When were the two bodies found, whom you say were security officers, at A?	2 3 4 5 6 7 8 9 10 11 12 13 14 15	the policeman, also informed me that there are two other bodies, and due to the fact that it's a vast scene and I was alone at that stage, I called for members of the LCRC to attend to the other two bolies. MR BRUINDERS SC: So just so that we understand you, are C and E the bodies that you saw? LT-COL BOTHA: Yes, Mr Chair, C and E were the bodies that I saw on the crime scene. MR BRUINDERS SC: They were pointed out to you by, you said Brigadier? LT-COL BOTHA: Brigadier Van Zyl. MR BRUINDERS SC: Who is he? LT-COL BOTHA: If I'm not mistaken, he's the Provincial Detective Head of the North West Province. MR BRUINDERS SC: What time was it when
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16	your video recording? LT-COL BOTHA: No, Mr Chair, definitely not. The video – we determined that the video actually started after the shooting at scene 1 already happened. MR TIP SC: Is that because the helicopter was not yet on the scene, or because you had not switched on the video recorder? LT-COL BOTHA: No, Mr Chair, it was, I was just a passenger in the chopper. I started recording immediately when we got into the air. MR TIP SC: Thank you, Mr Chair. CHAIRPERSON: Mr Bruinders? MR BRUINDERS SC: Can I come back to a question asked to you by Mr Burger? When were the two bodies found, whom you say were security officers, at A? LT-COL BOTHA: Mr Chair, I wasn't on the	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16	the policeman, also informed me that there are two other bodies, and due to the fact that it's a vast scene and I was alone at that stage, I called for members of the LCRC to attend to the other two bodies. MR BRUINDERS SC: So just so that we understand you, are C and E the bodies that you saw? LT-COL BOTHA: Yes, Mr Chair, C and E were the bodies that I saw on the crime scene. MR BRUINDERS SC: They were pointed out to you by, you said Brigadier? LT-COL BOTHA: Brigadier Van Zyl. MR BRUINDERS SC: Who is he? LT-COL BOTHA: If I'm not mistaken, he's the Provincial Detective Head of the North West Province. MR BRUINDERS SC: What time was it when he pointed out the two bodies to you on the 13th?
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17	your video recording? LT-COL BOTHA: No, Mr Chair, definitely not. The video – we determined that the video actually started after the shooting at scene 1 already happened. MR TIP SC: Is that because the helicopter was not yet on the scene, or because you had not switched on the video recorder? LT-COL BOTHA: No, Mr Chair, it was, I was just a passenger in the chopper. I started recording immediately when we got into the air. MR TIP SC: Thank you, Mr Chair. CHAIRPERSON: Mr Bruinders? MR BRUINDERS SC: Can I come back to a question asked to you by Mr Burger? When were the two bodies found, whom you say were security officers, at A? LT-COL BOTHA: Mr Chair, I wasn't on the crime scene. The point was just shown to me. I took a –	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17	the policeman, also informed me that there are two other bodies, and due to the fact that it's a vast scene and I was alone at that stage, I called for members of the LCRC to attend to the other two bodies. MR BRUINDERS SC: So just so that we understand you, are C and E the bodies that you saw? LT-COL BOTHA: Yes, Mr Chair, C and E were the bodies that I saw on the crime scene. MR BRUINDERS SC: They were pointed out to you by, you said Brigadier? LT-COL BOTHA: Brigadier Van Zyl. MR BRUINDERS SC: Who is he? LT-COL BOTHA: If I'm not mistaken, he's the Provincial Detective Head of the North West Province. MR BRUINDERS SC: What time was it when he pointed out the two bodies to you on the 13th? LT-COL BOTHA: Mr Chair, it was shortly
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18	your video recording? LT-COL BOTHA: No, Mr Chair, definitely not. The video – we determined that the video actually started after the shooting at scene 1 already happened. MR TIP SC: Is that because the helicopter was not yet on the scene, or because you had not switched on the video recorder? LT-COL BOTHA: No, Mr Chair, it was, I was just a passenger in the chopper. I started recording immediately when we got into the air. MR TIP SC: Thank you, Mr Chair. CHAIRPERSON: Mr Bruinders? MR BRUINDERS SC: Can I come back to a question asked to you by Mr Burger? When were the two bodies found, whom you say were security officers, at A? LT-COL BOTHA: Mr Chair, I wasn't on the crime scene. The point was just shown to me. I took a – because I was requested to take, to prepare a Google map	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18	the policeman, also informed me that there are two other bodies, and due to the fact that it's a vast scene and I was alone at that stage, I called for members of the LCRC to attend to the other two bodies. MR BRUINDERS SC: So just so that we understand you, are C and E the bodies that you saw? LT-COL BOTHA: Yes, Mr Chair, C and E were the bodies that I saw on the crime scene. MR BRUINDERS SC: They were pointed out to you by, you said Brigadier? LT-COL BOTHA: Brigadier Van Zyl. MR BRUINDERS SC: Who is he? LT-COL BOTHA: If I'm not mistaken, he's the Provincial Detective Head of the North West Province. MR BRUINDERS SC: What time was it when he pointed out the two bodies to you on the 13th? LT-COL BOTHA: Mr Chair, it was shortly after I arrived at the scene, and again I said I can go and
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19	your video recording? LT-COL BOTHA: No, Mr Chair, definitely not. The video – we determined that the video actually started after the shooting at scene 1 already happened. MR TIP SC: Is that because the helicopter was not yet on the scene, or because you had not switched on the video recorder? LT-COL BOTHA: No, Mr Chair, it was, I was just a passenger in the chopper. I started recording immediately when we got into the air. MR TIP SC: Thank you, Mr Chair. CHAIRPERSON: Mr Bruinders? MR BRUINDERS SC: Can I come back to a question asked to you by Mr Burger? When were the two bodies found, whom you say were security officers, at A? LT-COL BOTHA: Mr Chair, I wasn't on the crime scene. The point was just shown to me. I took a – because I was requested to take, to prepare a Google map for the evidence leaders, the member that attended to the	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19	the policeman, also informed me that there are two other bodies, and due to the fact that it's a vast scene and I was alone at that stage, I called for members of the LCRC to attend to the other two bodies. MR BRUINDERS SC: So just so that we understand you, are C and E the bodies that you saw? LT-COL BOTHA: Yes, Mr Chair, C and E were the bodies that I saw on the crime scene. MR BRUINDERS SC: They were pointed out to you by, you said Brigadier? LT-COL BOTHA: Brigadier Van Zyl. MR BRUINDERS SC: Who is he? LT-COL BOTHA: If I'm not mistaken, he's the Provincial Detective Head of the North West Province. MR BRUINDERS SC: What time was it when he pointed out the two bodies to you on the 13th? LT-COL BOTHA: Mr Chair, it was shortly after I arrived at the scene, and again I said I can go and confirm precisely what time I arrived. I seem to remember
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20	your video recording? LT-COL BOTHA: No, Mr Chair, definitely not. The video – we determined that the video actually started after the shooting at scene 1 already happened. MR TIP SC: Is that because the helicopter was not yet on the scene, or because you had not switched on the video recorder? LT-COL BOTHA: No, Mr Chair, it was, I was just a passenger in the chopper. I started recording immediately when we got into the air. MR TIP SC: Thank you, Mr Chair. CHAIRPERSON: Mr Bruinders? MR BRUINDERS SC: Can I come back to a question asked to you by Mr Burger? When were the two bodies found, whom you say were security officers, at A? LT-COL BOTHA: Mr Chair, I wasn't on the crime scene. The point was just shown to me. I took a – because I was requested to take, to prepare a Google map for the evidence leaders, the member that attended to the scene showed me the point. I took the reading and I placed	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20	the policeman, also informed me that there are two other bodies, and due to the fact that it's a vast scene and I was alone at that stage, I called for members of the LCRC to attend to the other two bodies. MR BRUINDERS SC: So just so that we understand you, are C and E the bodies that you saw? LT-COL BOTHA: Yes, Mr Chair, C and E were the bodies that I saw on the crime scene. MR BRUINDERS SC: They were pointed out to you by, you said Brigadier? LT-COL BOTHA: Brigadier Van Zyl. MR BRUINDERS SC: Who is he? LT-COL BOTHA: If I'm not mistaken, he's the Provincial Detective Head of the North West Province. MR BRUINDERS SC: What time was it when he pointed out the two bodies to you on the 13th? LT-COL BOTHA: Mr Chair, it was shortly after I arrived at the scene, and again I said I can go and confirm precisely what time I arrived. I seem to remember it was just before or just after 3 o'clock in the
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21	your video recording? LT-COL BOTHA: No, Mr Chair, definitely not. The video – we determined that the video actually started after the shooting at scene 1 already happened. MR TIP SC: Is that because the helicopter was not yet on the scene, or because you had not switched on the video recorder? LT-COL BOTHA: No, Mr Chair, it was, I was just a passenger in the chopper. I started recording immediately when we got into the air. MR TIP SC: Thank you, Mr Chair. CHAIRPERSON: Mr Bruinders? MR BRUINDERS SC: Can I come back to a question asked to you by Mr Burger? When were the two bodies found, whom you say were security officers, at A? LT-COL BOTHA: Mr Chair, I wasn't on the crime scene. The point was just shown to me. I took a – because I was requested to take, to prepare a Google map for the evidence leaders, the member that attended to the scene showed me the point. I took the reading and I placed it on the map.	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21	the policeman, also informed me that there are two other bodies, and due to the fact that it's a vast scene and I was alone at that stage, I called for members of the LCRC to attend to the other two bodies. MR BRUINDERS SC: So just so that we understand you, are C and E the bodies that you saw? LT-COL BOTHA: Yes, Mr Chair, C and E were the bodies that I saw on the crime scene. MR BRUINDERS SC: They were pointed out to you by, you said Brigadier? LT-COL BOTHA: Brigadier Van Zyl. MR BRUINDERS SC: Who is he? LT-COL BOTHA: If I'm not mistaken, he's the Provincial Detective Head of the North West Province. MR BRUINDERS SC: What time was it when he pointed out the two bodies to you on the 13th? LT-COL BOTHA: Mr Chair, it was shortly after I arrived at the scene, and again I said I can go and confirm precisely what time I arrived. I seem to remember it was just before or just after 3 o'clock in the afternoon, and it would have been just after I arrived at
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22	your video recording? LT-COL BOTHA: No, Mr Chair, definitely not. The video – we determined that the video actually started after the shooting at scene 1 already happened. MR TIP SC: Is that because the helicopter was not yet on the scene, or because you had not switched on the video recorder? LT-COL BOTHA: No, Mr Chair, it was, I was just a passenger in the chopper. I started recording immediately when we got into the air. MR TIP SC: Thank you, Mr Chair. CHAIRPERSON: Mr Bruinders? MR BRUINDERS SC: Can I come back to a question asked to you by Mr Burger? When were the two bodies found, whom you say were security officers, at A? LT-COL BOTHA: Mr Chair, I wasn't on the crime scene. The point was just shown to me. I took a – because I was requested to take, to prepare a Google map for the evidence leaders, the member that attended to the scene showed me the point. I took the reading and I placed it on the map. MR BRUINDERS SC: When you talk about the	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22	the policeman, also informed me that there are two other bodies, and due to the fact that it's a vast scene and I was alone at that stage, I called for members of the LCRC to attend to the other two bodies. MR BRUINDERS SC: So just so that we understand you, are C and E the bodies that you saw? LT-COL BOTHA: Yes, Mr Chair, C and E were the bodies that I saw on the crime scene. MR BRUINDERS SC: They were pointed out to you by, you said Brigadier? LT-COL BOTHA: Brigadier Van Zyl. MR BRUINDERS SC: Who is he? LT-COL BOTHA: If I'm not mistaken, he's the Provincial Detective Head of the North West Province. MR BRUINDERS SC: What time was it when he pointed out the two bodies to you on the 13th? LT-COL BOTHA: Mr Chair, it was shortly after I arrived at the scene, and again I said I can go and confirm precisely what time I arrived. I seem to remember it was just before or just after 3 o'clock in the afternoon, and it would have been just after I arrived at the crime scene.
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23	your video recording? LT-COL BOTHA: No, Mr Chair, definitely not. The video – we determined that the video actually started after the shooting at scene 1 already happened. MR TIP SC: Is that because the helicopter was not yet on the scene, or because you had not switched on the video recorder? LT-COL BOTHA: No, Mr Chair, it was, I was just a passenger in the chopper. I started recording immediately when we got into the air. MR TIP SC: Thank you, Mr Chair. CHAIRPERSON: Mr Bruinders? MR BRUINDERS SC: Can I come back to a question asked to you by Mr Burger? When were the two bodies found, whom you say were security officers, at A? LT-COL BOTHA: Mr Chair, I wasn't on the crime scene. The point was just shown to me. I took a – because I was requested to take, to prepare a Google map for the evidence leaders, the member that attended to the scene showed me the point. I took the reading and I placed it on the map. MR BRUINDERS SC: When you talk about the member on the scene, would that be the person who	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23	the policeman, also informed me that there are two other bodies, and due to the fact that it's a vast scene and I was alone at that stage, I called for members of the LCRC to attend to the other two bodies. MR BRUINDERS SC: So just so that we understand you, are C and E the bodies that you saw? LT-COL BOTHA: Yes, Mr Chair, C and E were the bodies that I saw on the crime scene. MR BRUINDERS SC: They were pointed out to you by, you said Brigadier? LT-COL BOTHA: Brigadier Van Zyl. MR BRUINDERS SC: Who is he? LT-COL BOTHA: If I'm not mistaken, he's the Provincial Detective Head of the North West Province. MR BRUINDERS SC: What time was it when he pointed out the two bodies to you on the 13th? LT-COL BOTHA: Mr Chair, it was shortly after I arrived at the scene, and again I said I can go and confirm precisely what time I arrived. I seem to remember it was just before or just after 3 o'clock in the afternoon, and it would have been just after I arrived at the crime scene. MR BRUINDERS SC: How long before you was
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24	your video recording? LT-COL BOTHA: No, Mr Chair, definitely not. The video – we determined that the video actually started after the shooting at scene 1 already happened. MR TIP SC: Is that because the helicopter was not yet on the scene, or because you had not switched on the video recorder? LT-COL BOTHA: No, Mr Chair, it was, I was just a passenger in the chopper. I started recording immediately when we got into the air. MR TIP SC: Thank you, Mr Chair. CHAIRPERSON: Mr Bruinders? MR BRUINDERS SC: Can I come back to a question asked to you by Mr Burger? When were the two bodies found, whom you say were security officers, at A? LT-COL BOTHA: Mr Chair, I wasn't on the crime scene. The point was just shown to me. I took a – because I was requested to take, to prepare a Google map for the evidence leaders, the member that attended to the scene showed me the point. I took the reading and I placed it on the map. MR BRUINDERS SC: When you talk about the member on the scene, would that be the person who investigated that scene and found the bodies?	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24	the policeman, also informed me that there are two other bodies, and due to the fact that it's a vast scene and I was alone at that stage, I called for members of the LCRC to attend to the other two bodies. MR BRUINDERS SC: So just so that we understand you, are C and E the bodies that you saw? LT-COL BOTHA: Yes, Mr Chair, C and E were the bodies that I saw on the crime scene. MR BRUINDERS SC: They were pointed out to you by, you said Brigadier? LT-COL BOTHA: Brigadier Van Zyl. MR BRUINDERS SC: Who is he? LT-COL BOTHA: If I'm not mistaken, he's the Provincial Detective Head of the North West Province. MR BRUINDERS SC: What time was it when he pointed out the two bodies to you on the 13th? LT-COL BOTHA: Mr Chair, it was shortly after I arrived at the scene, and again I said I can go and confirm precisely what time I arrived. I seem to remember it was just before or just after 3 o'clock in the afternoon, and it would have been just after I arrived at the crime scene. MR BRUINDERS SC: How long before you was Brigadier Van Zyl on the scene?
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23	your video recording? LT-COL BOTHA: No, Mr Chair, definitely not. The video – we determined that the video actually started after the shooting at scene 1 already happened. MR TIP SC: Is that because the helicopter was not yet on the scene, or because you had not switched on the video recorder? LT-COL BOTHA: No, Mr Chair, it was, I was just a passenger in the chopper. I started recording immediately when we got into the air. MR TIP SC: Thank you, Mr Chair. CHAIRPERSON: Mr Bruinders? MR BRUINDERS SC: Can I come back to a question asked to you by Mr Burger? When were the two bodies found, whom you say were security officers, at A? LT-COL BOTHA: Mr Chair, I wasn't on the crime scene. The point was just shown to me. I took a – because I was requested to take, to prepare a Google map for the evidence leaders, the member that attended to the scene showed me the point. I took the reading and I placed it on the map. MR BRUINDERS SC: When you talk about the member on the scene, would that be the person who	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23	the policeman, also informed me that there are two other bodies, and due to the fact that it's a vast scene and I was alone at that stage, I called for members of the LCRC to attend to the other two bodies. MR BRUINDERS SC: So just so that we understand you, are C and E the bodies that you saw? LT-COL BOTHA: Yes, Mr Chair, C and E were the bodies that I saw on the crime scene. MR BRUINDERS SC: They were pointed out to you by, you said Brigadier? LT-COL BOTHA: Brigadier Van Zyl. MR BRUINDERS SC: Who is he? LT-COL BOTHA: If I'm not mistaken, he's the Provincial Detective Head of the North West Province. MR BRUINDERS SC: What time was it when he pointed out the two bodies to you on the 13th? LT-COL BOTHA: Mr Chair, it was shortly after I arrived at the scene, and again I said I can go and confirm precisely what time I arrived. I seem to remember it was just before or just after 3 o'clock in the afternoon, and it would have been just after I arrived at the crime scene. MR BRUINDERS SC: How long before you was

## Marikana Commission of Inquiry

		r –	
	Page 303		Page 305
1	MR BRUINDERS SC: He got there before	1	CHAIRPERSON: Before you move on, I
2	you?	2	understand you can't give an exact number, but can you
3	LT-COL BOTHA: He was on the scene when I	3	place us somewhere in the ballpark? Were there about
4	arrived there.	4	three, six, 10, 20?
5	MR BRUINDERS SC: The other two bodies	5	LT-COL BOTHA: Mr Chair, there were
6	that Brigadier Van Zyl told you about, did he show them, or	6	definitely more than three. If I must think, I think there
7	point them out to your colleagues?	7	were more than six, but if I have to say 10, more or less
8	LT-COL BOTHA: Mr Chair, I'm not sure.	8	10, plus-minus 10. I cannot say, it's not three or four,
9	My colleagues arrived and I was already busy processing my	9	it was more than that.
10	scene. So I don't know who showed them the other two	10	[16:10] CHAIRPERSON: Thank you, that gives us an
11	bodies.	11	idea.
12	MR BRUINDERS SC: What are the names of	12	MR BRUINDERS SC: Do you remember what
13	your colleagues?	13	vehicles you saw?
14	LT-COL BOTHA: The person that processed	14	LT-COL BOTHA: I can recall that some of
15	those two scenes, is Captain Moshwana.	15	the vehicles were Kombis.
16	MR BRUINDERS SC: When you got to that	16	MR BRUINDERS SC: Any other vehicles?
17	particular scene around 3 o'clock on the 13th, did you	17	LT-COL BOTHA: No, there were a police
18	yourself see any injured?	18	bakkie of Marikana. I can't recall – again, I didn't
19	LT-COL BOTHA: No, Mr Chair, I did not	19	really notice that because that wasn't part of my scene.
20	see any injured people; there were only deceased people on	20 21	MR BRUINDERS SC: How many policemen were there on the scene?
21 22	the scene. MR BRUINDERS SC: Did Brigadier Van Zvl	21	LT-COL BOTHA: Sir, again there were an
22	MR BRUINDERS SC: Did Brigadier Van Zyl speak of any injured people when he was pointing out	22	amount of policemen on the scene, more than 10, maybe more
23 24	certain things to you?	23	than 20. I cannot, I did not count them. Some of them
25	LT-COL BOTHA: I was shown where the	25	were in the vehicles, some of them were out of the
25	ET COE DOTTIA. I Was shown where the	25	were in the vehicles, some of them were out of the
	Page 304		Page 306
1	injured policeman was taken away. There were two small	1	vehicles. I can't really say.
2	pools of blood on the scene. I cannot recall that he told	2	MR BRUINDERS SC: These policemen that
3	me of any other injured people on that scene there,	3	you saw there were not part of your investigating team?
4	specifically.	4	LT-COL BOTHA: No, they weren't part of
5	MR BRUINDERS SC: When you got to that	5	my investigation team.
6	scene, did you see any police vehicles?	6	MR BRUINDERS SC: Where were they from?
7	LT-COL BOTHA: Mr Chair, there was quite	7	LT-COL BOTHA: I have no idea, Mr Chair.
8	an amount of police vehicles and members on the side of the	8	MR BRUINDERS SC: Could you tell – I take
9	road.	9	it you looked at them?
10	MR BRUINDERS SC: How many vehicles?	10	LT-COL BOTHA: I obviously did look at
11	LT-COL BOTHA: I cannot tell you how many	11	them.
12	vehicles, I did not count the vehicles.	12	MR BRUINDERS SC: When you did, could you
13	MR BRUINDERS SC: You say quite a number,	13	tell what units they were from?
14	and I don't want to press you for an exact number, but can	14	LT-COL BOTHA: Mr Chair, I can remember
15	you give any idea, were these more than 10, more than 20,	15	that there were members from POPs Unit because, well there
16	more than 30 vehicles?	16	were members from POP Unit because there were Nyalas also.
17	LT-COL BOTHA: Sir, I'm going to have to	17	I cannot, I don't know if there were members from any other
18	guess if I want to give a total. There were a number of	18	units. I can't remember, I did not look at them like that
19	police vehicles parked on the side of the road, which you	19	to remember from where they are, so I can't tell you that.
20	can see on the photo. I honestly cannot remember how many	20	CHAIRPERSON: I'm sorry, if I can just
21	vehicles. I'm going to take a wild guess if I say now how	21	interpose for a moment. You talk about POP, members from
22	many vehicles.	22	POP. That's the Public Order Policing sector?
23	MR BRUINDERS SC: I wouldn't press an	23	LT-COL BOTHA: Yes, Mr Chair, that's
24	experienced policeman like you to take a wild guess, so I'm	24	Public Order Police.
25	going to move on.	25	CHAIRPERSON: Now the Nyalas are those

## Marikana Commission of Inquiry

Rustenburg

_		1	
	Page 307		Page 309
1	vehicles which Public Order Policing use?	1	was in the veld, where in the veld was it?
2	LT-COL BOTHA: Sorry, Mr Chair?	2	LT-COL BOTHA: By the body, by C.
3	CHAIRPERSON: Nyalas, or they the	3	MR BRUINDERS SC: B is what you say the
4	vehicles that the Public Order Police section use?	4	position of the railway line is, not so?
5	LT-COL BOTHA: Mr Chair, they also use	5	LT-COL BOTHA: Just say again?
6	them, and I can remember I recognised one of the POP	6	MR BRUINDERS SC: B is what you say the
7	members, that's why I know. It's not because only there	7	position of the railway line is.
8	are Nyalas. There was a POP member that I recognised. He	8	LT-COL BOTHA: I went to the point and I
9	knew me as Colonel, so he was from POP. The rest I don't	9	Googled it and that is where it came out and it looks like
10	really know.	10	it's a railway line, yes.
11	MR BRUINDERS SC: I hate to be a nag, but	11	MR BRUINDERS SC: You are reasonably
12	how many Nyalas were there?	12	familiar with that area?
13	LT-COL BOTHA: Sir, I can remember one	13	LT-COL BOTHA: Sorry, ask the question
14	standing at a dead body, and there was one next to the	14	again, sorry?
15	road. There might have been more. I can't remember.	15	MR BRUINDERS SC: My question is, you are
16	MR BRUINDERS SC: It's rather a novel way	16	reasonably familiar with that particular area between the
17	of taking instructions, but could I peer across the rows to	17	points B, G, F and so on?
18	ask my attorney whether there's anything else he'd like me	18	LT-COL BOTHA: Well, the first time I saw
19	to ask this witness, Mr Chair?	19	the area was when I visited the scene. It's not a place
20	CHAIRPERSON: You can do that, or you can	20	that I've seen before.
21	get out of your seat and go and ask the attorney. Mr	21	MR BRUINDERS SC: I understand. How long
22	Bruinders, it's already past the time that we normally	22	did you spend there that afternoon?
23	adjourn for tea. Would you appreciate it if we took the	23	LT-COL BOTHA: Mr Chairman, I can
24	tea adjournment now, you can get instructions for as long	24	confirm, but I think it's more or less five hours that I
25	as you like. Mr Bizos, who I'm going to call upon to	25	spent there.
	Daga 200		Page 310
1	Page 308 cross-examine next, if he wishes to do so, could also get	1	MR BRUINDERS SC: And in those five hours
2	himself ready. Thereafter we'll have Mr Ntsebeza and Mr	2	you walked around roughly the points B, C, F, G, D, E,
3	Mpofu. So I suggest we take a 10-minute adjournment at	3	etcetera?
4	this stage.	4	LT-COL BOTHA: No, Mr Chair, I did not go
5	[INQUIRY ADJOURNS INQUIRY RESUMES]	5	to B. I did not then know that there was a discussion at B
6	[16:35] CHAIRPERSON: The Commission resumes. Mr	6	or that a point B existed. I posted the scene where the
7	Bruinders, you were cross-examining the witness.	7	bodies were found. I did not go to F. I did not go to G.
8	MR BRUINDERS SC: Thank you, just a few	8	MR BRUINDERS SC: So you won't know that
9	more questions. Is it possible for us to have B1 up on the	9	- or firstly, do you know which way the railway line runs?
10	screen? Now Colonel, could you point to where it was that	10	Could you point it out to us on B1?
11	you saw the vehicles, on B1?	11	LT-COL BOTHA: No, well which way the
12		12	turing any second to such the supervise ways? It says as both
	LT-COL BOTHA: Mr Chair, if I must draw a	12	trains can go on it, or which way it runs? It can go both
13	LT-COL BOTHA: Mr Chair, if I must draw a line, then it's more or less between D, E and F on that	12	ways. Look, I know –
13	line, then it's more or less between D, E and F on that	13	ways. Look, I know –
13 14	line, then it's more or less between D, E and F on that gravel. You can see there's a road running there, on that	13 14	ways. Look, I know – MR BRUINDERS SC: Which way does the
13 14 15	line, then it's more or less between D, E and F on that gravel. You can see there's a road running there, on that road. MR BRUINDERS SC: So that which looks like a yellow line is a road?	13 14 15	ways. Look, I know – MR BRUINDERS SC: Which way does the railway line run – LT-COL BOTHA: On the photo – MR BRUINDERS SC: Does it run from the
13 14 15 16	line, then it's more or less between D, E and F on that gravel. You can see there's a road running there, on that road. MR BRUINDERS SC: So that which looks like a yellow line is a road? LT-COL BOTHA: It's a road, yes.	13 14 15 16	ways. Look, I know – MR BRUINDERS SC: Which way does the railway line run – LT-COL BOTHA: On the photo –
13 14 15 16 17	line, then it's more or less between D, E and F on that gravel. You can see there's a road running there, on that road. MR BRUINDERS SC: So that which looks like a yellow line is a road?	13 14 15 16 17	ways. Look, I know – MR BRUINDERS SC: Which way does the railway line run – LT-COL BOTHA: On the photo – MR BRUINDERS SC: Does it run from the
13 14 15 16 17 18	line, then it's more or less between D, E and F on that gravel. You can see there's a road running there, on that road. MR BRUINDERS SC: So that which looks like a yellow line is a road? LT-COL BOTHA: It's a road, yes.	13 14 15 16 17 18	ways. Look, I know – MR BRUINDERS SC: Which way does the railway line run – LT-COL BOTHA: On the photo – MR BRUINDERS SC: Does it run from the left to the right of that photograph, or does it run from
13 14 15 16 17 18 19	line, then it's more or less between D, E and F on that gravel. You can see there's a road running there, on that road. MR BRUINDERS SC: So that which looks like a yellow line is a road? LT-COL BOTHA: It's a road, yes. MR BRUINDERS SC: Is that the only place	13 14 15 16 17 18 19	ways. Look, I know – MR BRUINDERS SC: Which way does the railway line run – LT-COL BOTHA: On the photo – MR BRUINDERS SC: Does it run from the left to the right of that photograph, or does it run from the bottom to the top?
13 14 15 16 17 18 19 20	line, then it's more or less between D, E and F on that gravel. You can see there's a road running there, on that road. MR BRUINDERS SC: So that which looks like a yellow line is a road? LT-COL BOTHA: It's a road, yes. MR BRUINDERS SC: Is that the only place that you saw vehicles on that V	13 14 15 16 17 18 19 20	ways. Look, I know – MR BRUINDERS SC: Which way does the railway line run – LT-COL BOTHA: On the photo – MR BRUINDERS SC: Does it run from the left to the right of that photograph, or does it run from the bottom to the top? LT-COL BOTHA: Oh, okay. Sorry. Sorry,
13 14 15 16 17 18 19 20 21	line, then it's more or less between D, E and F on that gravel. You can see there's a road running there, on that road. MR BRUINDERS SC: So that which looks like a yellow line is a road? LT-COL BOTHA: It's a road, yes. MR BRUINDERS SC: Is that the only place that you saw vehicles on that vertices LT-COL BOTHA: While I travelled to that	13 14 15 16 17 18 19 20 21	ways. Look, I know – MR BRUINDERS SC: Which way does the railway line run – LT-COL BOTHA: On the photo – MR BRUINDERS SC: Does it run from the left to the right of that photograph, or does it run from the bottom to the top? LT-COL BOTHA: Oh, okay. Sorry. Sorry, Mr Chair. It runs from the, just there by the side of B it
13 14 15 16 17 18 19 20 21 22	line, then it's more or less between D, E and F on that gravel. You can see there's a road running there, on that road. MR BRUINDERS SC: So that which looks like a yellow line is a road? LT-COL BOTHA: It's a road, yes. MR BRUINDERS SC: Is that the only place that you saw vehicles on that day? LT-COL BOTHA: While I travelled to that point there was a Nyala in the veld. There were vehicles	13 14 15 16 17 18 19 20 21 22	ways. Look, I know – MR BRUINDERS SC: Which way does the railway line run – LT-COL BOTHA: On the photo – MR BRUINDERS SC: Does it run from the left to the right of that photograph, or does it run from the bottom to the top? LT-COL BOTHA: Oh, okay. Sorry. Sorry, Mr Chair. It runs from the, just there by the side of B it goes from the left to the right.
<ol> <li>13</li> <li>14</li> <li>15</li> <li>16</li> <li>17</li> <li>18</li> <li>19</li> <li>20</li> <li>21</li> <li>22</li> <li>23</li> </ol>	<pre>line, then it's more or less between D, E and F on that gravel. You can see there's a road running there, on that road.</pre>	<ol> <li>13</li> <li>14</li> <li>15</li> <li>16</li> <li>17</li> <li>18</li> <li>19</li> <li>20</li> <li>21</li> <li>22</li> <li>23</li> </ol>	ways. Look, I know – MR BRUINDERS SC: Which way does the railway line run – LT-COL BOTHA: On the photo – MR BRUINDERS SC: Does it run from the left to the right of that photograph, or does it run from the bottom to the top? LT-COL BOTHA: Oh, okay. Sorry. Sorry, Mr Chair. It runs from the, just there by the side of B it goes from the left to the right. MR BRUINDERS SC: And is there a dirt

1	Page 311 LT-COL BOTHA: Yes, Mr Chair, there's a	1	Page 313 when the helicopter was already, had already landed on the
2	dirt road that runs parallel to it.	2	JOC?
3	MR BRUINDERS SC: Did you see the dirt	3	LT-COL BOTHA: I was at the JOC when the
4	road?	4	chopper was there. I arrived there when the Police – I
5	LT-COL BOTHA: On the day of the	5	can't say that the Police chopper was there when I arrived
6	reconstruction I was on the dirt road with the chairperson.	6	there. What I'm saying is when they said we're going to
7	MR BRUINDERS SC: That's a fairly	7	fly, the chopper was there; it was on the ground.
8	undeveloped dirt road.	8	MR BRUINDERS SC: Do you know whether
9	LT-COL BOTHA: Yes, it's not like the one	9	that chopper had been up earlier?
10	that's marked with the yellow line.	10	LT-COL BOTHA: No, Mr Chair, I don't
11	MR BRUINDERS SC: So on the day of the	11	know.
12	reconstruction you say – well, can I ask you, did you walk	12	MR BRUINDERS SC: Were you and the pilot
13	from the more developed road to the less developed one?	13	the only two in the chopper?
14	LT-COL BOTHA: Yes, I walked on the road.	14	LT-COL BOTHA: No, we were five people in
15	MR BRUINDERS SC: Your colleague who	15	the chopper.
16	recognised you as a colonel on 13 August, do you remember	16	MR BRUINDERS SC: Was anybody else taking
17	his name?	17	photographs from the chopper?
18	LT-COL BOTHA: No idea, Sir. I just know	18	LT-COL BOTHA: There was a member, I
19	that he's from the area - well, I don't even know if he's	19	don't know from where he is, I presume it was a police
20	from the area. He knew me as Colonel, so he knew me and	20	member that had a camera with him in the chopper.
21	that's why I know he had the red badge, which is a Public	21	MR BRUINDERS SC: Did you see him take
22	Order Policing badge. That's why I know that.	22	photographs?
23	MR BRUINDERS SC: Now you say that he	23	LT-COL BOTHA: I did, I do think he did
24	recognised you, not so?	24	take photographs, yes.
25	LT-COL BOTHA: He recognised me, ja.	25	MR BRUINDERS SC: Besides you, anybody
	Page 312		Page 314
1	Page 312 MR BRUINDERS SC: You didn't know who he	1	Page 314 take video footage?
1 2		1 2	
	MR BRUINDERS SC: You didn't know who he		take video footage?
2	MR BRUINDERS SC: You didn't know who he was?	2	take video footage?LT-COL BOTHA:No, I took video footage.I gave my camera to the, Warrant-Officer Venter that was
2 3	MR BRUINDERS SC: You didn't know who he was? LT-COL BOTHA: I didn't recognise him.	2 3	take video footage?LT-COL BOTHA:No, I took video footage.I gave my camera to the, Warrant-Officer Venter that was
2 3 4	MR BRUINDERS SC: You didn't know who he was? LT-COL BOTHA: I didn't recognise him. He, like in the Police when they know you're a colonel or	2 3 4	take video footage?LT-COL BOTHA:No, I took video footage.I gave my camera to the, Warrant-Officer Venter that wassitting right in front of me and she was, she took some
2 3 4 5	MR BRUINDERS SC: You didn't know who he was? LT-COL BOTHA: I didn't recognise him. He, like in the Police when they know you're a colonel or whatever, they show respect to you. He greeted me as	2 3 4 5	take video footage? LT-COL BOTHA: No, I took video footage. I gave my camera to the, Warrant-Officer Venter that was sitting right in front of me and she was, she took some photos because I couldn't handle both cameras together.
2 3 4 5 6	MR BRUINDERS SC: You didn't know who he was? LT-COL BOTHA: I didn't recognise him. He, like in the Police when they know you're a colonel or whatever, they show respect to you. He greeted me as Colonel. I don't, I didn't recognise him.	2 3 4 5 6	take video footage? LT-COL BOTHA: No, I took video footage. I gave my camera to the, Warrant-Officer Venter that was sitting right in front of me and she was, she took some photos because I couldn't handle both cameras together. MR BRUINDERS SC: Besides you, did
2 3 4 5 6 7	MR BRUINDERS SC: You didn't know who he was? LT-COL BOTHA: I didn't recognise him. He, like in the Police when they know you're a colonel or whatever, they show respect to you. He greeted me as Colonel. I don't, I didn't recognise him. MR BRUINDERS SC: And after you greeted	2 3 4 5 6 7	take video footage? LT-COL BOTHA: No, I took video footage. I gave my camera to the, Warrant-Officer Venter that was sitting right in front of me and she was, she took some photos because I couldn't handle both cameras together. MR BRUINDERS SC: Besides you, did anybody else take video footage?
2 3 4 5 6 7 8	MR BRUINDERS SC: You didn't know who he was? LT-COL BOTHA: I didn't recognise him. He, like in the Police when they know you're a colonel or whatever, they show respect to you. He greeted me as Colonel. I don't, I didn't recognise him. MR BRUINDERS SC: And after you greeted each other, did you speak to him?	2 3 4 5 6 7 8	take video footage? LT-COL BOTHA: No, I took video footage. I gave my camera to the, Warrant-Officer Venter that was sitting right in front of me and she was, she took some photos because I couldn't handle both cameras together. MR BRUINDERS SC: Besides you, did anybody else take video footage? LT-COL BOTHA: Mr Chair, not that I know
2 3 4 5 6 7 8 9	MR BRUINDERS SC: You didn't know who he was? LT-COL BOTHA: I didn't recognise him. He, like in the Police when they know you're a colonel or whatever, they show respect to you. He greeted me as Colonel. I don't, I didn't recognise him. MR BRUINDERS SC: And after you greeted each other, did you speak to him? LT-COL BOTHA: No, I just greeted him and	2 3 4 5 6 7 8 9	take video footage? LT-COL BOTHA: No, I took video footage. I gave my camera to the, Warrant-Officer Venter that was sitting right in front of me and she was, she took some photos because I couldn't handle both cameras together. MR BRUINDERS SC: Besides you, did anybody else take video footage? LT-COL BOTHA: Mr Chair, not that I know of. I, according to me I took video footage.
2 3 4 5 6 7 8 9 10	MR BRUINDERS SC: You didn't know who he was? LT-COL BOTHA: I didn't recognise him. He, like in the Police when they know you're a colonel or whatever, they show respect to you. He greeted me as Colonel. I don't, I didn't recognise him. MR BRUINDERS SC: And after you greeted each other, did you speak to him? LT-COL BOTHA: No, I just greeted him and then I went, it was when I arrived there, then I went to	2 3 4 5 6 7 8 9 10	take video footage? LT-COL BOTHA: No, I took video footage. I gave my camera to the, Warrant-Officer Venter that was sitting right in front of me and she was, she took some photos because I couldn't handle both cameras together. MR BRUINDERS SC: Besides you, did anybody else take video footage? LT-COL BOTHA: Mr Chair, not that I know of. I, according to me I took video footage. MR BRUINDERS SC: So in this chopper were
2 3 4 5 6 7 8 9 10 11	MR BRUINDERS SC: You didn't know who he was? LT-COL BOTHA: I didn't recognise him. He, like in the Police when they know you're a colonel or whatever, they show respect to you. He greeted me as Colonel. I don't, I didn't recognise him. MR BRUINDERS SC: And after you greeted each other, did you speak to him? LT-COL BOTHA: No, I just greeted him and then I went, it was when I arrived there, then I went to Brigadier Van Zyl.	2 3 4 5 6 7 8 9 10 11	take video footage? LT-COL BOTHA: No, I took video footage. I gave my camera to the, Warrant-Officer Venter that was sitting right in front of me and she was, she took some photos because I couldn't handle both cameras together. MR BRUINDERS SC: Besides you, did anybody else take video footage? LT-COL BOTHA: Mr Chair, not that I know of. I, according to me I took video footage. MR BRUINDERS SC: So in this chopper were a pilot and four of you?
2 3 4 5 6 7 8 9 10 11 12	MR BRUINDERS SC: You didn't know who he was? LT-COL BOTHA: I didn't recognise him. He, like in the Police when they know you're a colonel or whatever, they show respect to you. He greeted me as Colonel. I don't, I didn't recognise him. MR BRUINDERS SC: And after you greeted each other, did you speak to him? LT-COL BOTHA: No, I just greeted him and then I went, it was when I arrived there, then I went to Brigadier Van Zyl. MR BRUINDERS SC: On 16 August, where did	2 3 4 5 6 7 8 9 10 11 12	take video footage? LT-COL BOTHA: No, I took video footage. I gave my camera to the, Warrant-Officer Venter that was sitting right in front of me and she was, she took some photos because I couldn't handle both cameras together. MR BRUINDERS SC: Besides you, did anybody else take video footage? LT-COL BOTHA: Mr Chair, not that I know of. I, according to me I took video footage. MR BRUINDERS SC: So in this chopper were a pilot and four of you? LT-COL BOTHA: That is correct, Mr Chair.
2 3 4 5 6 7 8 9 10 11 12 13	MR BRUINDERS SC: You didn't know who he was? LT-COL BOTHA: I didn't recognise him. He, like in the Police when they know you're a colonel or whatever, they show respect to you. He greeted me as Colonel. I don't, I didn't recognise him. MR BRUINDERS SC: And after you greeted each other, did you speak to him? LT-COL BOTHA: No, I just greeted him and then I went, it was when I arrived there, then I went to Brigadier Van Zyl. MR BRUINDERS SC: On 16 August, where did you take the helicopter from?	2 3 4 5 6 7 8 9 10 11 12 13	take video footage? LT-COL BOTHA: No, I took video footage. I gave my camera to the, Warrant-Officer Venter that was sitting right in front of me and she was, she took some photos because I couldn't handle both cameras together. MR BRUINDERS SC: Besides you, did anybody else take video footage? LT-COL BOTHA: Mr Chair, not that I know of. I, according to me I took video footage. MR BRUINDERS SC: So in this chopper were a pilot and four of you? LT-COL BOTHA: That is correct, Mr Chair. MR BRUINDERS SC: You took video footage.
2 3 4 5 6 7 8 9 10 11 12 13 14	MR BRUINDERS SC: You didn't know who he was? LT-COL BOTHA: I didn't recognise him. He, like in the Police when they know you're a colonel or whatever, they show respect to you. He greeted me as Colonel. I don't, I didn't recognise him. MR BRUINDERS SC: And after you greeted each other, did you speak to him? LT-COL BOTHA: No, I just greeted him and then I went, it was when I arrived there, then I went to Brigadier Van Zyl. MR BRUINDERS SC: On 16 August, where did you take the helicopter from? LT-COL BOTHA: The helicopter was at the JOC at, I think they call it Wonderkop, I'm not precisely sure of the address.	2 3 4 5 6 7 8 9 10 11 12 13 14	take video footage? LT-COL BOTHA: No, I took video footage. I gave my camera to the, Warrant-Officer Venter that was sitting right in front of me and she was, she took some photos because I couldn't handle both cameras together. MR BRUINDERS SC: Besides you, did anybody else take video footage? LT-COL BOTHA: Mr Chair, not that I know of. I, according to me I took video footage. MR BRUINDERS SC: So in this chopper were a pilot and four of you? LT-COL BOTHA: That is correct, Mr Chair. MR BRUINDERS SC: You took video footage. LT-COL BOTHA: I took video footage.
2 3 4 5 6 7 8 9 10 11 12 13 14 15	MR BRUINDERS SC: You didn't know who he was? LT-COL BOTHA: I didn't recognise him. He, like in the Police when they know you're a colonel or whatever, they show respect to you. He greeted me as Colonel. I don't, I didn't recognise him. MR BRUINDERS SC: And after you greeted each other, did you speak to him? LT-COL BOTHA: No, I just greeted him and then I went, it was when I arrived there, then I went to Brigadier Van Zyl. MR BRUINDERS SC: On 16 August, where did you take the helicopter from? LT-COL BOTHA: The helicopter was at the JOC at, I think they call it Wonderkop, I'm not precisely	2 3 4 5 6 7 8 9 10 11 12 13 14 15	take video footage? LT-COL BOTHA: No, I took video footage. I gave my camera to the, Warrant-Officer Venter that was sitting right in front of me and she was, she took some photos because I couldn't handle both cameras together. MR BRUINDERS SC: Besides you, did anybody else take video footage? LT-COL BOTHA: Mr Chair, not that I know of. I, according to me I took video footage. MR BRUINDERS SC: So in this chopper were a pilot and four of you? LT-COL BOTHA: That is correct, Mr Chair. MR BRUINDERS SC: You took video footage. LT-COL BOTHA: I took video footage, yes. MR BRUINDERS SC: Two of you took photographs. LT-COL BOTHA: I do know that Warrant-
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18	MR BRUINDERS SC: You didn't know who he was? LT-COL BOTHA: I didn't recognise him. He, like in the Police when they know you're a colonel or whatever, they show respect to you. He greeted me as Colonel. I don't, I didn't recognise him. MR BRUINDERS SC: And after you greeted each other, did you speak to him? LT-COL BOTHA: No, I just greeted him and then I went, it was when I arrived there, then I went to Brigadier Van Zyl. MR BRUINDERS SC: On 16 August, where did you take the helicopter from? LT-COL BOTHA: The helicopter was at the JOC at, I think they call it Wonderkop, I'm not precisely sure of the address. MR BRUINDERS SC: That is where you boarded the helicopter?	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16	take video footage? LT-COL BOTHA: No, I took video footage. I gave my camera to the, Warrant-Officer Venter that was sitting right in front of me and she was, she took some photos because I couldn't handle both cameras together. MR BRUINDERS SC: Besides you, did anybody else take video footage? LT-COL BOTHA: Mr Chair, not that I know of. I, according to me I took video footage. MR BRUINDERS SC: So in this chopper were a pilot and four of you? LT-COL BOTHA: That is correct, Mr Chair. MR BRUINDERS SC: You took video footage. LT-COL BOTHA: I took video footage. LT-COL BOTHA: I took video footage, yes. MR BRUINDERS SC: Two of you took photographs. LT-COL BOTHA: I do know that Warrant- Officer Venter took photos because it was with my camera.
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17	MR BRUINDERS SC: You didn't know who he was? LT-COL BOTHA: I didn't recognise him. He, like in the Police when they know you're a colonel or whatever, they show respect to you. He greeted me as Colonel. I don't, I didn't recognise him. MR BRUINDERS SC: And after you greeted each other, did you speak to him? LT-COL BOTHA: No, I just greeted him and then I went, it was when I arrived there, then I went to Brigadier Van Zyl. MR BRUINDERS SC: On 16 August, where did you take the helicopter from? LT-COL BOTHA: The helicopter was at the JOC at, I think they call it Wonderkop, I'm not precisely sure of the address. MR BRUINDERS SC: That is where you boarded the helicopter? LT-COL BOTHA: Ja, that's where I boarded	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19	take video footage? LT-COL BOTHA: No, I took video footage. I gave my camera to the, Warrant-Officer Venter that was sitting right in front of me and she was, she took some photos because I couldn't handle both cameras together. MR BRUINDERS SC: Besides you, did anybody else take video footage? LT-COL BOTHA: Mr Chair, not that I know of. I, according to me I took video footage. MR BRUINDERS SC: So in this chopper were a pilot and four of you? LT-COL BOTHA: That is correct, Mr Chair. MR BRUINDERS SC: You took video footage. LT-COL BOTHA: I took video footage. LT-COL BOTHA: I took video footage. MR BRUINDERS SC: Two of you took photographs. LT-COL BOTHA: I do know that Warrant- Officer Venter took photos because it was with my camera. I presume the other guy took photos because he had a camera
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20	MR BRUINDERS SC: You didn't know who he was? LT-COL BOTHA: I didn't recognise him. He, like in the Police when they know you're a colonel or whatever, they show respect to you. He greeted me as Colonel. I don't, I didn't recognise him. MR BRUINDERS SC: And after you greeted each other, did you speak to him? LT-COL BOTHA: No, I just greeted him and then I went, it was when I arrived there, then I went to Brigadier Van Zyl. MR BRUINDERS SC: On 16 August, where did you take the helicopter from? LT-COL BOTHA: The helicopter was at the JOC at, I think they call it Wonderkop, I'm not precisely sure of the address. MR BRUINDERS SC: That is where you boarded the helicopter? LT-COL BOTHA: Ja, that's where I boarded the helicopter, yes.	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20	take video footage? LT-COL BOTHA: No, I took video footage. I gave my camera to the, Warrant-Officer Venter that was sitting right in front of me and she was, she took some photos because I couldn't handle both cameras together. MR BRUINDERS SC: Besides you, did anybody else take video footage? LT-COL BOTHA: Mr Chair, not that I know of. I, according to me I took video footage. MR BRUINDERS SC: So in this chopper were a pilot and four of you? LT-COL BOTHA: That is correct, Mr Chair. MR BRUINDERS SC: You took video footage. LT-COL BOTHA: I took video footage. MR BRUINDERS SC: You took video footage. LT-COL BOTHA: I took video footage, yes. MR BRUINDERS SC: Two of you took photographs. LT-COL BOTHA: I do know that Warrant- Officer Venter took photos because it was with my camera. I presume the other guy took photos because he had a camera with him.
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21	MR BRUINDERS SC: You didn't know who he was? LT-COL BOTHA: I didn't recognise him. He, like in the Police when they know you're a colonel or whatever, they show respect to you. He greeted me as Colonel. I don't, I didn't recognise him. MR BRUINDERS SC: And after you greeted each other, did you speak to him? LT-COL BOTHA: No, I just greeted him and then I went, it was when I arrived there, then I went to Brigadier Van Zyl. MR BRUINDERS SC: On 16 August, where did you take the helicopter from? LT-COL BOTHA: The helicopter was at the JOC at, I think they call it Wonderkop, I'm not precisely sure of the address. MR BRUINDERS SC: That is where you boarded the helicopter? LT-COL BOTHA: Ja, that's where I boarded the helicopter, yes. MR BRUINDERS SC: Did you have to wait	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21	take video footage? LT-COL BOTHA: No, I took video footage. I gave my camera to the, Warrant-Officer Venter that was sitting right in front of me and she was, she took some photos because I couldn't handle both cameras together. MR BRUINDERS SC: Besides you, did anybody else take video footage? LT-COL BOTHA: Mr Chair, not that I know of. I, according to me I took video footage. MR BRUINDERS SC: So in this chopper were a pilot and four of you? LT-COL BOTHA: That is correct, Mr Chair. MR BRUINDERS SC: You took video footage. LT-COL BOTHA: I took video footage. LT-COL BOTHA: I took video footage, yes. MR BRUINDERS SC: Two of you took photographs. LT-COL BOTHA: I do know that Warrant- Officer Venter took photos because it was with my camera. I presume the other guy took photos because he had a camera with him. MR BRUINDERS SC: What did the fourth
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22	MR BRUINDERS SC: You didn't know who he was? LT-COL BOTHA: I didn't recognise him. He, like in the Police when they know you're a colonel or whatever, they show respect to you. He greeted me as Colonel. I don't, I didn't recognise him. MR BRUINDERS SC: And after you greeted each other, did you speak to him? LT-COL BOTHA: No, I just greeted him and then I went, it was when I arrived there, then I went to Brigadier Van Zyl. MR BRUINDERS SC: On 16 August, where did you take the helicopter from? LT-COL BOTHA: The helicopter was at the JOC at, I think they call it Wonderkop, I'm not precisely sure of the address. MR BRUINDERS SC: That is where you boarded the helicopter? LT-COL BOTHA: Ja, that's where I boarded the helicopter, yes. MR BRUINDERS SC: Did you have to wait for it?	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22	take video footage? LT-COL BOTHA: No, I took video footage. I gave my camera to the, Warrant-Officer Venter that was sitting right in front of me and she was, she took some photos because I couldn't handle both cameras together. MR BRUINDERS SC: Besides you, did anybody else take video footage? LT-COL BOTHA: Mr Chair, not that I know of. I, according to me I took video footage. MR BRUINDERS SC: So in this chopper were a pilot and four of you? LT-COL BOTHA: That is correct, Mr Chair. MR BRUINDERS SC: You took video footage. LT-COL BOTHA: I took video footage. MR BRUINDERS SC: You took video footage. LT-COL BOTHA: I took video footage, yes. MR BRUINDERS SC: Two of you took photographs. LT-COL BOTHA: I do know that Warrant- Officer Venter took photos because it was with my camera. I presume the other guy took photos because he had a camera with him. MR BRUINDERS SC: What did the fourth officer do?
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23	MR BRUINDERS SC: You didn't know who he was? LT-COL BOTHA: I didn't recognise him. He, like in the Police when they know you're a colonel or whatever, they show respect to you. He greeted me as Colonel. I don't, I didn't recognise him. MR BRUINDERS SC: And after you greeted each other, did you speak to him? LT-COL BOTHA: No, I just greeted him and then I went, it was when I arrived there, then I went to Brigadier Van Zyl. MR BRUINDERS SC: On 16 August, where did you take the helicopter from? LT-COL BOTHA: The helicopter was at the JOC at, I think they call it Wonderkop, I'm not precisely sure of the address. MR BRUINDERS SC: That is where you boarded the helicopter? LT-COL BOTHA: Ja, that's where I boarded the helicopter, yes. MR BRUINDERS SC: Did you have to wait for it? LT-COL BOTHA: No, the helicopter was	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23	take video footage? LT-COL BOTHA: No, I took video footage. I gave my camera to the, Warrant-Officer Venter that was sitting right in front of me and she was, she took some photos because I couldn't handle both cameras together. MR BRUINDERS SC: Besides you, did anybody else take video footage? LT-COL BOTHA: Mr Chair, not that I know of. I, according to me I took video footage. MR BRUINDERS SC: So in this chopper were a pilot and four of you? LT-COL BOTHA: That is correct, Mr Chair. MR BRUINDERS SC: You took video footage. LT-COL BOTHA: I took video footage. LT-COL BOTHA: I took video footage, yes. MR BRUINDERS SC: Two of you took photographs. LT-COL BOTHA: I do know that Warrant- Officer Venter took photos because it was with my camera. I presume the other guy took photos because he had a camera with him. MR BRUINDERS SC: What did the fourth officer do? LT-COL BOTHA: The person who was sitting
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22	MR BRUINDERS SC: You didn't know who he was? LT-COL BOTHA: I didn't recognise him. He, like in the Police when they know you're a colonel or whatever, they show respect to you. He greeted me as Colonel. I don't, I didn't recognise him. MR BRUINDERS SC: And after you greeted each other, did you speak to him? LT-COL BOTHA: No, I just greeted him and then I went, it was when I arrived there, then I went to Brigadier Van Zyl. MR BRUINDERS SC: On 16 August, where did you take the helicopter from? LT-COL BOTHA: The helicopter was at the JOC at, I think they call it Wonderkop, I'm not precisely sure of the address. MR BRUINDERS SC: That is where you boarded the helicopter? LT-COL BOTHA: Ja, that's where I boarded the helicopter, yes. MR BRUINDERS SC: Did you have to wait for it?	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22	take video footage? LT-COL BOTHA: No, I took video footage. I gave my camera to the, Warrant-Officer Venter that was sitting right in front of me and she was, she took some photos because I couldn't handle both cameras together. MR BRUINDERS SC: Besides you, did anybody else take video footage? LT-COL BOTHA: Mr Chair, not that I know of. I, according to me I took video footage. MR BRUINDERS SC: So in this chopper were a pilot and four of you? LT-COL BOTHA: That is correct, Mr Chair. MR BRUINDERS SC: You took video footage. LT-COL BOTHA: I took video footage. MR BRUINDERS SC: You took video footage. LT-COL BOTHA: I took video footage, yes. MR BRUINDERS SC: Two of you took photographs. LT-COL BOTHA: I do know that Warrant- Officer Venter took photos because it was with my camera. I presume the other guy took photos because he had a camera with him. MR BRUINDERS SC: What did the fourth officer do?

Tel: 011 021 6457 Fax: 011 440 9119

## Marikana Commission of Inquiry

		1	
Ι.	Page 315		Page 317
1	MR BRUINDERS SC: What was he or she	1	LT-COL BOTHA: I was called by Brigadier
2	doing in the chopper?	2	Van Zyl and said that he's going to need me for a video,
3	LT-COL BOTHA: I don't know what the	3	and then I –
4	duties of the person was. It was Brigadier Fritz.	4	MR BIZOS SC: I'm sorry, I didn't hear.
5	MR BRUINDERS SC: Where is Brigadier	5	LT-COL BOTHA: Brigadier Van Zyl –
6	Fritz from?	6	MR BIZOS SC: Yes?
7	LT-COL BOTHA: I think he's from the	7	LT-COL BOTHA: And then I went to the Ops
8	Special Task Force because he is wearing the clothes of the	8	Room.
9	Task Force.	9	MR BIZOS SC: He wanted you for what?
10	MR BRUINDERS SC: And forgive me for	10	I'm sorry, you said something that I didn't hear. What did
11	asking this again, but you say you didn't know what he was	11	he want you for?
12	doing in the chopper?	12	LT-COL BOTHA: Brigadier Van Zyl phoned
13	LT-COL BOTHA: I don't know what his	13	me and said that he is going to need me for a video, to
14	duties was in the chopper. He spoke on the radio and with	14	make a video, possibly make a video, and then I went to the
15	people on the ground and stuff like that. I don't know	15	JOC.
16	what his duties, his specific duties was in the chopper.	16	MR BIZOS SC: And you got there before 3
17	MR BRUINDERS SC: So let's forget about	17	o'clock?
18	his duties for the moment. Let's just find out what he was	18	LT-COL BOTHA: I think just before 3
19	actually doing there. You say that he spoke on a radio?	19	o'clock, ja.
20	LT-COL BOTHA: Yes, he did speak on a	20	MR BIZOS SC: Yes. Did he tell you the
21	radio.	21	nature of the operation that you may be called upon to
22	MR BRUINDERS SC: To who?	22	film?
23	LT-COL BOTHA: To some people on the	23	LT-COL BOTHA: Mr Chair, I met Brigadier
24	ground.	24	Van Zyl and if I recall correctly he said they're going to,
25	MR BRUINDERS SC: Do you know who they	25	the operation is going to take place to disarm and disperse
	Page 316		Page 318
1	were?	1	the people and I might be called on to record that.
2	LT-COL BOTHA: No Sir, I don't know.	2	MR BIZOS SC: Record that. Now what time
3	MR BRUINDERS SC: What was he saying to	-	
		3	did he tell you that?
4	them?	3 4	LT-COL BOTHA: It must have been just
		_	-
4	them? LT-COL BOTHA: I cannot remember the	4	LT-COL BOTHA: It must have been just
4 5	them?	4 5	LT-COL BOTHA: It must have been just after I arrived there.
4 5 6	them? LT-COL BOTHA: I cannot remember the conversations because there was a lot of talking that I	4 5 6	LT-COL BOTHA: It must have been just after I arrived there. MR BIZOS SC: Did you discuss with the person that asked you to be there or any of your colleagues
4 5 6 7 8	them? LT-COL BOTHA: I cannot remember the conversations because there was a lot of talking that I hear. MR BRUINDERS SC: What else did he do	4 5 6 7	LT-COL BOTHA: It must have been just after I arrived there. MR BIZOS SC: Did you discuss with the person that asked you to be there or any of your colleagues
4 5 7 8 9	them? LT-COL BOTHA: I cannot remember the conversations because there was a lot of talking that I hear.	4 5 6 7 8	LT-COL BOTHA: It must have been just after I arrived there. MR BIZOS SC: Did you discuss with the person that asked you to be there or any of your colleagues what was the nature of the operation that you were expected
4 5 7 8 9	them? LT-COL BOTHA: I cannot remember the conversations because there was a lot of talking that I hear. MR BRUINDERS SC: What else did he do besides speak on the radio? LT-COL BOTHA: Sat between us and he	4 5 6 7 8 9	LT-COL BOTHA: It must have been just after I arrived there. MR BIZOS SC: Did you discuss with the person that asked you to be there or any of your colleagues what was the nature of the operation that you were expected to film? LT-COL BOTHA: No, I did not discuss it
4 5 7 8 9 10	them? LT-COL BOTHA: I cannot remember the conversations because there was a lot of talking that I hear. MR BRUINDERS SC: What else did he do besides speak on the radio? LT-COL BOTHA: Sat between us and he spoke on the radio.	4 5 6 7 8 9 10 11	LT-COL BOTHA: It must have been just after I arrived there. MR BIZOS SC: Did you discuss with the person that asked you to be there or any of your colleagues what was the nature of the operation that you were expected to film? LT-COL BOTHA: No, I did not discuss it with anyone. I was given the information by the brigadier.
4 5 7 8 9 10 11	them? LT-COL BOTHA: I cannot remember the conversations because there was a lot of talking that I hear. MR BRUINDERS SC: What else did he do besides speak on the radio? LT-COL BOTHA: Sat between us and he spoke on the radio.	4 5 6 7 8 9 10	LT-COL BOTHA: It must have been just after I arrived there. MR BIZOS SC: Did you discuss with the person that asked you to be there or any of your colleagues what was the nature of the operation that you were expected to film? LT-COL BOTHA: No, I did not discuss it
4 5 7 8 9 10 11 12 13	them? LT-COL BOTHA: I cannot remember the conversations because there was a lot of talking that I hear. MR BRUINDERS SC: What else did he do besides speak on the radio? LT-COL BOTHA: Sat between us and he spoke on the radio. MR BRUINDERS SC: I have no further questions.	4 5 6 7 8 9 10 11 12	LT-COL BOTHA: It must have been just after I arrived there. MR BIZOS SC: Did you discuss with the person that asked you to be there or any of your colleagues what was the nature of the operation that you were expected to film? LT-COL BOTHA: No, I did not discuss it with anyone. I was given the information by the brigadier. MR BIZOS SC: What did he tell you, what operation were you to film? The police having a good day,
4 5 6 7 8 9 10 11 12 13 14	them? LT-COL BOTHA: I cannot remember the conversations because there was a lot of talking that I hear. MR BRUINDERS SC: What else did he do besides speak on the radio: LT-COL BOTHA: Sat between us and he spoke on the radio. MR BRUINDERS SC: I have no further questions. CHAIRPERSON: Mr Bizos.	4 5 6 7 8 9 10 11 12 13	LT-COL BOTHA: It must have been just after I arrived there. MR BIZOS SC: Did you discuss with the person that asked you to be there or any of your colleagues what was the nature of the operation that you were expected to film? LT-COL BOTHA: No, I did not discuss it with anyone. I was given the information by the brigadier. MR BIZOS SC: What did he tell you, what
4 5 7 8 9 10 11 12 13 14 15	them? LT-COL BOTHA: I cannot remember the conversations because there was a lot of talking that I hear. MR BRUINDERS SC: What else did he do besides speak on the radio: LT-COL BOTHA: Sat between us and he spoke on the radio. MR BRUINDERS SC: I have no further questions. CHAIRPERSON: Mr Bizos. MR BIZOS SC: Thank you. Colonel Botha,	4 5 6 7 8 9 10 11 12 13 14 15	LT-COL BOTHA: It must have been just after I arrived there. MR BIZOS SC: Did you discuss with the person that asked you to be there or any of your colleagues what was the nature of the operation that you were expected to film? LT-COL BOTHA: No, I did not discuss it with anyone. I was given the information by the brigadier. MR BIZOS SC: What did he tell you, what operation were you to film? The police having a good day, an afternoon, or what were they going to do? MR MADLANGA SC: Mr Chair –
4 5 7 8 9 10 11 12 13 14 15 16	them? LT-COL BOTHA: I cannot remember the conversations because there was a lot of talking that I hear. MR BRUINDERS SC: What else did he do besides speak on the radio: LT-COL BOTHA: Sat between us and he spoke on the radio. MR BRUINDERS SC: I have no further questions. CHAIRPERSON: Mr Bizos. MR BIZOS SC: Thank you. Colonel Botha, what time did you arrive store on which there was to	4 5 6 7 8 9 10 11 12 13 14 15 16	LT-COL BOTHA: It must have been just after I arrived there. MR BIZOS SC: Did you discuss with the person that asked you to be there or any of your colleagues what was the nature of the operation that you were expected to film? LT-COL BOTHA: No, I did not discuss it with anyone. I was given the information by the brigadier. MR BIZOS SC: What did he tell you, what operation were you to film? The police having a good day, an afternoon, or what were they going to do? MR MADLANGA SC: Mr Chair – MR BIZOS SC: What were you supposed to
4 5 7 8 9 10 11 12 13 14 15 16 17	them? LT-COL BOTHA: I cannot remember the conversations because there was a lot of talking that I hear. MR BRUINDERS SC: What else did he do besides speak on the radio: LT-COL BOTHA: Sat between us and he spoke on the radio. MR BRUINDERS SC: I have no further questions. CHAIRPERSON: Mr Bizos. MR BIZOS SC: Thank you. Colonel Botha,	4 5 6 7 8 9 10 11 12 13 14 15 16 17	LT-COL BOTHA: It must have been just after I arrived there. MR BIZOS SC: Did you discuss with the person that asked you to be there or any of your colleagues what was the nature of the operation that you were expected to film? LT-COL BOTHA: No, I did not discuss it with anyone. I was given the information by the brigadier. MR BIZOS SC: What did he tell you, what operation were you to film? The police having a good day, an afternoon, or what were they going to do? MR MADLANGA SC: Mr Chair – MR BIZOS SC: What were you supposed to film?
4 5 7 8 9 10 11 12 13 14 15 16 17 18	them?  LT-COL BOTHA: I cannot remember the conversations because there was a lot of talking that I hear.  MR BRUINDERS SC: What else did he do besides speak on the radio?  LT-COL BOTHA: Sat between us and he spoke on the radio.  MR BRUINDERS SC: I have no further questions.  CHAIRPERSON: Mr Bizos. MR BIZOS SC: Thank you. Colonel Botha, what time did you arrive at the scene on which there was to be an operation on the 16th of August? What time did you arrive?	4 5 6 7 8 9 10 11 12 13 14 15 16 17 18	LT-COL BOTHA: It must have been just after I arrived there. MR BIZOS SC: Did you discuss with the person that asked you to be there or any of your colleagues what was the nature of the operation that you were expected to film? LT-COL BOTHA: No, I did not discuss it with anyone. I was given the information by the brigadier. MR BIZOS SC: What did he tell you, what operation were you to film? The police having a good day, an afternoon, or what were they going to do? MR MADLANGA SC: Mr Chair – MR BIZOS SC: What were you supposed to film? MR MADLANGA SC: Mr Chairman, I think the
4 5 7 8 9 10 11 12 13 14 15 16 17 18 19	them? LT-COL BOTHA: I cannot remember the conversations because there was a lot of talking that I hear. MR BRUINDERS SC: What else did he do besides speak on the radio: LT-COL BOTHA: Sat between us and he spoke on the radio. MR BRUINDERS SC: I have no further questions. CHAIRPERSON: Mr Bizos. MR BIZOS SC: Thank you. Colonel Botha, what time did you arrive ar the scene on which there was to be an operation on the 16th of August? What time did you arrive?	4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19	LT-COL BOTHA: It must have been just after I arrived there. MR BIZOS SC: Did you discuss with the person that asked you to be there or any of your colleagues what was the nature of the operation that you were expected to film? LT-COL BOTHA: No, I did not discuss it with anyone. I was given the information by the brigadier. MR BIZOS SC: What did he tell you, what operation were you to film? The police having a good day, an afternoon, or what were they going to do? MR MADLANGA SC: Mr Chair – MR BIZOS SC: What were you supposed to film? MR MADLANGA SC: Mr Chairman, I think the witness did answer that the operation was to disarm and
4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20	Item?       I cannot remember the         LT-COL BOTHA:       I cannot remember the         conversations because there was a lot of talking that I         hear.         MR BRUINDERS SC:       What else did he do         besides speak on the radio?         LT-COL BOTHA:       Sat between us and he         spoke on the radio.         MR BRUINDERS SC:       I have no further         questions.         CHAIRPERSON:       Mr Bizos.         MR BIZOS SC:       Thank you. Colonel Botha,         what time did you arrive at the scene on which there was to be an operation on the 16th yous?         LT-COL BOTHA:       Sir, again I'll have to         contirt.       I think it was at bot of you or colocek, give	4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20	LT-COL BOTHA: It must have been just after I arrived there. MR BIZOS SC: Did you discuss with the person that asked you to be there or any of your colleagues what was the nature of the operation that you were expected to film? LT-COL BOTHA: No, I did not discuss it with anyone. I was given the information by the brigadier. MR BIZOS SC: What did he tell you, what operation were you to film? The police having a good day, an afternoon, or what were they going to do? MR MADLANGA SC: Mr Chair – MR BIZOS SC: What were you supposed to film? MR MADLANGA SC: Mr Chairman, I think the witness did answer that the operation was to disarm and disperse the people.
4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21	Image: them?       Image: them the second of the second of the second of the the second of the secon	4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21	LT-COL BOTHA: It must have been just after I arrived there. MR BIZOS SC: Did you discuss with the person that asked you to be there or any of your colleagues what was the nature of the operation that you were expected to film? LT-COL BOTHA: No, I did not discuss it with anyone. I was given the information by the brigadier. MR BIZOS SC: What did he tell you, what operation were you to film? The police having a good day, an afternoon, or what were they going to do? MR MADLANGA SC: Mr Chair – MR BIZOS SC: What were you supposed to film? MR MADLANGA SC: Mr Chairman, I think the witness did answer that the operation was to disarm and disperse the people. CHAIRPERSON: Yes, I had that answer as
4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22	them?  IT-COL BOTHA: I cannot remember the conversations because there was a lot of talking that I hear.  MR BRUINDERS SC: Vhat else did he do besides speak on the radio?  IT-COL BOTHA: Sat between us and he spoke on the radio.  MR BRUINDERS SC: I have no further questions.  CHAIRPERSON: MR BIZOS SC: MR BIZOS SC: Thank you. Colonel Botha, what time did you arrive at tere on which there was to be an operation on the 16there scene on which there was t	4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22	LT-COL BOTHA: It must have been just after I arrived there. MR BIZOS SC: Did you discuss with the person that asked you to be there or any of your colleagues what was the nature of the operation that you were expected to film? LT-COL BOTHA: No, I did not discuss it with anyone. I was given the information by the brigadier. MR BIZOS SC: What did he tell you, what operation were you to film? The police having a good day, an afternoon, or what were they going to do? MR MADLANGA SC: Mr Chair – MR BIZOS SC: What were you supposed to film? MR MADLANGA SC: Mr Chairman, I think the witness did answer that the operation was to disarm and disperse the people. CHAIRPERSON: Yes, I had that answer as well. What concerns me is we're now in the middle of a
4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23	them? LT-COL BOTHA: I cannot remember the conversations because there was a lot of talking that I hear. MR BRUINDERS SC: What else did he do besides speak on the radio? LT-COL BOTHA: Sat between us and he spoke on the radio. MR BRUINDERS SC: I have no further questions. CHAIRPERSON: Mr Bizos. MR BIZOS SC: Thank you. Colonel Botha, what time did you arrive at the scene on which there was to be an operation on the 16th of August? What time did you arrive at the scene on which there was to be an operation on the 16th of August? What time did you arrive at the scene on which there was to be an operation on the 16th of August? What time did you arrive? LT-COL BOTHA: Sir, again I'll have to confirm it, I think it was about 20 to 3, 3 o'clock, give and take a few minutes, but more or less in the vicinity of 3 o'clock.	4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23	LT-COL BOTHA: It must have been just after I arrived there. MR BIZOS SC: Did you discuss with the person that asked you to be there or any of your colleagues what was the nature of the operation that you were expected to film? LT-COL BOTHA: No, I did not discuss it with anyone. I was given the information by the brigadier. MR BIZOS SC: What did he tell you, what operation were you to film? The police having a good day, an afternoon, or what were they going to do? MR MADLANGA SC: Mr Chair – MR BIZOS SC: What were you supposed to film? MR MADLANGA SC: Mr Chairman, I think the witness did answer that the operation was to disarm and disperse the people. CHAIRPERSON: Yes, I had that answer as well. What concerns me is we're now in the middle of a thunderstorm and I'm not sure how, with what degree of
4 5 6 7 8	them?  IT-COL BOTHA: I cannot remember the conversations because there was a lot of talking that I hear.  MR BRUINDERS SC: Vhat else did he do besides speak on the radio?  IT-COL BOTHA: Sat between us and he spoke on the radio.  MR BRUINDERS SC: I have no further questions.  CHAIRPERSON: MR BIZOS SC: MR BIZOS SC: Thank you. Colonel Botha, what time did you arrive at tere on which there was to be an operation on the 16there scene on which there was t	4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22	LT-COL BOTHA: It must have been just after I arrived there. MR BIZOS SC: Did you discuss with the person that asked you to be there or any of your colleagues what was the nature of the operation that you were expected to film? LT-COL BOTHA: No, I did not discuss it with anyone. I was given the information by the brigadier. MR BIZOS SC: What did he tell you, what operation were you to film? The police having a good day, an afternoon, or what were they going to do? MR MADLANGA SC: Mr Chair – MR BIZOS SC: What were you supposed to film? MR MADLANGA SC: Mr Chairman, I think the witness did answer that the operation was to disarm and disperse the people. CHAIRPERSON: Yes, I had that answer as well. What concerns me is we're now in the middle of a

## Marikana Commission of Inquiry

		r	
	Page 319		Page 321
1	you hear clearly? Right, then we can carry on. You're	1	LT-COL BOTHA: Mr Chair, I was obviously
2	correct, he gave the answer, to disarm and disperse the	2	interested in what I was going to film. I did not ask
3	people. Please carry on, Mr Bizos.	3	anyone how the operation was going to be done or giving me
4	MR BIZOS SC: I'm sorry, with the rain	4	a planning or anything like that.
5	[inaudible] not hearing the answer. To disperse –	5	MR BIZOS SC: Yes.
6	LT-COL BOTHA: Disarm and disperse.	6	LT-COL BOTHA: I got into the chopper;
7	MR BIZOS SC: To disarm and disperse.	7	the chopper flew to the specific area and I filmed.
8	Did he tell you more or less when he expected that	8	MR BIZOS SC: What did you see was
9	operation to commence?	9	happening on the ground when you looked out of the chopper?
10	LT-COL BOTHA: No, Mr Chair, he just said	10	LT-COL BOTHA: Mr Chair, when I started
11	I must wait and they will call on me when they need me.	11	filming, through the small lens you can't really see a lot,
12	MR BIZOS SC: When were you told that you	12	but when I started filming and then afterwards you can see
13	were to board the helicopter?	13	that, at scene 1, I can't even now remember if I started
14	LT-COL BOTHA: Mr Chairman, I cannot	14	recording specifically at scene 1, that the shooting
15	remember the exact time. The people went to the chopper	15	definitely already took place.
16	and Brigadier Van Zyl told me I must go because I'm going	16	CHAIRPERSON: In other words the incident
17	to make the recording.	17	-
18	MR MAHLANGU: Mr Chairman, I did not hear	18	LT-COL BOTHA: Ja, the incident.
19	the question.	19	CHAIRPERSON: - where the –
20	[16:55] CHAIRPERSON: Part of the problem we have	20	LT-COL BOTHA: The incident already took
21	is the recording may be clear, but it's difficult for us	21	place.
22	here in the auditorium to hear the questions and the	22	CHAIRPERSON: - 34 people had been shot,
23	answers. Mr Bizos, it's suggested that if you pull the	23	that had already happened?
24	microphone closer, what you say may be amplified and we	24	LT-COL BOTHA: Not, not, the first
25	will then hear it.	25	incident, the first shooting.
1	Page 320 MR BIZOS SC: Very well. Did you discuss	1	Page 322 CHAIRPERSON: Oh, sorry.
2	with any of the persons that you met or boarding the	2	LT-COL BOTHA: Ja, and –
3	helicopter or when you sat down, what is going to happen,	3	CHAIRPERSON: Shooting at scene 1 had
4	what am I supposed to film?	4	already happened?
5	LT-COL BOTHA: No Sir, I did not discuss	5	LT-COL BOTHA: Ja, ja, and in the veld
6	it with anyone.	6	behind scene 1 there was a lot of people, if I must call
7	MR BIZOS SC: So you didn't know what you	7	it, dispersing.
8	were going to do on the helicopter?	8	MR BIZOS SC: I see. Did you film any
9	LT-COL BOTHA: I knew what I was going to	9	people being shot? If we accept the correctness of your
10	do in the helicopter. I was going to video graph a police	10	answer that you did not film the first shooting – I'm going
11	operation.	11	to come back to that – did you record any of the shooting
12	MR BIZOS SC: Without being told what the	12	after the first shooting, so to speak?
13	nature of the operation was and how it was going to be	13	LT-COL BOTHA: Mr Chair, I don't know
14	executed?	14	when the second shooting took place. I don't know if I
		1	filmed it. I didn't even know that there was a second
15	CHAIRPERSON: Mr Bizos, I don't think	15	-
15 16	CHAIRPERSON: Mr Bizos, I don't think that's a fair question. He said he was told the operation	15 16	shooting until I got onto the ground.
	that's a fair question. He said he was told the operation		
16	-	16	
16 17	that's a fair question. He said he was told the operation would be to disarm and disperse the people. So he knew what the nature of the operation was. The further point	16 17	MR BIZOS SC: So the film that you brought into being shows no shooting at all?
16 17 18 19	that's a fair question. He said he was told the operation would be to disarm and disperse the people. So he knew what the nature of the operation was. The further point you make of course is valid, but the main part of the	16 17 18 19	MR BIZOS SC: So the film that you brought into being shows no shooting at all? LT-COL BOTHA: As far as I've got it,
16 17 18	that's a fair question. He said he was told the operation would be to disarm and disperse the people. So he knew what the nature of the operation was. The further point you make of course is valid, but the main part of the question I don't think is fair in the light of the evidence	16 17 18	MR BIZOS SC: So the film that you brought into being shows no shooting at all? LT-COL BOTHA: As far as I've got it, Sir, no it doesn't show any shooting at all.
16 17 18 19 20	that's a fair question. He said he was told the operation would be to disarm and disperse the people. So he knew what the nature of the operation was. The further point you make of course is valid, but the main part of the question I don't think is fair in the light of the evidence he's already given. So I suggest you reformulate the	16 17 18 19 20	MR BIZOS SC: So the film that you brought into being shows no shooting at all? LT-COL BOTHA: As far as I've got it, Sir, no it doesn't show any shooting at all.
16 17 18 19 20 21 22	that's a fair question. He said he was told the operation would be to disarm and disperse the people. So he knew what the nature of the operation was. The further point you make of course is valid, but the main part of the question I don't think is fair in the light of the evidence he's already given. So I suggest you reformulate the question so you don't encounter further trouble from me –	16 17 18 19 20 21 22	MR BIZOS SC: So the film that you brought into being shows no shooting at all? LT-COL BOTHA: As far as I've got it, Sir, no it doesn't show any shooting at all. MR BIZOS SC: Why the uncertainty? LT-COL BOTHA: I'm not uncertain. I
16 17 18 19 20 21 22 23	that's a fair question. He said he was told the operation would be to disarm and disperse the people. So he knew what the nature of the operation was. The further point you make of course is valid, but the main part of the question I don't think is fair in the light of the evidence he's already given. So I suggest you reformulate the question so you don't encounter further trouble from me – MR BIZOS SC: Thank you, Mr Chairman.	16 17 18 19 20 21 22 23	MR BIZOS SC: So the film that you brought into being shows no shooting at all? LT-COL BOTHA: As far as I've got it, Sir, no it doesn't show any shooting at all. MR BIZOS SC: Why the uncertainty? LT-COL BOTHA: I'm not uncertain. I don't know if, when the shooting took place on the ground.
16 17 18 19 20 21 22	that's a fair question. He said he was told the operation would be to disarm and disperse the people. So he knew what the nature of the operation was. The further point you make of course is valid, but the main part of the question I don't think is fair in the light of the evidence he's already given. So I suggest you reformulate the question so you don't encounter further trouble from me – MR BIZOS SC: Thank you, Mr Chairman. How did you, or what was it, were you not interested in any	16 17 18 19 20 21 22	MR BIZOS SC: So the film that you brought into being shows no shooting at all? LT-COL BOTHA: As far as I've got it, Sir, no it doesn't show any shooting at all. MR BIZOS SC: Why the uncertainty? LT-COL BOTHA: I'm not uncertain. I don't know if, when the shooting took place on the ground. So I don't know –
16 17 18 19 20 21 22 23 24	that's a fair question. He said he was told the operation would be to disarm and disperse the people. So he knew what the nature of the operation was. The further point you make of course is valid, but the main part of the question I don't think is fair in the light of the evidence he's already given. So I suggest you reformulate the question so you don't encounter further trouble from me – MR BIZOS SC: Thank you, Mr Chairman.	<ol> <li>16</li> <li>17</li> <li>18</li> <li>19</li> <li>20</li> <li>21</li> <li>22</li> <li>23</li> <li>24</li> </ol>	MR BIZOS SC: So the film that you brought into being shows no shooting at all? LT-COL BOTHA: As far as I've got it, Sir, no it doesn't show any shooting at all. MR BIZOS SC: Why the uncertainty? LT-COL BOTHA: I'm not uncertain. I don't know if, when the shooting took place on the ground.

	Page 323		Page 325
1	did you shoot any of the shooting, if I may –	1	did not hear a thing. I said if I must now recall his
2	LT-COL BOTHA: Mr Chair, I had a look at	2	words and quote his words, it's going to be – I can't do
3	the video with the evidence leaders and according to us I	3	that. I can't remember precisely what was said. That's
4	did not.	4	what I'm saying.
5	MR BIZOS SC: Now would you agree if I	5	MR BIZOS SC: What was the subject matter
6	put it very bluntly that on this momentous occasion in	6	that he was broadcasting to the people below?
7	South Africa's history when 35 people were killed, a	7	LT-COL BOTHA: What was the what?
8	colonel in the employ of the Police was on a helicopter	8	CHAIRPERSON: The question is, what was
9	whilst this was happening, and his job was to film, but he	9	the subject matter of what he was broadcasting to the
10	managed to avoid filming anything that showed that people	10	people –
11	were being killed? Am I clear in my question, and if so,	11	LT-COL BOTHA: Just explain "subject
12	what is your answer?	12	matter" to me, please.
13	LT-COL BOTHA: I will not agree. I did	13	CHAIRPERSON: What was the topic that he
14	not fly the chopper, Mr Chair, and I filmed what I saw on	14	was talking about when he was speaking to the people? Can
15	the ground. I said from the beginning when I started	15	you remember?
16	filming, I film what I see on the ground. I did not know	16	LT-COL BOTHA: Sir, I can, I cannot
17	there was a shooting happening, so I couldn't force the	17	remember what was said. I mean the chopper's noise is not
18	chopper to fly to a shooting.	18	so loud that I cannot hear him, but if I have to recall
19	MR BIZOS SC: Colonel, would you agree	19	specifically words and things now, I cannot remember what
20	that if you had taken the trouble to be awake to any	20	was said. He spoke to people on the ground every now and
21	situation in which 35 people were killed, that you failed	21	then and I can't remember what was said.
22	to record that bit of South African history?	22	MR BIZOS SC: Perhaps if I may speculate,
23	LT-COL BOTHA: Mr Chair, I disagree.	23	was he telling them, be careful, policemen, the crowd is
24	MR BIZOS SC: What was the rank of the	24	going to kill you? Or some of the people are running from
25	officer sitting next to you on the helicopter?	25	where they were onto the small koppie, chase them and kill
25	Sincer siding hoxe to you on the helicopter.	23	
	Page 324		Page 326
1	Page 324 LT-COL BOTHA: It was a brigadier.	1	Page 326 them? This was [inaudible]. How come that it went above
1 2		1 2	
	LT-COL BOTHA: It was a brigadier.		them? This was [inaudible]. How come that it went above
2	LT-COL BOTHA:It was a brigadier.MR BIZOS SC:The brigadier giving orders	2	them? This was [inaudible]. How come that it went above your head?
2 3	LT-COL BOTHA: It was a brigadier. MR BIZOS SC: The brigadier giving orders down below?	2 3	them? This was [inaudible]. How come that it went above your head? LT-COL BOTHA: Mr Chair, the first that I
2 3 4	LT-COL BOTHA: It was a brigadier. MR BIZOS SC: The brigadier giving orders down below? LT-COL BOTHA: Sir, he had conversations	2 3 4	them? This was [inaudible]. How come that it went above your head? LT-COL BOTHA: Mr Chair, the first that I learned that there was a shooting at scene 1, ag, at scene
2 3 4 5	LT-COL BOTHA: It was a brigadier. MR BIZOS SC: The brigadier giving orders down below? LT-COL BOTHA: Sir, he had conversations with the people down below. I don't know, I can't recall	2 3 4 5	them? This was [inaudible]. How come that it went above your head? LT-COL BOTHA: Mr Chair, the first that I learned that there was a shooting at scene 1, ag, at scene 2, was when I got to the ground and I was told that people
2 3 4 5 6	LT-COL BOTHA: It was a brigadier. MR BIZOS SC: The brigadier giving orders down below? LT-COL BOTHA: Sir, he had conversations with the people down below. I don't know, I can't recall orders and what orders and how many orders he's given.	2 3 4 5 6	them? This was [inaudible]. How come that it went above your head? LT-COL BOTHA: Mr Chair, the first that I learned that there was a shooting at scene 1, ag, at scene 2, was when I got to the ground and I was told that people were killed there.
2 3 4 5 6 7	LT-COL BOTHA: It was a brigadier. MR BIZOS SC: The brigadier giving orders down below? LT-COL BOTHA: Sir, he had conversations with the people down below. I don't know, I can't recall orders and what orders and how many orders he's given. MR BIZOS SC: There was going to be an	2 3 4 5 6 7	them? This was [inaudible]. How come that it went above your head? LT-COL BOTHA: Mr Chair, the first that I learned that there was a shooting at scene 1, ag, at scene 2, was when I got to the ground and I was told that people were killed there. MR BIZOS SC: Do you think that the
2 3 4 5 6 7 8	LT-COL BOTHA: It was a brigadier. MR BIZOS SC: The brigadier giving orders down below? LT-COL BOTHA: Sir, he had conversations with the people down below. I don't know, I can't recall orders and what orders and how many orders he's given. MR BIZOS SC: There was going to be an operation. The brigadier on the helicopter, common sense	2 3 4 5 6 7 8	them? This was [inaudible]. How come that it went above your head? LT-COL BOTHA: Mr Chair, the first that I learned that there was a shooting at scene 1, ag, at scene 2, was when I got to the ground and I was told that people were killed there. MR BIZOS SC: Do you think that the brigadier was as ignorant as you, and that the
2 3 4 5 6 7 8 9	LT-COL BOTHA: It was a brigadier. MR BIZOS SC: The brigadier giving orders down below? LT-COL BOTHA: Sir, he had conversations with the people down below. I don't know, I can't recall orders and what orders and how many orders he's given. MR BIZOS SC: There was going to be an operation. The brigadier on the helicopter, common sense may lead us to the conclusion that he was controlling the	2 3 4 5 6 7 8 9	them? This was [inaudible]. How come that it went above your head? LT-COL BOTHA: Mr Chair, the first that I learned that there was a shooting at scene 1, ag, at scene 2, was when I got to the ground and I was told that people were killed there. MR BIZOS SC: Do you think that the brigadier was as ignorant as you, and that the communication –
2 3 4 5 6 7 8 9 10	LT-COL BOTHA: It was a brigadier. MR BIZOS SC: The brigadier giving orders down below? LT-COL BOTHA: Sir, he had conversations with the people down below. I don't know, I can't recall orders and what orders and how many orders he's given. MR BIZOS SC: There was going to be an operation. The brigadier on the helicopter, common sense may lead us to the conclusion that he was controlling the people on the ground because of the better view that he had	2 3 4 5 6 7 8 9 10	them? This was [inaudible]. How come that it went above your head? LT-COL BOTHA: Mr Chair, the first that I learned that there was a shooting at scene 1, ag, at scene 2, was when I got to the ground and I was told that people were killed there. MR BIZOS SC: Do you think that the brigadier was as ignorant as you, and that the communication – CHAIRPERSON: Sir, before you say that, I
2 3 4 5 6 7 8 9 10 11	LT-COL BOTHA: It was a brigadier. MR BIZOS SC: The brigadier giving orders down below? LT-COL BOTHA: Sir, he had conversations with the people down below. I don't know, I can't recall orders and what orders and how many orders he's given. MR BIZOS SC: There was going to be an operation. The brigadier on the helicopter, common sense may lead us to the conclusion that he was controlling the people on the ground because of the better view that he had of the scene. Tell us one thing that he said of any	2 3 4 5 6 7 8 9 10 11	them? This was [inaudible]. How come that it went above your head? LT-COL BOTHA: Mr Chair, the first that I learned that there was a shooting at scene 1, ag, at scene 2, was when I got to the ground and I was told that people were killed there. MR BIZOS SC: Do you think that the brigadier was as ignorant as you, and that the communication – CHAIRPERSON: Sir, before you say that, I don't think it's appropriate for people to laugh when
2 3 4 5 6 7 8 9 10 11 12	LT-COL BOTHA: It was a brigadier. MR BIZOS SC: The brigadier giving orders down below? LT-COL BOTHA: Sir, he had conversations with the people down below. I don't know, I can't recall orders and what orders and how many orders he's given. MR BIZOS SC: There was going to be an operation. The brigadier on the helicopter, common sense may lead us to the conclusion that he was controlling the people on the ground because of the better view that he had of the scene. Tell us one thing that he said of any importance whilst you were sitting next to him.	2 3 4 5 6 7 8 9 10 11 12	them? This was [inaudible]. How come that it went above your head? LT-COL BOTHA: Mr Chair, the first that I learned that there was a shooting at scene 1, ag, at scene 2, was when I got to the ground and I was told that people were killed there. MR BIZOS SC: Do you think that the brigadier was as ignorant as you, and that the communication – CHAIRPERSON: Sir, before you say that, I don't think it's appropriate for people to laugh when questions are asked. This is an important part of the
2 3 4 5 6 7 8 9 10 11 12 13	LT-COL BOTHA: It was a brigadier. MR BIZOS SC: The brigadier giving orders down below? LT-COL BOTHA: Sir, he had conversations with the people down below. I don't know, I can't recall orders and what orders and how many orders he's given. MR BIZOS SC: There was going to be an operation. The brigadier on the helicopter, common sense may lead us to the conclusion that he was controlling the people on the ground because of the better view that he had of the scene. Tell us one thing that he said of any importance whilst you were sitting next to him. LT-COL BOTHA: Mr Chair, I don't know	2 3 4 5 6 7 8 9 10 11 12 13	them? This was [inaudible]. How come that it went above your head? LT-COL BOTHA: Mr Chair, the first that I learned that there was a shooting at scene 1, ag, at scene 2, was when I got to the ground and I was told that people were killed there. MR BIZOS SC: Do you think that the brigadier was as ignorant as you, and that the communication – CHAIRPERSON: Sir, before you say that, I don't think it's appropriate for people to laugh when questions are asked. This is an important part of the case. Questions are being asked by counsel. Witness is
2 3 4 5 6 7 8 9 10 11 12 13 14	LT-COL BOTHA: It was a brigadier. MR BIZOS SC: The brigadier giving orders down below? LT-COL BOTHA: Sir, he had conversations with the people down below. I don't know, I can't recall orders and what orders and how many orders he's given. MR BIZOS SC: There was going to be an operation. The brigadier on the helicopter, common sense may lead us to the conclusion that he was controlling the people on the ground because of the better view that he had of the scene. Tell us one thing that he said of any importance whilst you were sitting next to him. LT-COL BOTHA: Mr Chair, I don't know	2 3 4 5 6 7 8 9 10 11 12 13 14	them? This was [inaudible]. How come that it went above your head? LT-COL BOTHA: Mr Chair, the first that I learned that there was a shooting at scene 1, ag, at scene 2, was when I got to the ground and I was told that people were killed there. MR BIZOS SC: Do you think that the brigadier was as ignorant as you, and that the communication – CHAIRPERSON: Sir, before you say that, I don't think it's appropriate for people to laugh when questions are asked. This is an important part of the case. Questions are being asked by counsel. Witness is doing his best to answer them. I don't think it's
2 3 4 5 6 7 8 9 10 11 12 13 14 15	LT-COL BOTHA: It was a brigadier. MR BIZOS SC: The brigadier giving orders down below? LT-COL BOTHA: Sir, he had conversations with the people down below. I don't know, I can't recall orders and what orders and how many orders he's given. MR BIZOS SC: There was going to be an operation. The brigadier on the helicopter, common sense may lead us to the conclusion that he was controlling the people on the ground because of the better view that he had of the scene. Tell us one thing that he said of any importance whilst you were sitting next to him. LT-COL BOTHA: Mr Chair, I don't know what the duties of the brigadier was; I have said it before. I cannot remember what he said. I'm going to take	2 3 4 5 6 7 8 9 10 11 12 13 14 15	them? This was [inaudible]. How come that it went above your head? LT-COL BOTHA: Mr Chair, the first that I learned that there was a shooting at scene 1, ag, at scene 2, was when I got to the ground and I was told that people were killed there. MR BIZOS SC: Do you think that the brigadier was as ignorant as you, and that the communication – CHAIRPERSON: Sir, before you say that, I don't think it's appropriate for people to laugh when questions are asked. This is an important part of the case. Questions are being asked by counsel. Witness is doing his best to answer them. I don't think it's appropriate for people to laugh. Please bear that in mind.
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16	LT-COL BOTHA: It was a brigadier. MR BIZOS SC: The brigadier giving orders down below? LT-COL BOTHA: Sir, he had conversations with the people down below. I don't know, I can't recall orders and what orders and how many orders he's given. MR BIZOS SC: There was going to be an operation. The brigadier on the helicopter, common sense may lead us to the conclusion that he was controlling the people on the ground because of the better view that he had of the scene. Tell us one thing that he said of any importance whilst you were sitting next to him. LT-COL BOTHA: Mr Chair, I don't know what the duties of the brigadier was; I have said it before. I cannot remember what he said. I'm going to take guesses if I now try and recall what he said. The best	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16	them? This was [inaudible]. How come that it went above your head? LT-COL BOTHA: Mr Chair, the first that I learned that there was a shooting at scene 1, ag, at scene 2, was when I got to the ground and I was told that people were killed there. MR BIZOS SC: Do you think that the brigadier was as ignorant as you, and that the communication – CHAIRPERSON: Sir, before you say that, I don't think it's appropriate for people to laugh when questions are asked. This is an important part of the case. Questions are being asked by counsel. Witness is doing his best to answer them. I don't think it's appropriate for people to laugh. Please bear that in mind. Carry on, Mr Bizos.
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17	LT-COL BOTHA: It was a brigadier. MR BIZOS SC: The brigadier giving orders down below? LT-COL BOTHA: Sir, he had conversations with the people down below. I don't know, I can't recall orders and what orders and how many orders he's given. MR BIZOS SC: There was going to be an operation. The brigadier on the helicopter, common sense may lead us to the conclusion that he was controlling the people on the ground because of the better view that he had of the scene. Tell us one thing that he said of any importance whilst you were sitting next to him. LT-COL BOTHA: Mr Chair, I don't know what the duties of the brigadier was; I have said it before. I cannot remember what he said. I'm going to take guesses if I now try and recall what he said. The best will be to ask him.	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17	them? This was [inaudible]. How come that it went above your head? LT-COL BOTHA: Mr Chair, the first that I learned that there was a shooting at scene 1, ag, at scene 2, was when I got to the ground and I was told that people were killed there. MR BIZOS SC: Do you think that the brigadier was as ignorant as you, and that the communication – CHAIRPERSON: Sir, before you say that, I don't think it's appropriate for people to laugh when questions are asked. This is an important part of the case. Questions are being asked by counsel. Witness is doing his best to answer them. I don't think it's appropriate for people to laugh. Please bear that in mind. Carry on, Mr Bizos. MR BIZOS SC: Did you hear the question?
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18	LT-COL BOTHA: It was a brigadier. MR BIZOS SC: The brigadier giving orders down below? LT-COL BOTHA: Sir, he had conversations with the people down below. I don't know, I can't recall orders and what orders and how many orders he's given. MR BIZOS SC: There was going to be an operation. The brigadier on the helicopter, common sense may lead us to the conclusion that he was controlling the people on the ground because of the better view that he had of the scene. Tell us one thing that he said of any importance whilst you were sitting next to him. LT-COL BOTHA: Mr Chair, I don't know what the duties of the brigadier was; I have said it before. I cannot remember what he said. I'm going to take guesses if I now try and recall what he said. The best will be to ask him. MR BIZOS SC: Colonel, we now know that	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18	them? This was [inaudible]. How come that it went above your head? LT-COL BOTHA: Mr Chair, the first that I learned that there was a shooting at scene 1, ag, at scene 2, was when I got to the ground and I was told that people were killed there. MR BIZOS SC: Do you think that the brigadier was as ignorant as you, and that the communication – CHAIRPERSON: Sir, before you say that, I don't think it's appropriate for people to laugh when questions are asked. This is an important part of the case. Questions are being asked by counsel. Witness is doing his best to answer them. I don't think it's appropriate for people to laugh. Please bear that in mind. Carry on, Mr Bizos. MR BIZOS SC: Did you hear the question? LT-COL BOTHA: Mr Chair, I was not
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19	LT-COL BOTHA: It was a brigadier. MR BIZOS SC: The brigadier giving orders down below? LT-COL BOTHA: Sir, he had conversations with the people down below. I don't know, I can't recall orders and what orders and how many orders he's given. MR BIZOS SC: There was going to be an operation. The brigadier on the helicopter, common sense may lead us to the conclusion that he was controlling the people on the ground because of the better view that he had of the scene. Tell us one thing that he said of any importance whilst you were sitting next to him. LT-COL BOTHA: Mr Chair, I don't know what the duties of the brigadier was; I have said it before. I cannot remember what he said. I'm going to take guesses if I now try and recall what he said. The best will be to ask him. MR BIZOS SC: Colonel, we now know that 35 people were killed whilst you were in that helicopter.	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19	them? This was [inaudible]. How come that it went above your head? LT-COL BOTHA: Mr Chair, the first that I learned that there was a shooting at scene 1, ag, at scene 2, was when I got to the ground and I was told that people were killed there. MR BIZOS SC: Do you think that the brigadier was as ignorant as you, and that the communication – CHAIRPERSON: Sir, before you say that, I don't think it's appropriate for people to laugh when questions are asked. This is an important part of the case. Questions are being asked by counsel. Witness is doing his best to answer them. I don't think it's appropriate for people to laugh. Please bear that in mind. Carry on, Mr Bizos. MR BIZOS SC: Did you hear the question? LT-COL BOTHA: Mr Chair, I was not ignorant. The first, I'm again going to say, the first
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20	LT-COL BOTHA:It was a brigadier.MR BIZOS SC:The brigadier giving ordersdown below?It -COL BOTHA:Sir, he had conversationswith the people down below.I don't know, I can't recallorders and what orders and how many orders he's given.MR BIZOS SC:There was going to be anoperation.The brigadier on the helicopter, common sensemay lead us to the conclusion that he was controlling thepeople on the ground because of the better view that he hadof the scene.Tell us one thing that he said of anyimportance whilst you were sitting next to him.LT-COL BOTHA:Mr Chair, I don't knowwhat the duties of the brigadier was; I have said itbefore.I cannot remember what he said. I'm going to takeguesses if I now try and recall what he said.The bestwill be to ask him.MR BIZOS SC:MR BIZOS SC:Colonel, we now know that35 people were killed whilst you were in that helicopter.There was a brigadier sitting next to you, talking or	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20	them? This was [inaudible]. How come that it went above your head? LT-COL BOTHA: Mr Chair, the first that I learned that there was a shooting at scene 1, ag, at scene 2, was when I got to the ground and I was told that people were killed there. MR BIZOS SC: Do you think that the brigadier was as ignorant as you, and that the communication – CHAIRPERSON: Sir, before you say that, I don't think it's appropriate for people to laugh when questions are asked. This is an important part of the case. Questions are being asked by counsel. Witness is doing his best to answer them. I don't think it's appropriate for people to laugh. Please bear that in mind. Carry on, Mr Bizos. MR BIZOS SC: Did you hear the question? LT-COL BOTHA: Mr Chair, I was not ignorant. The first, I'm again going to say, the first that I realised that people were shot, especially at scene
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21	LT-COL BOTHA: It was a brigadier. MR BIZOS SC: The brigadier giving orders down below? LT-COL BOTHA: Sir, he had conversations with the people down below. I don't know, I can't recall orders and what orders and how many orders he's given. MR BIZOS SC: There was going to be an operation. The brigadier on the helicopter, common sense may lead us to the conclusion that he was controlling the people on the ground because of the better view that he had of the scene. Tell us one thing that he said of any importance whilst you were sitting next to him. LT-COL BOTHA: Mr Chair, I don't know what the duties of the brigadier was; I have said it before. I cannot remember what he said. I'm going to take guesses if I now try and recall what he said. The best will be to ask him. MR BIZOS SC: Colonel, we now know that 35 people were killed whilst you were in that helicopter. There was a brigadier sitting next to you, talking or giving orders or guiding the people below. We'll make	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21	them? This was [inaudible]. How come that it went above your head? LT-COL BOTHA: Mr Chair, the first that I learned that there was a shooting at scene 1, ag, at scene 2, was when I got to the ground and I was told that people were killed there. MR BIZOS SC: Do you think that the brigadier was as ignorant as you, and that the communication – CHAIRPERSON: Sir, before you say that, I don't think it's appropriate for people to laugh when questions are asked. This is an important part of the case. Questions are being asked by counsel. Witness is doing his best to answer them. I don't think it's appropriate for people to laugh. Please bear that in mind. Carry on, Mr Bizos. MR BIZOS SC: Did you hear the question? LT-COL BOTHA: Mr Chair, I was not ignorant. The first, I'm again going to say, the first that I realised that people were shot, especially at scene 2, was when I got onto the ground.
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22	LT-COL BOTHA: It was a brigadier. MR BIZOS SC: The brigadier giving orders down below? LT-COL BOTHA: Sir, he had conversations with the people down below. I don't know, I can't recall orders and what orders and how many orders he's given. MR BIZOS SC: There was going to be an operation. The brigadier on the helicopter, common sense may lead us to the conclusion that he was controlling the people on the ground because of the better view that he had of the scene. Tell us one thing that he said of any importance whilst you were sitting next to him. LT-COL BOTHA: Mr Chair, I don't know what the duties of the brigadier was; I have said it before. I cannot remember what he said. I'm going to take guesses if I now try and recall what he said. The best will be to ask him. MR BIZOS SC: Colonel, we now know that 35 people were killed whilst you were in that helicopter. There was a brigadier sitting next to you, talking or giving orders or guiding the people below. We'll make allowances for the noise that a helicopter makes. How is	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22	them? This was [inaudible]. How come that it went above your head? LT-COL BOTHA: Mr Chair, the first that I learned that there was a shooting at scene 1, ag, at scene 2, was when I got to the ground and I was told that people were killed there. MR BIZOS SC: Do you think that the brigadier was as ignorant as you, and that the communication – CHAIRPERSON: Sir, before you say that, I don't think it's appropriate for people to laugh when questions are asked. This is an important part of the case. Questions are being asked by counsel. Witness is doing his best to answer them. I don't think it's appropriate for people to laugh. Please bear that in mind. Carry on, Mr Bizos. MR BIZOS SC: Did you hear the question? LT-COL BOTHA: Mr Chair, I was not ignorant. The first, I'm again going to say, the first that I realised that people were shot, especially at scene 2, was when I got onto the ground. MR BIZOS SC: Would the brigadier have
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23	LT-COL BOTHA: It was a brigadier. MR BIZOS SC: The brigadier giving orders down below? LT-COL BOTHA: Sir, he had conversations with the people down below. I don't know, I can't recall orders and what orders and how many orders he's given. MR BIZOS SC: There was going to be an operation. The brigadier on the helicopter, common sense may lead us to the conclusion that he was controlling the people on the ground because of the better view that he had of the scene. Tell us one thing that he said of any importance whilst you were sitting next to him. LT-COL BOTHA: Mr Chair, I don't know what the duties of the brigadier was; I have said it before. I cannot remember what he said. I'm going to take guesses if I now try and recall what he said. The best will be to ask him. MR BIZOS SC: Colonel, we now know that 35 people were killed whilst you were in that helicopter. There was a brigadier sitting next to you, talking or giving orders or guiding the people below. We'll make allowances for the noise that a helicopter makes. How is it that you didn't hear a thing that the brigadier told the	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23	them? This was [inaudible]. How come that it went above your head? LT-COL BOTHA: Mr Chair, the first that I learned that there was a shooting at scene 1, ag, at scene 2, was when I got to the ground and I was told that people were killed there. MR BIZOS SC: Do you think that the brigadier was as ignorant as you, and that the communication – CHAIRPERSON: Sir, before you say that, I don't think it's appropriate for people to laugh when questions are asked. This is an important part of the case. Questions are being asked by counsel. Witness is doing his best to answer them. I don't think it's appropriate for people to laugh. Please bear that in mind. Carry on, Mr Bizos. MR BIZOS SC: Did you hear the question? LT-COL BOTHA: Mr Chair, I was not ignorant. The first, I'm again going to say, the first that I realised that people were shot, especially at scene 2, was when I got onto the ground. MR BIZOS SC: Would the brigadier have had a clear view of what was happening below?

## Marikana Commission of Inquiry

	Page 327		Page 329
1	know, Colonel, you undervalue your intelligence. What	1	MR BIZOS SC: What distance from where
2	would the purpose –	2	the Police were to where you saw the bodies on the ground?
3	CHAIRPERSON: I don't think it's	3	LT-COL BOTHA: Mr Chair, I can just
4	appropriate to make comments, Mr Bizos. Just ask him	4	describe it as in front of the kraal.
5	questions.	5	MR BIZOS SC: How far is that?
6	MR BIZOS SC: Sorry, I'll –	6	LT-COL BOTHA: How far is that from?
7	CHAIRPERSON: Don't make comments. We	7	MR BIZOS SC: From where the Police were,
8	can make comments later when we give the report.	8	were bodies on the ground?
9	MR BIZOS SC: Or when we argue. I'm	9	LT-COL BOTHA: Where the Police were at
10	sorry.	10	what stage? When the bodies were, when I saw the bodies
11	LT-COL BOTHA: Can I just –	11	lying on the ground?
12	MR BIZOS SC: What was the purpose of	12	CHAIRPERSON: I think that's the
13	there being communication between the person, the high-	13	question. When you saw the bodies lying on the ground near
14	ranking officer on the helicopter and presumably the high-	14	the kraal, there were obviously police in the vicinity, we
15	ranking officer below?	15	know that. Did you see the Police from the helicopter?
16	LT-COL BOTHA: Can I just qualify my	16	LT-COL BOTHA: You could see the Police
17	first question? I didn't sit in a position of Brigadier	17	on the ground, yes.
18	Fritz. That's why I said I don't know how his view was.	18	CHAIRPERSON: Now what Mr Bizos wants to
19	He was sitting in the middle in the chopper, in the back	19	know is how far were the Police, or I suppose the nearest
20	seat.	20	police from the bodies that you saw on the ground near the
21	MR BIZOS SC: Did the pilot say anything	21	kraal?
22	what was happening below?	22	LT-COL BOTHA: So if I recall correctly
23	LT-COL BOTHA: Sir, there was a lot of	23	there were police in that vicinity there by the kraal. So
24	talk on the radio. People said for instance the, you can	24	it must be close by.
25	see the people were moving or running in certain directions	25	MR BIZOS SC: Did you see any bodies
1	Page 328	1	Page 330
1	on the ground and stuff like that, and they were –	1	lying on the ground 50 yards away from where the Police
2	on the ground and stuff like that, and they were – MR BIZOS SC: Just repeat that, please.	2	lying on the ground 50 yards away from where the Police were, the main body of the Police were?
2 3	on the ground and stuff like that, and they were –MR BIZOS SC:Just repeat that, please.LT-COL BOTHA:You could see that people	2 3	lying on the ground 50 yards away from where the Police were, the main body of the Police were? LT-COL BOTHA: No, Mr Chair.
2 3 4	on the ground and stuff like that, and they were – MR BIZOS SC: Just repeat that, please. LT-COL BOTHA: You could see that people were dispersing in the ground, on the ground. There are	2 3 4	lying on the ground 50 yards away from where the Police were, the main body of the Police were? LT-COL BOTHA: No, Mr Chair. MR BIZOS SC: Or 100 yards away?
2 3 4 5	on the ground and stuff like that, and they were – MR BIZOS SC: Just repeat that, please. LT-COL BOTHA: You could see that people were dispersing in the ground, on the ground. There are photos of that. So there was obviously a lot said on the	2 3 4 5	lying on the ground 50 yards away from where the Police were, the main body of the Police were? LT-COL BOTHA: No, Mr Chair. MR BIZOS SC: Or 100 yards away? LT-COL BOTHA: No, Mr Chair.
2 3 4 5 6	on the ground and stuff like that, and they were – MR BIZOS SC: Just repeat that, please. LT-COL BOTHA: You could see that people were dispersing in the ground, on the ground. There are photos of that. So there was obviously a lot said on the police radios.	2 3 4 5 6	lying on the ground 50 yards away from where the Police were, the main body of the Police were? LT-COL BOTHA: No, Mr Chair. MR BIZOS SC: Or 100 yards away? LT-COL BOTHA: No, Mr Chair. MR BIZOS SC: 100 metres away?
2 3 4 5 6 7	on the ground and stuff like that, and they were – MR BIZOS SC: Just repeat that, please. LT-COL BOTHA: You could see that people were dispersing in the ground, on the ground. There are photos of that. So there was obviously a lot said on the police radios. MR BIZOS SC: Were there some people who	2 3 4 5 6 7	lying on the ground 50 yards away from where the Police were, the main body of the Police were? LT-COL BOTHA: No, Mr Chair. MR BIZOS SC: Or 100 yards away? LT-COL BOTHA: No, Mr Chair. MR BIZOS SC: 100 metres away? LT-COL BOTHA: I saw the bodies –
2 3 4 5 6 7 8	on the ground and stuff like that, and they were – MR BIZOS SC: Just repeat that, please. LT-COL BOTHA: You could see that people were dispersing in the ground, on the ground. There are photos of that. So there was obviously a lot said on the police radios. MR BIZOS SC: Were there some people who were running on the ground who were shot dead and couldn't	2 3 4 5 6 7 8	lying on the ground 50 yards away from where the Police were, the main body of the Police were? LT-COL BOTHA: No, Mr Chair. MR BIZOS SC: Or 100 yards away? LT-COL BOTHA: No, Mr Chair. MR BIZOS SC: 100 metres away? LT-COL BOTHA: I saw the bodies – MR BIZOS SC: Or 200 metres away?
2 3 4 5 6 7 8 9	on the ground and stuff like that, and they were – MR BIZOS SC: Just repeat that, please. LT-COL BOTHA: You could see that people were dispersing in the ground, on the ground. There are photos of that. So there was obviously a lot said on the police radios. MR BIZOS SC: Were there some people who were running on the ground who were shot dead and couldn't continue running?	2 3 4 5 6 7 8 9	lying on the ground 50 yards away from where the Police were, the main body of the Police were? LT-COL BOTHA: No, Mr Chair. MR BIZOS SC: Or 100 yards away? LT-COL BOTHA: No, Mr Chair. MR BIZOS SC: 100 metres away? LT-COL BOTHA: I saw the bodies – MR BIZOS SC: Or 200 metres away? CHAIRPERSON: Mr Bizos, he's answering
2 3 4 5 6 7 8 9 10	on the ground and stuff like that, and they were – MR BIZOS SC: Just repeat that, please. LT-COL BOTHA: You could see that people were dispersing in the ground, on the ground. There are photos of that. So there was obviously a lot said on the police radios. MR BIZOS SC: Were there some people who were running on the ground who were shot dead and couldn't continue running? LT-COL BOTHA: Mr Chair, I did not see	2 3 4 5 6 7 8 9 10	lying on the ground 50 yards away from where the Police were, the main body of the Police were? LT-COL BOTHA: No, Mr Chair. MR BIZOS SC: Or 100 yards away? LT-COL BOTHA: No, Mr Chair. MR BIZOS SC: 100 metres away? LT-COL BOTHA: I saw the bodies – MR BIZOS SC: Or 200 metres away? CHAIRPERSON: Mr Bizos, he's answering the question. Carry on with your answer, Colonel.
2 3 4 5 6 7 8 9 10 11	on the ground and stuff like that, and they were – MR BIZOS SC: Just repeat that, please. LT-COL BOTHA: You could see that people were dispersing in the ground, on the ground. There are photos of that. So there was obviously a lot said on the police radios. MR BIZOS SC: Were there some people who were running on the ground who were shot dead and couldn't continue running? LT-COL BOTHA: Mr Chair, I did not see anyone being shot at the ground.	2 3 4 5 6 7 8 9 10 11	lying on the ground 50 yards away from where the Police were, the main body of the Police were? LT-COL BOTHA: No, Mr Chair. MR BIZOS SC: Or 100 yards away? LT-COL BOTHA: No, Mr Chair. MR BIZOS SC: 100 metres away? LT-COL BOTHA: I saw the bodies – MR BIZOS SC: Or 200 metres away? CHAIRPERSON: Mr Bizos, he's answering the question. Carry on with your answer, Colonel. LT-COL BOTHA: I saw the bodies in front
2 3 4 5 6 7 8 9 10 11 12	on the ground and stuff like that, and they were – MR BIZOS SC: Just repeat that, please. LT-COL BOTHA: You could see that people were dispersing in the ground, on the ground. There are photos of that. So there was obviously a lot said on the police radios. MR BIZOS SC: Were there some people who were running on the ground who were shot dead and couldn't continue running? LT-COL BOTHA: Mr Chair, I did not see anyone being shot at the ground. MR BIZOS SC: Did you see anybody falling	2 3 4 5 6 7 8 9 10 11 12	lying on the ground 50 yards away from where the Police were, the main body of the Police were? LT-COL BOTHA: No, Mr Chair. MR BIZOS SC: Or 100 yards away? LT-COL BOTHA: No, Mr Chair. MR BIZOS SC: 100 metres away? LT-COL BOTHA: I saw the bodies – MR BIZOS SC: Or 200 metres away? CHAIRPERSON: Mr Bizos, he's answering the question. Carry on with your answer, Colonel. LT-COL BOTHA: I saw the bodies in front of the kraal.
2 3 4 5 6 7 8 9 10 11 12 13	on the ground and stuff like that, and they were – MR BIZOS SC: Just repeat that, please. LT-COL BOTHA: You could see that people were dispersing in the ground, on the ground. There are photos of that. So there was obviously a lot said on the police radios. MR BIZOS SC: Were there some people who were running on the ground who were shot dead and couldn't continue running? LT-COL BOTHA: Mr Chair, I did not see anyone being shot at the ground. MR BIZOS SC: Did you see anybody falling down on the ground?	2 3 4 5 6 7 8 9 10 11 12 13	lying on the ground 50 yards away from where the Police were, the main body of the Police were? LT-COL BOTHA: No, Mr Chair. MR BIZOS SC: Or 100 yards away? LT-COL BOTHA: No, Mr Chair. MR BIZOS SC: 100 metres away? LT-COL BOTHA: I saw the bodies – MR BIZOS SC: Or 200 metres away? CHAIRPERSON: Mr Bizos, he's answering the question. Carry on with your answer, Colonel. LT-COL BOTHA: I saw the bodies in front of the kraal. CHAIRPERSON: And you say that was close
2 3 4 5 6 7 8 9 10 11 12 13 14	on the ground and stuff like that, and they were – MR BIZOS SC: Just repeat that, please. LT-COL BOTHA: You could see that people were dispersing in the ground, on the ground. There are photos of that. So there was obviously a lot said on the police radios. MR BIZOS SC: Were there some people who were running on the ground who were shot dead and couldn't continue running? LT-COL BOTHA: Mr Chair, I did not see anyone being shot at the ground. MR BIZOS SC: Did you see anybody falling down on the ground? LT-COL BOTHA: I did not see anyone	2 3 4 5 6 7 8 9 10 11 12 13 14	lying on the ground 50 yards away from where the Police were, the main body of the Police were? LT-COL BOTHA: No, Mr Chair. MR BIZOS SC: Or 100 yards away? LT-COL BOTHA: No, Mr Chair. MR BIZOS SC: 100 metres away? LT-COL BOTHA: I saw the bodies – MR BIZOS SC: Or 200 metres away? CHAIRPERSON: Mr Bizos, he's answering the question. Carry on with your answer, Colonel. LT-COL BOTHA: I saw the bodies in front of the kraal. CHAIRPERSON: And you say that was close to the Police?
2 3 4 5 6 7 8 9 10 11 12 13 14 15	on the ground and stuff like that, and they were – MR BIZOS SC: Just repeat that, please. LT-COL BOTHA: You could see that people were dispersing in the ground, on the ground. There are photos of that. So there was obviously a lot said on the police radios. MR BIZOS SC: Were there some people who were running on the ground who were shot dead and couldn't continue running? LT-COL BOTHA: Mr Chair, I did not see anyone being shot at the ground. MR BIZOS SC: Did you see anybody falling down on the ground? LT-COL BOTHA: I did not see anyone falling down on the ground. I saw what looked like bodies	2 3 4 5 6 7 8 9 10 11 12 13 14 15	lying on the ground 50 yards away from where the Police were, the main body of the Police were? LT-COL BOTHA: No, Mr Chair. MR BIZOS SC: Or 100 yards away? LT-COL BOTHA: No, Mr Chair. MR BIZOS SC: 100 metres away? LT-COL BOTHA: I saw the bodies – MR BIZOS SC: Or 200 metres away? CHAIRPERSON: Mr Bizos, he's answering the question. Carry on with your answer, Colonel. LT-COL BOTHA: I saw the bodies in front of the kraal. CHAIRPERSON: And you say that was close to the Police? LT-COL BOTHA: Ja, there were policemen
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16	on the ground and stuff like that, and they were – MR BIZOS SC: Just repeat that, please. LT-COL BOTHA: You could see that people were dispersing in the ground, on the ground. There are photos of that. So there was obviously a lot said on the police radios. MR BIZOS SC: Were there some people who were running on the ground who were shot dead and couldn't continue running? LT-COL BOTHA: Mr Chair, I did not see anyone being shot at the ground. MR BIZOS SC: Did you see anybody falling down on the ground? LT-COL BOTHA: I did not see anyone falling down on the ground. I saw what looked like bodies lying on scene 1, and that was, that was that.	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16	lying on the ground 50 yards away from where the Police were, the main body of the Police were? LT-COL BOTHA: No, Mr Chair. MR BIZOS SC: Or 100 yards away? LT-COL BOTHA: No, Mr Chair. MR BIZOS SC: 100 metres away? LT-COL BOTHA: I saw the bodies – MR BIZOS SC: Or 200 metres away? CHAIRPERSON: Mr Bizos, he's answering the question. Carry on with your answer, Colonel. LT-COL BOTHA: I saw the bodies in front of the kraal. CHAIRPERSON: And you say that was close to the Police? LT-COL BOTHA: Ja, there were policemen between them.
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17	on the ground and stuff like that, and they were – MR BIZOS SC: Just repeat that, please. LT-COL BOTHA: You could see that people were dispersing in the ground, on the ground. There are photos of that. So there was obviously a lot said on the police radios. MR BIZOS SC: Were there some people who were running on the ground who were shot dead and couldn't continue running? LT-COL BOTHA: Mr Chair, I did not see anyone being shot at the ground. MR BIZOS SC: Did you see anybody falling down on the ground? LT-COL BOTHA: I did not see anyone falling down on the ground. I saw what looked like bodies lying on scene 1, and that was, that was that. MR BIZOS SC: How many bodies did you see	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17	lying on the ground 50 yards away from where the Police were, the main body of the Police were? LT-COL BOTHA: No, Mr Chair. MR BIZOS SC: Or 100 yards away? LT-COL BOTHA: No, Mr Chair. MR BIZOS SC: 100 metres away? LT-COL BOTHA: I saw the bodies – MR BIZOS SC: Or 200 metres away? CHAIRPERSON: Mr Bizos, he's answering the question. Carry on with your answer, Colonel. LT-COL BOTHA: I saw the bodies in front of the kraal. CHAIRPERSON: And you say that was close to the Police? LT-COL BOTHA: Ja, there were policemen between them. MR BIZOS SC: There will be evidence that
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18	on the ground and stuff like that, and they were – MR BIZOS SC: Just repeat that, please. LT-COL BOTHA: You could see that people were dispersing in the ground, on the ground. There are photos of that. So there was obviously a lot said on the police radios. MR BIZOS SC: Were there some people who were running on the ground who were shot dead and couldn't continue running? LT-COL BOTHA: Mr Chair, I did not see anyone being shot at the ground. MR BIZOS SC: Did you see anybody falling down on the ground. I saw what looked like bodies lying on scene 1, and that was, that was that. MR BIZOS SC: How many bodies did you see lying on the ground?	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18	lying on the ground 50 yards away from where the Police were, the main body of the Police were? LT-COL BOTHA: No, Mr Chair. MR BIZOS SC: Or 100 yards away? LT-COL BOTHA: No, Mr Chair. MR BIZOS SC: 100 metres away? LT-COL BOTHA: I saw the bodies – MR BIZOS SC: Or 200 metres away? CHAIRPERSON: Mr Bizos, he's answering the question. Carry on with your answer, Colonel. LT-COL BOTHA: I saw the bodies in front of the kraal. CHAIRPERSON: And you say that was close to the Police? LT-COL BOTHA: Ja, there were policemen between them. MR BIZOS SC: There will be evidence that there were bodies spread Trom 100 metres to 800 metres in
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19	on the ground and stuff like that, and they were – MR BIZOS SC: Just repeat that, please. LT-COL BOTHA: You could see that people were dispersing in the ground, on the ground. There are photos of that. So there was obviously a lot said on the police radios. MR BIZOS SC: Were there some people who were running on the ground who were shot dead and couldn't continue running? LT-COL BOTHA: Mr Chair, I did not see anyone being shot at the ground. MR BIZOS SC: Did you see anybody falling down on the ground? LT-COL BOTHA: I did not see anyone falling down on the ground. I saw what looked like bodies lying on scene 1, and that was, that was that. MR BIZOS SC: How many bodies did you see lying on the ground? LT-COL BOTHA: I cannot recall. I did	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19	lying on the ground 50 yards away from where the Police were, the main body of the Police were? LT-COL BOTHA: No, Mr Chair. MR BIZOS SC: Or 100 yards away? LT-COL BOTHA: No, Mr Chair. MR BIZOS SC: 100 metres away? LT-COL BOTHA: I saw the bodies – MR BIZOS SC: Or 200 metres away? CHAIRPERSON: Mr Bizos, he's answering the question. Carry on with your answer, Colonel. LT-COL BOTHA: I saw the bodies in front of the kraal. CHAIRPERSON: And you say that was close to the Police? LT-COL BOTHA: Ja, there were policemen between them. MR BIZOS SC: There will be evidence that there were bodies spread from 100 metres to 800 metres in the open space there and there were wounded people in the
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20	on the ground and stuff like that, and they were – MR BIZOS SC: Just repeat that, please. LT-COL BOTHA: You could see that people were dispersing in the ground, on the ground. There are photos of that. So there was obviously a lot said on the police radios. MR BIZOS SC: Were there some people who were running on the ground who were shot dead and couldn't continue running? LT-COL BOTHA: Mr Chair, I did not see anyone being shot at the ground. MR BIZOS SC: Did you see anybody falling down on the ground? LT-COL BOTHA: I did not see anyone falling down on the ground. I saw what looked like bodies lying on scene 1, and that was, that was that. MR BIZOS SC: How many bodies did you see lying on the ground? LT-COL BOTHA: I cannot recall. I did see that there were bodies on the ground.	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20	lying on the ground 50 yards away from where the Police were, the main body of the Police were? LT-COL BOTHA: No, Mr Chair. MR BIZOS SC: Or 100 yards away? LT-COL BOTHA: No, Mr Chair. MR BIZOS SC: 100 metres away? LT-COL BOTHA: I saw the bodies – MR BIZOS SC: Or 200 metres away? CHAIRPERSON: Mr Bizos, he's answering the question. Carry on with your answer, Colonel. LT-COL BOTHA: I saw the bodies in front of the kraal. CHAIRPERSON: And you say that was close to the Police? LT-COL BOTHA: Ja, there were policemen between them. MR BIZOS SC: There will be evidence that there were bodies spread from 100 metres to 800 metres in the open space there and there were wounded people in the open space there. Did you see none of them?
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21	on the ground and stuff like that, and they were – MR BIZOS SC: Just repeat that, please. LT-COL BOTHA: You could see that people were dispersing in the ground, on the ground. There are photos of that. So there was obviously a lot said on the police radios. MR BIZOS SC: Were there some people who were running on the ground who were shot dead and couldn't continue running? LT-COL BOTHA: Mr Chair, I did not see anyone being shot at the ground. MR BIZOS SC: Did you see anybody falling down on the ground? LT-COL BOTHA: I did not see anyone falling down on the ground. I saw what looked like bodies lying on scene 1, and that was, that was that. MR BIZOS SC: How many bodies did you see lying on the ground? LT-COL BOTHA: I cannot recall. I did see that there were bodies on the ground. MR BIZOS SC: How far from the place	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21	lying on the ground 50 yards away from where the Police were, the main body of the Police were? LT-COL BOTHA: No, Mr Chair. MR BIZOS SC: Or 100 yards away? LT-COL BOTHA: No, Mr Chair. MR BIZOS SC: 100 metres away? LT-COL BOTHA: I saw the bodies – MR BIZOS SC: Or 200 metres away? CHAIRPERSON: Mr Bizos, he's answering the question. Carry on with your answer, Colonel. LT-COL BOTHA: I saw the bodies in front of the kraal. CHAIRPERSON: And you say that was close to the Police? LT-COL BOTHA: Ja, there were policemen between them. MR BIZOS SC: There will be evidence that there were bodies spread from 100 metres to 800 metres in the open space there and there were wounded people in the open space there. Did you see none of them? LT-COL BOTHA: Sir, there was a lot of
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22	on the ground and stuff like that, and they were – MR BIZOS SC: Just repeat that, please. LT-COL BOTHA: You could see that people were dispersing in the ground, on the ground. There are photos of that. So there was obviously a lot said on the police radios. MR BIZOS SC: Were there some people who were running on the ground who were shot dead and couldn't continue running? LT-COL BOTHA: Mr Chair, I did not see anyone being shot at the ground. MR BIZOS SC: Did you see anybody falling down on the ground? LT-COL BOTHA: I did not see anyone falling down on the ground. I saw what looked like bodies lying on scene 1, and that was, that was that. MR BIZOS SC: How many bodies did you see lying on the ground? LT-COL BOTHA: I cannot recall. I did see that there were bodies on the ground. MR BIZOS SC: How far from the place where there was the barbed, the razor wire, did you see the	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22	lying on the ground 50 yards away from where the Police were, the main body of the Police were? LT-COL BOTHA: No, Mr Chair. MR BIZOS SC: Or 100 yards away? LT-COL BOTHA: No, Mr Chair. MR BIZOS SC: 100 metres away? LT-COL BOTHA: I saw the bodies – MR BIZOS SC: Or 200 metres away? CHAIRPERSON: Mr Bizos, he's answering the question. Carry on with your answer, Colonel. LT-COL BOTHA: I saw the bodies in front of the kraal. CHAIRPERSON: And you say that was close to the Police? LT-COL BOTHA: Ja, there were policemen between them. MR BIZOS SC: There will be evidence that there were bodies spread from 100 metres to 800 metres in the open space there and there were wounded people in the open space there. Did you see none of them? LT-COL BOTHA: Sir, there was a lot of people on the ground. I could, I did, I cannot confirm
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23	on the ground and stuff like that, and they were – MR BIZOS SC: Just repeat that, please. LT-COL BOTHA: You could see that people were dispersing in the ground, on the ground. There are photos of that. So there was obviously a lot said on the police radios. MR BIZOS SC: Were there some people who were running on the ground who were shot dead and couldn't continue running? LT-COL BOTHA: Mr Chair, I did not see anyone being shot at the ground. MR BIZOS SC: Did you see anybody falling down on the ground? LT-COL BOTHA: I did not see anyone falling down on the ground. I saw what looked like bodies lying on scene 1, and that was, that was that. MR BIZOS SC: How many bodies did you see lying on the ground? LT-COL BOTHA: I cannot recall. I did see that there were bodies on the ground. MR BIZOS SC: How far from the place where there was the barbed, the razor wire, did you see the bodies on the ground?	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23	lying on the ground 50 yards away from where the Police were, the main body of the Police were? LT-COL BOTHA: No, Mr Chair. MR BIZOS SC: Or 100 yards away? LT-COL BOTHA: No, Mr Chair. MR BIZOS SC: 100 metres away? LT-COL BOTHA: I saw the bodies – MR BIZOS SC: Or 200 metres away? CHAIRPERSON: Mr Bizos, he's answering the question. Carry on with your answer, Colonel. LT-COL BOTHA: I saw the bodies in front of the kraal. CHAIRPERSON: And you say that was close to the Police? LT-COL BOTHA: Ja, there were policemen between them. MR BIZOS SC: There will be evidence that there were bodies spread from 100 metres to 800 metres in the open space there and there were wounded people in the open space there. Did you see none of them? LT-COL BOTHA: Sir, there was a lot of people on the ground. I could, I did, I cannot confirm that I saw wounded people or bodies lying 800 metres from
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22	on the ground and stuff like that, and they were – MR BIZOS SC: Just repeat that, please. LT-COL BOTHA: You could see that people were dispersing in the ground, on the ground. There are photos of that. So there was obviously a lot said on the police radios. MR BIZOS SC: Were there some people who were running on the ground who were shot dead and couldn't continue running? LT-COL BOTHA: Mr Chair, I did not see anyone being shot at the ground. MR BIZOS SC: Did you see anybody falling down on the ground? LT-COL BOTHA: I did not see anyone falling down on the ground. I saw what looked like bodies lying on scene 1, and that was, that was that. MR BIZOS SC: How many bodies did you see lying on the ground? LT-COL BOTHA: I cannot recall. I did see that there were bodies on the ground. MR BIZOS SC: How far from the place where there was the barbed, the razor wire, did you see the	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22	lying on the ground 50 yards away from where the Police were, the main body of the Police were? LT-COL BOTHA: No, Mr Chair. MR BIZOS SC: Or 100 yards away? LT-COL BOTHA: No, Mr Chair. MR BIZOS SC: 100 metres away? LT-COL BOTHA: I saw the bodies – MR BIZOS SC: Or 200 metres away? CHAIRPERSON: Mr Bizos, he's answering the question. Carry on with your answer, Colonel. LT-COL BOTHA: I saw the bodies in front of the kraal. CHAIRPERSON: And you say that was close to the Police? LT-COL BOTHA: Ja, there were policemen between them. MR BIZOS SC: There will be evidence that there were bodies spread from 100 metres to 800 metres in the open space there and there were wounded people in the open space there. Did you see none of them? LT-COL BOTHA: Sir, there was a lot of people on the ground. I could, I did, I cannot confirm

1	Page 331 your standing and rank, didn't you think that you should	1	Page 333 about the LCRC people. I'm talking about the normal
1	show some interest of what had happened and whether there	2	policemen on the ground.
3	were other bodies and what steps were being taken in order	3	MR BIZOS SC: Did it not occur to you
4	to protect the crime scene?	4	that the Police that had killed the people there may have
5	LT-COL BOTHA: Sir, I was flying, making	5	an interest in changing the nature of the crime scene for
	a video. It's not that I was not interested, and the	6	their benefit?
6	chopper did not circle the whole time in, above that	7	
8	specific scene.	8	LT-COL BOTHA: Mr Chair, again, at that stage I did not know who shot whom and who are the suspects
9	MR BIZOS SC: Would you agree that you	9	and there were policemen on the ground, and policemen are
10	were the most qualified policeman there on that day on the	10	trained to look after crime scenes.
10	importance of keeping the crime scene intact?	11	MR BIZOS SC: Are you familiar with the
12	LT-COL BOTHA: Sir, there were four other	12	Police Standing Orders, Colonel?
13	LCRC members on the ground and I did not know what their	13	LT-COL BOTHA: Yes, Mr Chair.
14	movement was on the ground.	14	MR BIZOS SC: Do you obey them?
15	[17:15] MR BIZOS SC: We don't know who they	15	LT-COL BOTHA: Yes, Mr Chair.
16	were, but I'm asking you whether, having regard to your	16	MR BIZOS SC: Do you know that Police
10	seniority, and having regard to your expert knowledge, did	17	Orders provide for special procedures in relation to
18	you not show any interest that the crime scene should not	18	investigation when they themselves may be suspects? Do you
19	in any way be changed or insulted or anything like that?	19	know the orders?
20	LT-COL BOTHA: I presume that if there	20	LT-COL BOTHA: Mr Chair, it depends on
21	are policemen on the ground, that that is the way that it	21	what orders you're talking about. I know that IPID will
22	will happen. We are all trained policemen.	22	investigate the case.
23	MR BIZOS SC: Some of them killing	23	MR BIZOS SC: I beg your pardon?
24	people, did you expect them to investigate themselves?	24	LT-COL BOTHA: I know that IPID will
25	LT-COL BOTHA: The members on the scene?	25	investigate the case, ja, but what other orders? I'm not
_			5 /1/
	Page 332		Page 334
1	Page 332 MR BIZOS SC: It's a simple question,	1	Page 334 sure what you're talking about.
1 2		1 2	
	MR BIZOS SC: It's a simple question, Colonel. LT-COL BOTHA: Would the members on the		sure what you're talking about. MR BIZOS SC: Well, let me tell you broadly that the orders provide that a police officer can't
2	MR BIZOS SC: It's a simple question, Colonel. LT-COL BOTHA: Would the members on the scene investigate themselves? Is that the question?	2	sure what you're talking about. MR BIZOS SC: Well, let me tell you
2 3	MR BIZOS SC: It's a simple question, Colonel. LT-COL BOTHA: Would the members on the	2 3	sure what you're talking about. MR BIZOS SC: Well, let me tell you broadly that the orders provide that a police officer can't
2 3 4	MR BIZOS SC:It's a simple question,Colonel.LT-COL BOTHA:Would the members on thescene investigate themselves? Is that the question?MR BIZOS SC:The question is, did youexpect the policemen, who may have been the suspects in the	2 3 4	sure what you're talking about. MR BIZOS SC: Well, let me tell you broadly that the orders provide that a police officer can't investigate himself. Didn't you know that? LT-COL BOTHA: Mr Chair, that's correct. That policemen that did the shooting cannot investigate
2 3 4 5	MR BIZOS SC:It's a simple question,Colonel.LT-COL BOTHA:Would the members on thescene investigate themselves?Is that the question?MR BIZOS SC:The question is, did youexpect the policemen, who may have been the suspects in thekillings, to protect the scene and not you whose business	2 3 4 5	sure what you're talking about. MR BIZOS SC: Well, let me tell you broadly that the orders provide that a police officer can't investigate himself. Didn't you know that? LT-COL BOTHA: Mr Chair, that's correct. That policemen that did the shooting cannot investigate themselves, but I mean, when I'm in there I don't know who
2 3 4 5 6	MR BIZOS SC:It's a simple question,Colonel.LT-COL BOTHA:Would the members on thescene investigate themselves?Is that the question?MR BIZOS SC:The question is, did youexpect the policemen, who may have been the suspects in thekillings, to protect the scene and not you whose businessit is to see to it that scenes are protected?	2 3 4 5 6	sure what you're talking about. MR BIZOS SC: Well, let me tell you broadly that the orders provide that a police officer can't investigate himself. Didn't you know that? LT-COL BOTHA: Mr Chair, that's correct. That policemen that did the shooting cannot investigate themselves, but I mean, when I'm in there I don't know who did the shooting and who did not shoot. There were
2 3 4 5 6 7	MR BIZOS SC: It's a simple question, Colonel. LT-COL BOTHA: Would the members on the scene investigate themselves? Is that the question? MR BIZOS SC: The question is, did you expect the policemen, who may have been the suspects in the killings, to protect the scene and not you whose business it is to see to it that scenes are protected? LT-COL BOTHA: Mr Chair, at that moment I	2 3 4 5 6 7	sure what you're talking about. MR BIZOS SC: Well, let me tell you broadly that the orders provide that a police officer can't investigate himself. Didn't you know that? LT-COL BOTHA: Mr Chair, that's correct. That policemen that did the shooting cannot investigate themselves, but I mean, when I'm in there I don't know who did the shooting and who did not shoot. There were policemen on the ground, a lot of policemen on the ground;
2 3 4 5 6 7 8 9 10	MR BIZOS SC:It's a simple question,Colonel.LT-COL BOTHA:Would the members on thescene investigate themselves? Is that the question?MR BIZOS SC:The question is, did youexpect the policemen, who may have been the suspects in thekillings, to protect the scene and not you whose businessit is to see to it that scenes are protected?LT-COL BOTHA:Mr Chair, at that moment Idid not know who was suspects and who wasn't suspects. I	2 3 4 5 6 7 8 9 10	sure what you're talking about. MR BIZOS SC: Well, let me tell you broadly that the orders provide that a police officer can't investigate himself. Didn't you know that? LT-COL BOTHA: Mr Chair, that's correct. That policemen that did the shooting cannot investigate themselves, but I mean, when I'm in there I don't know who did the shooting and who did not shoot. There were policemen on the ground, a lot of policemen on the ground; there were officers on the ground, that could look after
2 3 4 5 6 7 8 9 10 11	MR BIZOS SC:It's a simple question,Colonel.LT-COL BOTHA:Would the members on thescene investigate themselves? Is that the question?MR BIZOS SC:The question is, did youexpect the policemen, who may have been the suspects in thekillings, to protect the scene and not you whose businessit is to see to it that scenes are protected?LT-COL BOTHA:Mr Chair, at that moment Idid not know who was suspects and who wasn't suspects. Ipresume that policemen will protect crime scenes. That's	2 3 4 5 6 7 8 9 10 11	sure what you're talking about. MR BIZOS SC: Well, let me tell you broadly that the orders provide that a police officer can't investigate himself. Didn't you know that? LT-COL BOTHA: Mr Chair, that's correct. That policemen that did the shooting cannot investigate themselves, but I mean, when I'm in there I don't know who did the shooting and who did not shoot. There were policemen on the ground, a lot of policemen on the ground; there were officers on the ground, that could look after the crime scene.
2 3 4 5 6 7 8 9 10 11 12	MR BIZOS SC: It's a simple question, Colonel. LT-COL BOTHA: Would the members on the scene investigate themselves? Is that the question? MR BIZOS SC: The question is, did you expect the policemen, who may have been the suspects in the killings, to protect the scene and not you whose business it is to see to it that scenes are protected? LT-COL BOTHA: Mr Chair, at that moment I did not know who was suspects and who wasn't suspects. I presume that policemen will protect crime scenes. That's how we are trained.	2 3 4 5 6 7 8 9 10 11 12	sure what you're talking about. MR BIZOS SC: Well, let me tell you broadly that the orders provide that a police officer can't investigate himself. Didn't you know that? LT-COL BOTHA: Mr Chair, that's correct. That policemen that did the shooting cannot investigate themselves, but I mean, when I'm in there I don't know who did the shooting and who did not shoot. There were policemen on the ground, a lot of policemen on the ground; there were officers on the ground, that could look after the crime scene. MR BIZOS SC: I'll read you Standing
2 3 4 5 6 7 8 9 10 11 12 13	MR BIZOS SC:It's a simple question,Colonel.LT-COL BOTHA:Would the members on thescene investigate themselves? Is that the question?MR BIZOS SC:The question is, did youexpect the policemen, who may have been the suspects in thekillings, to protect the scene and not you whose businessit is to see to it that scenes are protected?LT-COL BOTHA:Mr Chair, at that moment Idid not know who was suspects and who wasn't suspects. Ipresume that policemen will protect crime scenes. That'show we are trained.CHAIRPERSON:Did I understand you	2 3 4 5 6 7 8 9 10 11 12 13	sure what you're talking about. MR BIZOS SC: Well, let me tell you broadly that the orders provide that a police officer can't investigate himself. Didn't you know that? LT-COL BOTHA: Mr Chair, that's correct. That policemen that did the shooting cannot investigate themselves, but I mean, when I'm in there I don't know who did the shooting and who did not shoot. There were policemen on the ground, a lot of policemen on the ground; there were officers on the ground, that could look after the crime scene. MR BIZOS SC: I'll read you Standing Orders General 262, quite an old, promulgated on the 16th of
2 3 4 5 6 7 8 9 10 11 12 13 14	MR BIZOS SC:It's a simple question,Colonel.LT-COL BOTHA:Would the members on thescene investigate themselves? Is that the question?MR BIZOS SC:The question is, did youexpect the policemen, who may have been the suspects in thekillings, to protect the scene and not you whose businessit is to see to it that scenes are protected?LT-COL BOTHA:Mr Chair, at that moment Idid not know who was suspects and who wasn't suspects. Ipresume that policemen will protect crime scenes. That'show we are trained.CHAIRPERSON:Did I understand youcorrectly to say that there were four LCRC people on the	2 3 4 5 6 7 8 9 10 11 12 13 14	sure what you're talking about. MR BIZOS SC: Well, let me tell you broadly that the orders provide that a police officer can't investigate himself. Didn't you know that? LT-COL BOTHA: Mr Chair, that's correct. That policemen that did the shooting cannot investigate themselves, but I mean, when I'm in there I don't know who did the shooting and who did not shoot. There were policemen on the ground, a lot of policemen on the ground; there were officers on the ground, that could look after the crime scene. MR BIZOS SC: I'll read you Standing Orders General 262, quite an old, promulgated on the 16th of September 2004, provides that whenever there is any
2 3 4 5 6 7 8 9 10 11 12 13 14 15	MR BIZOS SC:It's a simple question,Colonel.LT-COL BOTHA:Would the members on thescene investigate themselves? Is that the question?MR BIZOS SC:The question is, did youexpect the policemen, who may have been the suspects in thekillings, to protect the scene and not you whose businessit is to see to it that scenes are protected?LT-COL BOTHA:Mr Chair, at that moment Idid not know who was suspects and who wasn't suspects. Ipresume that policemen will protect crime scenes. That'show we are trained.CHAIRPERSON:Did I understand youcorrectly to say that there were four LCRC people on thescene on the ground? The LCRC stands for Local Criminal	2 3 4 5 6 7 8 9 10 11 12 13 14 15	sure what you're talking about. MR BIZOS SC: Well, let me tell you broadly that the orders provide that a police officer can't investigate himself. Didn't you know that? LT-COL BOTHA: Mr Chair, that's correct. That policemen that did the shooting cannot investigate themselves, but I mean, when I'm in there I don't know who did the shooting and who did not shoot. There were policemen on the ground, a lot of policemen on the ground; there were officers on the ground, that could look after the crime scene. MR BIZOS SC: I'll read you Standing Orders General 262, quite an old, promulgated on the 16th of September 2004, provides that whenever there is any operation that is performed, the commander of the Joint
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16	MR BIZOS SC:It's a simple question,Colonel.LT-COL BOTHA:Would the members on thescene investigate themselves? Is that the question?MR BIZOS SC:The question is, did youexpect the policemen, who may have been the suspects in thekillings, to protect the scene and not you whose businessit is to see to it that scenes are protected?LT-COL BOTHA:Mr Chair, at that moment Idid not know who was suspects and who wasn't suspects. Ipresume that policemen will protect crime scenes. That'show we are trained.CHAIRPERSON:Did I understand youcorrectly to say that there were four LCRC people on thescene on the ground? The LCRC stands for Local CriminalRecord Centre. Did I understand you correctly, or did I	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16	sure what you're talking about. MR BIZOS SC: Well, let me tell you broadly that the orders provide that a police officer can't investigate himself. Didn't you know that? LT-COL BOTHA: Mr Chair, that's correct. That policemen that did the shooting cannot investigate themselves, but I mean, when I'm in there I don't know who did the shooting and who did not shoot. There were policemen on the ground, a lot of policemen on the ground; there were officers on the ground, that could look after the crime scene. MR BIZOS SC: I'll read you Standing Orders General 262, quite an old, promulgated on the 16th of September 2004, provides that whenever there is any operation that is performed, the commander of the Joint Operation Centre has certain obligations if any
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17	MR BIZOS SC: It's a simple question, Colonel. LT-COL BOTHA: Would the members on the scene investigate themselves? Is that the question? MR BIZOS SC: The question is, did you expect the policemen, who may have been the suspects in the killings, to protect the scene and not you whose business it is to see to it that scenes are protected? LT-COL BOTHA: Mr Chair, at that moment I did not know who was suspects and who wasn't suspects. I presume that policemen will protect crime scenes. That's how we are trained. CHAIRPERSON: Did I understand you correctly to say that there were four LCRC people on the scene on the ground? The LCRC stands for Local Criminal Record Centre. Did I understand you correctly, or did I misunderstand?	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17	sure what you're talking about. MR BIZOS SC: Well, let me tell you broadly that the orders provide that a police officer can't investigate himself. Didn't you know that? LT-COL BOTHA: Mr Chair, that's correct. That policemen that did the shooting cannot investigate themselves, but I mean, when I'm in there I don't know who did the shooting and who did not shoot. There were policemen on the ground, a lot of policemen on the ground; there were officers on the ground, that could look after the crime scene. MR BIZOS SC: I'll read you Standing Orders General 262, quite an old, promulgated on the 16th of September 2004, provides that whenever there is any operation that is performed, the commander of the Joint Operation Centre has certain obligations if any irregularity was performed. Did you know that?
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18	MR BIZOS SC:It's a simple question,Colonel.LT-COL BOTHA:Would the members on thescene investigate themselves? Is that the question?MR BIZOS SC:The question is, did youexpect the policemen, who may have been the suspects in thekillings, to protect the scene and not you whose businessit is to see to it that scenes are protected?LT-COL BOTHA:Mr Chair, at that moment Idid not know who was suspects and who wasn't suspects. Ipresume that policemen will protect crime scenes. That'show we are trained.CHAIRPERSON:Did I understand youcorrectly to say that there were four LCRC people on thescene on the ground? The LCRC stands for Local CriminalRecord Centre. Did I understand you correctly, or did Imisunderstand?LT-COL BOTHA:That is correct, Mr Chair.	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18	sure what you're talking about. MR BIZOS SC: Well, let me tell you broadly that the orders provide that a police officer can't investigate himself. Didn't you know that? LT-COL BOTHA: Mr Chair, that's correct. That policemen that did the shooting cannot investigate themselves, but I mean, when I'm in there I don't know who did the shooting and who did not shoot. There were policemen on the ground, a lot of policemen on the ground; there were officers on the ground, that could look after the crime scene. MR BIZOS SC: I'll read you Standing Orders General 262, quite an old, promulgated on the 16th of September 2004, provides that whenever there is any operation that is performed, the commander of the Joint Operation Centre has certain obligations if any irregularity was performed. Did you know that? LT-COL BOTHA: Yes, Mr Chair.
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19	MR BIZOS SC:It's a simple question,Colonel.LT-COL BOTHA:Would the members on thescene investigate themselves? Is that the question?MR BIZOS SC:The question is, did youexpect the policemen, who may have been the suspects in thekillings, to protect the scene and not you whose businessit is to see to it that scenes are protected?LT-COL BOTHA:Mr Chair, at that moment Idid not know who was suspects and who wasn't suspects. Ipresume that policemen will protect crime scenes. That'show we are trained.CHAIRPERSON:Did I understand youcorrectly to say that there were four LCRC people on thescene on the ground? The LCRC stands for Local CriminalRecord Centre. Did I understand you correctly, or did Imisunderstand?LT-COL BOTHA:That is correct, Mr Chair.CHAIRPERSON:So when you said you	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19	sure what you're talking about. MR BIZOS SC: Well, let me tell you broadly that the orders provide that a police officer can't investigate himself. Didn't you know that? LT-COL BOTHA: Mr Chair, that's correct. That policemen that did the shooting cannot investigate themselves, but I mean, when I'm in there I don't know who did the shooting and who did not shoot. There were policemen on the ground, a lot of policemen on the ground; there were officers on the ground, that could look after the crime scene. MR BIZOS SC: I'll read you Standing Orders General 262, quite an old, promulgated on the 16th of September 2004, provides that whenever there is any operation that is performed, the commander of the Joint Operation Centre has certain obligations if any irregularity was performed. Did you know that? LT-COL BOTHA: Yes, Mr Chair. MR BIZOS SC: And in order 13 – please
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20	MR BIZOS SC:It's a simple question,Colonel.LT-COL BOTHA:Would the members on thescene investigate themselves? Is that the question?MR BIZOS SC:The question is, did youexpect the policemen, who may have been the suspects in thekillings, to protect the scene and not you whose businessit is to see to it that scenes are protected?LT-COL BOTHA:Mr Chair, at that moment Idid not know who was suspects and who wasn't suspects. Ipresume that policemen will protect crime scenes. That'show we are trained.CHAIRPERSON:Did I understand youcorrectly to say that there were four LCRC people on thescene on the ground? The LCRC stands for Local CriminalRecord Centre. Did I understand you correctly, or did Imisunderstand?LT-COL BOTHA:That is correct, Mr Chair.CHAIRPERSON:So when you said youthought there were trained.	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20	sure what you're talking about. MR BIZOS SC: Well, let me tell you broadly that the orders provide that a police officer can't investigate himself. Didn't you know that? LT-COL BOTHA: Mr Chair, that's correct. That policemen that did the shooting cannot investigate themselves, but I mean, when I'm in there I don't know who did the shooting and who did not shoot. There were policemen on the ground, a lot of policemen on the ground; there were officers on the ground, that could look after the crime scene. MR BIZOS SC: I'll read you Standing Orders General 262, quite an old, promulgated on the 16th of September 2004, provides that whenever there is any operation that is performed, the commander of the Joint Operation Centre has certain obligations if any irregularity was performed. Did you know that? LT-COL BOTHA: Yes, Mr Chair. MR BIZOS SC: And in order 13 – please listen carefully – "The CJOC must ensure that debriefing
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21	MR BIZOS SC:It's a simple question,Colonel.LT-COL BOTHA:Would the members on thescene investigate themselves? Is that the question?MR BIZOS SC:The question is, did youexpect the policemen, who may have been the suspects in thekillings, to protect the scene and not you whose businessit is to see to it that scenes are protected?LT-COL BOTHA:Mr Chair, at that moment Idid not know who was suspects and who wasn't suspects. Ipresume that policemen will protect crime scenes. That'show we are trained.CHAIRPERSON:Did I understand youcorrectly to say that there were four LCRC people on thescene on the ground? The LCRC stands for Local CriminalRecord Centre. Did I understand you correctly, or did Imisunderstand?LT-COL BOTHA:That is correct, Mr Chair.CHAIRPERSON:So when you said youthought there were trained policemen there who'd make sure	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21	sure what you're talking about. MR BIZOS SC: Well, let me tell you broadly that the orders provide that a police officer can't investigate himself. Didn't you know that? LT-COL BOTHA: Mr Chair, that's correct. That policemen that did the shooting cannot investigate themselves, but I mean, when I'm in there I don't know who did the shooting and who did not shoot. There were policemen on the ground, a lot of policemen on the ground; there were officers on the ground, that could look after the crime scene. MR BIZOS SC: I'll read you Standing Orders General 262, quite an old, promulgated on the 16th of September 2004, provides that whenever there is any operation that is performed, the commander of the Joint Operation Centre has certain obligations if any irregularity was performed. Did you know that? LT-COL BOTHA: Yes, Mr Chair. MR BIZOS SC: And in order 13 – please listen carefully – "The CJOC must ensure that debriefing takes place after each event or gathering, and that record
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22	MR BIZOS SC:It's a simple question,Colonel.LT-COL BOTHA:Would the members on thescene investigate themselves? Is that the question?MR BIZOS SC:The question is, did youexpect the policemen, who may have been the suspects in thekillings, to protect the scene and not you whose businessit is to see to it that scenes are protected?LT-COL BOTHA:Mr Chair, at that moment Idid not know who was suspects and who wasn't suspects. Ipresume that policemen will protect crime scenes. That'show we are trained.CHAIRPERSON:Did I understand youcorrectly to say that there were four LCRC people on thescene on the ground? The LCRC stands for Local CriminalRecord Centre. Did I understand you correctly, or did Imisunderstand?LT-COL BOTHA:That is correct, Mr Chair.CHAIRPERSON:So when you said youthought there were trained policemen there who'd make surethought there were trained, as it were, were youreferring to the Police in general, or to the four Local	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22	sure what you're talking about. MR BIZOS SC: Well, let me tell you broadly that the orders provide that a police officer can't investigate himself. Didn't you know that? LT-COL BOTHA: Mr Chair, that's correct. That policemen that did the shooting cannot investigate themselves, but I mean, when I'm in there I don't know who did the shooting and who did not shoot. There were policemen on the ground, a lot of policemen on the ground; there were officers on the ground, that could look after the crime scene. MR BIZOS SC: I'll read you Standing Orders General 262, quite an old, promulgated on the 16th of September 2004, provides that whenever there is any operation that is performed, the commander of the Joint Operation Centre has certain obligations if any irregularity was performed. Did you know that? LT-COL BOTHA: Yes, Mr Chair. MR BIZOS SC: And in order 13 – please listen carefully – "The CJOC must ensure that debriefing takes place after each event or gathering, and that record is kept thereof." Do you agree with that? This was an
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23	MR BIZOS SC:It's a simple question,Colonel.LT-COL BOTHA:Would the members on thescene investigate themselves? Is that the question?MR BIZOS SC:The question is, did youexpect the policemen, who may have been the suspects in thekillings, to protect the scene and not you whose businessit is to see to it that scenes are protected?LT-COL BOTHA:Mr Chair, at that moment Idid not know who was suspects and who wasn't suspects. Ipresume that policemen will protect crime scenes. That'show we are trained.CHAIRPERSON:Did I understand youcorrectly to say that there were four LCRC people on thescene on the ground? The LCRC stands for Local CriminalRecord Centre. Did I understand you correctly, or did Imisunderstand?LT-COL BOTHA:That is correct, Mr Chair.CHAIRPERSON:So when you said youthought there were trained policemen there who'd make surethat the scene wasn't contaminated, as it were, were youreferring to the Police in general, or to the four LocalCriminal Record Centre people whom you knew to be on the	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23	sure what you're talking about. MR BIZOS SC: Well, let me tell you broadly that the orders provide that a police officer can't investigate himself. Didn't you know that? LT-COL BOTHA: Mr Chair, that's correct. That policemen that did the shooting cannot investigate themselves, but I mean, when I'm in there I don't know who did the shooting and who did not shoot. There were policemen on the ground, a lot of policemen on the ground; there were officers on the ground, that could look after the crime scene. MR BIZOS SC: I'll read you Standing Orders General 262, quite an old, promulgated on the 16th of September 2004, provides that whenever there is any operation that is performed, the commander of the Joint Operation Centre has certain obligations if any irregularity was performed. Did you know that? LT-COL BOTHA: Yes, Mr Chair. MR BIZOS SC: And in order 13 – please listen carefully – "The CJOC must ensure that debriefing takes place after each event or gathering, and that record is kept thereof." Do you agree with that? This was an event or a gathering where terrible things happened. Would
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24	MR BIZOS SC: It's a simple question, Colonel. LT-COL BOTHA: Would the members on the scene investigate themselves? Is that the question? MR BIZOS SC: The question is, did you expect the policemen, who may have been the suspects in the killings, to protect the scene and not you whose business it is to see to it that scenes are protected? LT-COL BOTHA: Mr Chair, at that moment I did not know who was suspects and who wasn't suspects. I presume that policemen will protect crime scenes. That's how we are trained. CHAIRPERSON: Did I understand you correctly to say that there were four LCRC people on the scene on the ground? The LCRC stands for Local Criminal Record Centre. Did I understand you correctly, or did I misunderstand? LT-COL BOTHA: That is correct, Mr Chair. CHAIRPERSON: So when you said you thought there were trained policemen there who'd make sure that the scene wasn't contaminated, as it were, were you referring to the Police in general, or to the four Local Criminal Record Centre people whom you knew to be on the ground?	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24	sure what you're talking about. MR BIZOS SC: Well, let me tell you broadly that the orders provide that a police officer can't investigate himself. Didn't you know that? LT-COL BOTHA: Mr Chair, that's correct. That policemen that did the shooting cannot investigate themselves, but I mean, when I'm in there I don't know who did the shooting and who did not shoot. There were policemen on the ground, a lot of policemen on the ground; there were officers on the ground, that could look after the crime scene. MR BIZOS SC: I'll read you Standing Orders General 262, quite an old, promulgated on the 16th of September 2004, provides that whenever there is any operation that is performed, the commander of the Joint Operation Centre has certain obligations if any irregularity was performed. Did you know that? LT-COL BOTHA: Yes, Mr Chair. MR BIZOS SC: And in order 13 – please listen carefully – "The CJOC must ensure that debriefing takes place after each event or gathering, and that record is kept thereof." Do you agree with that? This was an event or a gathering where terrible things happened. Would you expect a debriefing to take place, to which you were
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23	MR BIZOS SC:It's a simple question,Colonel.LT-COL BOTHA:Would the members on thescene investigate themselves? Is that the question?MR BIZOS SC:The question is, did youexpect the policemen, who may have been the suspects in thekillings, to protect the scene and not you whose businessit is to see to it that scenes are protected?LT-COL BOTHA:Mr Chair, at that moment Idid not know who was suspects and who wasn't suspects. Ipresume that policemen will protect crime scenes. That'show we are trained.CHAIRPERSON:Did I understand youcorrectly to say that there were four LCRC people on thescene on the ground? The LCRC stands for Local CriminalRecord Centre. Did I understand you correctly, or did Imisunderstand?LT-COL BOTHA:That is correct, Mr Chair.CHAIRPERSON:So when you said youthought there were trained policemen there who'd make surethat the scene wasn't contaminated, as it were, were youreferring to the Police in general, or to the four LocalCriminal Record Centre people whom you knew to be on the	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23	sure what you're talking about. MR BIZOS SC: Well, let me tell you broadly that the orders provide that a police officer can't investigate himself. Didn't you know that? LT-COL BOTHA: Mr Chair, that's correct. That policemen that did the shooting cannot investigate themselves, but I mean, when I'm in there I don't know who did the shooting and who did not shoot. There were policemen on the ground, a lot of policemen on the ground; there were officers on the ground, that could look after the crime scene. MR BIZOS SC: I'll read you Standing Orders General 262, quite an old, promulgated on the 16th of September 2004, provides that whenever there is any operation that is performed, the commander of the Joint Operation Centre has certain obligations if any irregularity was performed. Did you know that? LT-COL BOTHA: Yes, Mr Chair. MR BIZOS SC: And in order 13 – please listen carefully – "The CJOC must ensure that debriefing takes place after each event or gathering, and that record is kept thereof." Do you agree with that? This was an event or a gathering where terrible things happened. Would

## Marikana Commission of Inquiry

1	Page 335	4	Page 337
1	LT-COL BOTHA: Mr Chair, when I got back	1	he gave me the instruction.
2	to the JOC I was briefed.	2	MR BIZOS SC: Now then, one would have
3	MR BIZOS SC: I beg your pardon? You	3	expected, if you are telling us the truth about these
4	were debriefed?	4	matters –
5	LT-COL BOTHA: I was briefed by Brigadier	5	MR MADLANGA SC: Mr Chair –
6	Van Zyl.	6	MR BIZOS SC: Colonel –
7	MR BIZOS SC: I'm talking about	7	MR MADLANGA SC: Mr Chair, may I ask my
8	debriefing, what happened after the operation. Were you	8	colleague Mr Bizos not to talk at the same time either with
9	debriefed? Were you asked what do you know about this?	9	the interpreter or the witness? There will –
10	After all, you're an expert.	10	MR BIZOS SC: I apologise and I'll try
11	LT-COL BOTHA: Are we talking about when	11	and obey your directive.
12	I landed back on the ground that afternoon?	12	MR MADLANGA SC: Because there will be
13	MR BIZOS SC: Yes, that's when I'm	13	problems at the transcription. Thank you.
14	talking about.	14	MR BIZOS SC: Okay. Please, Mr
15	LT-COL BOTHA: I was, if we – I call it	15	Interpreter, finish. Thank you, Mr Interpreter. I'll
16	brief. I was briefed by Brigadier Van Zyl of what	16	repeat the question. Are you saying that the brigadier
17	happened.	17	ignored this important Police Order, or are you going to
18	MR BIZOS SC: Oh, you use it that way,	18	say that brigadiers don't have to comply with Police
19	okay. I can understand, you're right, briefing and	19	Orders?
20	debriefing can, alternative ways of expressing oneself.	20	LT-COL BOTHA: What I'm saying is I did
21	What did you say to the brigadier?	21	not, I don't know what debriefing or – you used the word
22	LT-COL BOTHA: I started planning to get	22	"aftermath" - or what meeting took place. The brigadier
23	people from – I first - ja, I started planning to, because	23	came out; he briefed me on what happened and I started
24	it was, you could hear that it was a big scene, to get	24	organising members from all over the province. I did not
25	people from all over the province so that we will be able	25	give my video to him.
	Page 336		Page 338
1	to process the crime scenes, and I phoned the four members	1	MR BIZOS SC: Colonel, either the
2	who, the commander of the four members that was there of	2	brigadier didn't know of the existence of this Order, or he
3	the LCRC and asked them to move into the crime scenes - I	3	deliberately avoided asking you whether you videoed the
4	cannot now remember if they were there already – and to	4	proceedings or not –
5	start video graphing immediately, please.	5	MR MADLANGA SC: Mr Chairman,
6	MR BIZOS SC: Did the brigadier ask you	6	Commissioners, I'm loath to again intervene but from what
7	to hand anything over to him?	7	my learned colleague read, or what he read from, he seems
8	LT-COL BOTHA: No, Mr Chair.	8	to be saying that it is the duty of the CJOC to do all of
9	MR BIZOS SC: Didn't he ask you whether	9	the things that he's referring to, and I am not aware at
10	you took a video of what happened?	10	this stage that the brigadier was the CJOC. Perhaps that
11	LT-COL BOTHA: He gave me an instruction	11	should be established first.
1		10	
12	to get in the chopper and make the video. He did not ask	12	MR BIZOS SC: "Every level of command
13	me afterwards to give the video to him.	13	must debrief the levels below it individually." So says
13 14	me afterwards to give the video to him. MR BIZOS SC: I'll read you paragraph 3,	13 14	must debrief the levels below it individually." So says subparagraph 2 of Section 13 of the Order, Mr Chairman. I
13	me afterwards to give the video to him. MR BIZOS SC: I'll read you paragraph 3, or subparagraph 3 of Order 13. "A thorough evaluation must	13	must debrief the levels below it individually." So says subparagraph 2 of Section 13 of the Order, Mr Chairman. I don't know if my learned friend persists in his objection
13 14 15 16	me afterwards to give the video to him. MR BIZOS SC: I'll read you paragraph 3, or subparagraph 3 of Order 13. "A thorough evaluation must be conducted and, if possible, video coverage must be	13 14 15 16	must debrief the levels below it individually." So says subparagraph 2 of Section 13 of the Order, Mr Chairman. I don't know if my learned friend persists in his objection to my question.
13 14 15	me afterwards to give the video to him. MR BIZOS SC: I'll read you paragraph 3, or subparagraph 3 of Order 13. "A thorough evaluation must be conducted and, if possible, video coverage must be shown." Are you saying that this, the directive in the	13 14 15	must debrief the levels below it individually." So says subparagraph 2 of Section 13 of the Order, Mr Chairman. I don't know if my learned friend persists in his objection to my question. CHAIRPERSON: The witness has heard the
13 14 15 16 17 18	me afterwards to give the video to him. MR BIZOS SC: I'll read you paragraph 3, or subparagraph 3 of Order 13. "A thorough evaluation must be conducted and, if possible, video coverage must be shown." Are you saying that this, the directive in the Police Orders was ignored by the brigadier?	13 14 15 16	must debrief the levels below it individually." So says subparagraph 2 of Section 13 of the Order, Mr Chairman. I don't know if my learned friend persists in his objection to my question. CHAIRPERSON: The witness has heard the exchange between the two of you. Perhaps he can answer the
13 14 15 16 17	me afterwards to give the video to him. MR BIZOS SC: I'll read you paragraph 3, or subparagraph 3 of Order 13. "A thorough evaluation must be conducted and, if possible, video coverage must be shown." Are you saying that this, the directive in the	13 14 15 16 17	must debrief the levels below it individually." So says subparagraph 2 of Section 13 of the Order, Mr Chairman. I don't know if my learned friend persists in his objection to my question. CHAIRPERSON: The witness has heard the exchange between the two of you. Perhaps he can answer the question.
13 14 15 16 17 18	me afterwards to give the video to him. MR BIZOS SC: I'll read you paragraph 3, or subparagraph 3 of Order 13. "A thorough evaluation must be conducted and, if possible, video coverage must be shown." Are you saying that this, the directive in the Police Orders was ignored by the brigadier?	13 14 15 16 17 18	must debrief the levels below it individually." So says subparagraph 2 of Section 13 of the Order, Mr Chairman. I don't know if my learned friend persists in his objection to my question. CHAIRPERSON: The witness has heard the exchange between the two of you. Perhaps he can answer the
13 14 15 16 17 18 19	me afterwards to give the video to him. MR BIZOS SC: I'll read you paragraph 3, or subparagraph 3 of Order 13. "A thorough evaluation must be conducted and, if possible, video coverage must be shown." Are you saying that this, the directive in the Police Orders was ignored by the brigadier? LT-COL BOTHA: Sir, I don't say the	13 14 15 16 17 18 19	must debrief the levels below it individually." So says subparagraph 2 of Section 13 of the Order, Mr Chairman. I don't know if my learned friend persists in his objection to my question. CHAIRPERSON: The witness has heard the exchange between the two of you. Perhaps he can answer the question.
13 14 15 16 17 18 19 20	me afterwards to give the video to him. MR BIZOS SC: I'll read you paragraph 3, or subparagraph 3 of Order 13. "A thorough evaluation must be conducted and, if possible, video coverage must be shown." Are you saying that this, the directive in the Police Orders was ignored by the brigadier? LT-COL BOTHA: Sir, I don't say the brigadier ignored it. I, what I said is I did not give my	13 14 15 16 17 18 19 20	<pre>must debrief the levels below it individually." So says subparagraph 2 of Section 13 of the Order, Mr Chairman. I don't know if my learned friend persists in his objection to my question. CHAIRPERSON: The witness has heard the exchange between the two of you. Perhaps he can answer the question. MR BIZOS SC: Well, did he disregard the</pre>
13 14 15 16 17 18 19 20 21	me afterwards to give the video to him. MR BIZOS SC: I'll read you paragraph 3, or subparagraph 3 of Order 13. "A thorough evaluation must be conducted and, if possible, video coverage must be shown." Are you saying that this, the directive in the Police Orders was ignored by the brigadier? LT-COL BOTHA: Sir, I don't say the brigadier ignored it. I, what I said is I did not give my video to him. I'm not, he did not ask me my video. I did	13 14 15 16 17 18 19 20 21	must debrief the levels below it individually." So says subparagraph 2 of Section 13 of the Order, Mr Chairman. I don't know if my learned friend persists in his objection to my question. CHAIRPERSON: The witness has heard the exchange between the two of you. Perhaps he can answer the question. MR BIZOS SC: Well, did he disregard the Order?
13 14 15 16 17 18 19 20 21 22	me afterwards to give the video to him. MR BIZOS SC: I'll read you paragraph 3, or subparagraph 3 of Order 13. "A thorough evaluation must be conducted and, if possible, video coverage must be shown." Are you saying that this, the directive in the Police Orders was ignored by the brigadier? LT-COL BOTHA: Sir, I don't say the brigadier ignored it. I, what I said is I did not give my video to him. I'm not, he did not ask me my video. I did not give him the video.	13 14 15 16 17 18 19 20 21 22	must debrief the levels below it individually." So says subparagraph 2 of Section 13 of the Order, Mr Chairman. I don't know if my learned friend persists in his objection to my question. CHAIRPERSON: The witness has heard the exchange between the two of you. Perhaps he can answer the question. MR BIZOS SC: Well, did he disregard the Order? LT-COL BOTHA: Sir, I cannot say that he
13 14 15 16 17 18 19 20 21 22 23	me afterwards to give the video to him. MR BIZOS SC: I'll read you paragraph 3, or subparagraph 3 of Order 13. "A thorough evaluation must be conducted and, if possible, video coverage must be shown." Are you saying that this, the directive in the Police Orders was ignored by the brigadier? LT-COL BOTHA: Sir, I don't say the brigadier ignored it. I, what I said is I did not give my video to him. I'm not, he did not ask me my video. I did not give him the video. MR BIZOS SC: Did he know that you have	13 14 15 16 17 18 19 20 21 22 23	must debrief the levels below it individually." So says subparagraph 2 of Section 13 of the Order, Mr Chairman. I don't know if my learned friend persists in his objection to my question. CHAIRPERSON: The witness has heard the exchange between the two of you. Perhaps he can answer the question. MR BIZOS SC: Well, did he disregard the Order? LT-COL BOTHA: Sir, I cannot say that he disregarded the Order. He did not ask my video from me. I

		1	
	Page 339		Page 341
1	CHAIRPERSON: To whom did you give your	1	MR BIZOS SC: Were minutes kept at that
2	video – I did what Mr Bizos was rebuked for. I spoke when	2	meeting?
3	the interpreter was speaking. I'm sorry. To whom did you	3	LT-COL BOTHA: Sir, I'm not sure if
4	give your video, Colonel?	4	minutes was kept. I'm sure that, it was actually members
5	LT-COL BOTHA: Sir, procedure is that I	5	coming together. I'm not sure if members, ag, if meetings
6	will keep my video with me and then it will be downloaded	6	were, ag, minutes were kept.
7	later and it will be placed in a docket.	7	MR BIZOS SC: This was a momentous event
8	CHAIRPERSON: Was all that done?	8	in which serious allegations were made against senior
9	LT-COL BOTHA: That was all done.	9	police officers and the people who took part in the
10	CHAIRPERSON: Did anybody call for it	10	shooting. Are you saying you don't remember whether
11	subsequently?	11	minutes were taken or – what did you say at this meeting?
12	LT-COL BOTHA: A copy was given to the SA	12	LT-COL BOTHA: Sir, this was part of the
13	Police Service. If I remember correctly, a copy was given	13	preparation for the presentation of the SA Police Service,
14	to IPID; they requested that, and the evidence leaders saw	14	which you will see.
15	a copy of that.	15	MR BIZOS SC: The question was, what did
16	MR BIZOS SC: Please tell us what	16	you say at this meeting?
17	question the brigadier asked when you say that he asked you	17	LT-COL BOTHA: Well, I was there for a
18	for your opinion. What did he ask you your opinion on?	18	week. We obviously discussed what happened, what was
19	LT-COL BOTHA: Mr Chair, I did not say	19	taken, what photos was taken, was the scenes processed, all
20	that the brigadier asked me for my opinion.	20	the things like that, concerning me.
21	MR BIZOS SC: I'm sorry, I misheard you.	21	[17:35] MR BIZOS SC: Did you say that, "We made
22	What did you say?	22	a mess with it?"
23	CHAIRPERSON: As I understood him, he	23	LT-COL BOTHA: No.
24	said that the brigadier briefed him, in other words told	24	MR BIZOS SC: Did anybody else at that
25	him what had happened. He then immediately sprang into	25	meeting, after knowing that 35 people had been killed, say
	Page 340		Page 342
1	action to arrange for people from the Local Criminal Record	1	that they have made a mess of it and they mustn't do it
2	Centre to be summoned to the scene to do the necessary to	2	again?
3	record what was on the scene. That I understood to be the	3	LT-COL BOTHA: No.
4	evidence. I didn't understand him to go any further than	4	MR BIZOS SC: Have you ever heard in your
5	that, but if you wish to probe the matter further, you may	5	long police career that people should be trained in order
6	do so.	6	not to repeat mistakes or perform illegal acts, that there
7	MR BIZOS SC: Thank you.	7	are Police Standing Orders directing police officers of all
8	CHAIRPERSON: I would say, I think your	8	ranks to be trained properly as to how to behave,
9	almost close to the end of this topic. You've got a fair	9	particularly when they are dealing with large gatherings of
10	amount of material for cross-examining the brigadier when	10	people? Have you ever heard of that?
11	he comes, but there other matters –	11	LT-COL BOTHA: All policemen are trained
12	MR BIZOS SC: I look forward to it.	12	in whichever direction he's working, Mr Chair.
13	CHAIRPERSON: There are other matters to	13	MR BIZOS SC: This sort of generalisation
14	cover with him.	14	you can't get away with when I ask the question.
15	MR BIZOS SC: I look forward to it. Now	15	LT-COL BOTHA: Policemen are trained –
16	the Orders also provide that there has to be a meeting of	16	MR BIZOS SC: I didn't ask you – were you
17	all concerned, all good practices as well as shortcomings	17	trained in the manner in which I have suggested? Making
18	must be recorded as part of a learning process to enhance	18	generalisations when I ask the question of you, please
19	good practices and address to prevent the recurrences of	19	answer the question.
20	identified mistakes. That's what the Order says. Was such	20	LT-COL BOTHA: Are you asking if I'm
21	a meeting held?	21	trained or if I heard that policemen must be trained?
22	LT-COL BOTHA: Mr Chair, I must recall	22	CHAIRPERSON: My understanding is, had
23	now, I think a week after the incident I was part of a	23	you heard at some stage that where an operation takes place
24	Police contingent in Potchefstroom that debriefed this	24	and things go wrong, that people should thereafter be
25	whole situation.	25	trained to ensure that the mistake isn't repeated? I think
2			

	Page 343		Page 345
1	that was the thrust of the –	1	Mr Chairman, members of the Commission. There are quite a
2	LT-COL BOTHA: Is that the question?	2	number of issues that have arisen out of the cross-
3	Yes.	3	examination of Mr Bizos, which I had thought might be
4	MR BIZOS SC: Was any training article or	4	appropriate at another occasion, but the answers that came
5	any training booklet which indicated to you and the Police	5	from the witness are such that I need to canvass some of
6	Force generally as to how to behave in relation to crowd,	6	the questions that have arisen.
7	have you read anything about it?	7	CHAIRPERSON: Are you in a position to
8	LT-COL BOTHA: Not me, because I'm not	8	cross-examine, Mr Mpofu?
9	working in that, Sir.	9	MR MPOFU: No, Chairperson, and very
10	MR BIZOS SC: So insofar as Order 5 says,	10	briefly, our impediment is that insofar as the issues of
11	"Trainers and instructors must attempt the debriefings to	11	the 13th are concerned, the person who was arrested is our
12	review actions taken by members and to rectify improper	12	main witness. You might not remember him, Chairperson, but
13	conduct by means of service training in crowd management	13	on the day he, he's the gentleman who kept on saying "We
14	techniques," did you know about this order?	14	were being shot from a helicopter," and I think he
15	LT-COL BOTHA: Yes, Sir.	15	interacted with you and we had called him to the scene
16	MR BIZOS SC: Did you or any of your	16	specifically for this evidence.
17	superiors take any act as a result of the death of 35	17	CHAIRPERSON: So what you're saying is
18	people on the 16th of March to avoid similar mistakes being	18	you require to take instructions from him –
19	made?	19	MR MPOFU: And [inaudible] ja –
20	CHAIRPERSON: 16th of August.	20	CHAIRPERSON: He is in custody, but we've
21	MR BIZOS SC: I beg your pardon. 16th of	21	been told by Mr Semenya that you will be afforded every
22	August, yes.	22	facility to take instructions from him.
23	LT-COL BOTHA: Mr Chair, as I've said,	23	MR MPOFU: We will do so, Chairperson,
24	that week was part of the building of the presentation of	24	and also hopefully try and get him here on the next
25	the SA Police Service. A lot of things were discussed.	25	occasion. So, and that –
	Page 344		Page 346
1	MR BIZOS SC: Did you absolve yourselves	1	CHAIRPERSON: Alright. There are a few
2	MR BIZOS SC: Did you absolve yourselves as a conclusion, or did you find yourselves wanting?	2	CHAIRPERSON: Alright. There are a few questions I'd like to ask you. The first is, I understood
2 3	MR BIZOS SC: Did you absolve yourselves as a conclusion, or did you find yourselves wanting? LT-COL BOTHA: Just explain the question,	2 3	CHAIRPERSON: Alright. There are a few questions I'd like to ask you. The first is, I understood you to say you arrived at the place where the JOC was
2 3 4	MR BIZOS SC: Did you absolve yourselves as a conclusion, or did you find yourselves wanting? LT-COL BOTHA: Just explain the question, Sir.	2 3 4	CHAIRPERSON: Alright. There are a few questions I'd like to ask you. The first is, I understood you to say you arrived at the place where the JOC was meeting at about 3 o'clock on the 16th. Is that correct?
2 3 4 5	MR BIZOS SC: Did you absolve yourselves as a conclusion, or did you ind yourselves wanting? LT-COL BOTHA: Just explain the question, Sir. MR BIZOS SC: Did you say, we did well by	2 3 4 5	CHAIRPERSON: Alright. There are a few questions I'd like to ask you. The first is, I understood you to say you arrived at the place where the JOC was meeting at about 3 o'clock on the 16th. Is that correct? LT-COL BOTHA: Yes, Mr Chair.
2 3 4 5 6	MR BIZOS SC: Did you absolve yourselves as a conclusion, or did you find yourselves wanting? LT-COL BOTHA: Just explain the question, Sir. MR BIZOS SC: Did you say, we did well by killing 35 people, or did you say that this mustn't happen	2 3 4 5 6	CHAIRPERSON:Alright. There are a fewquestions I'd like to ask you.The first is, I understoodyou to say you arrived at the place where the JOC wasmeeting at about 3 o'clock on the 16th. Is that correct?LT-COL BOTHA:Yes, Mr Chair.CHAIRPERSON:And you understood there to
2 3 4 5 6 7	MR BIZOS SC: Did you absolve yourselves as a conclusion, or did you find yourselves wanting? LT-COL BOTHA: Just explain the question, Sir. MR BIZOS SC: Did you say, we did well by killing 35 people, or did you say that this mustn't happen again?	2 3 4 5 6 7	CHAIRPERSON: Alright. There are a few questions I'd like to ask you. The first is, I understood you to say you arrived at the place where the JOC was meeting at about 3 o'clock on the 16th. Is that correct? LT-COL BOTHA: Yes, Mr Chair. CHAIRPERSON: And you understood there to be an operation, an operation was going to take place which
2 3 4 5 6 7 8	MR BIZOS SC:Did you absolve yourselvesas a conclusion, or did youind yourselves wanting?LT-COL BOTHA:Just explain the question,Sir.MR BIZOS SC:Did you say, we did well bykilling 35 people, or did you say that this mustn't happenagain?LT-COL BOTHA:I will never say that we	2 3 4 5 6 7 8	CHAIRPERSON: Alright. There are a few questions I'd like to ask you. The first is, I understood you to say you arrived at the place where the JOC was meeting at about 3 o'clock on the 16th. Is that correct? LT-COL BOTHA: Yes, Mr Chair. CHAIRPERSON: And you understood there to be an operation, an operation was going to take place which would involve the disarming and dispersal of the people on
2 3 4 5 6 7 8 9	MR BIZOS SC: Did you absolve yourselves as a conclusion, or did you find yourselves wanting? LT-COL BOTHA: Just explain the question, Sir. MR BIZOS SC: Did you say, we did well by killing 35 people, or did you say that this mustn't happen again? LT-COL BOTHA: I will never say that we did well killing 34 people, and I obviously hope that it	2 3 4 5 6 7 8 9	CHAIRPERSON: Alright. There are a few questions I'd like to ask you. The first is, I understood you to say you arrived at the place where the JOC was meeting at about 3 o'clock on the 16th. Is that correct? LT-COL BOTHA: Yes, Mr Chair. CHAIRPERSON: And you understood there to be an operation, an operation was going to take place which would involve the disarming and dispersal of the people on the hill. Is that correct?
2 3 4 5 6 7 8 9 10	MR BIZOS SC: Did you absolve yourselves as a conclusion, or did you find yourselves wanting? LT-COL BOTHA: Just explain the question, Sir. MR BIZOS SC: Did you say, we did well by killing 35 people, or did you say that this mustn't happen again? LT-COL BOTHA: I will never say that we did well killing 34 people, and I obviously hope that it will not happen again.	2 3 4 5 6 7 8 9 10	CHAIRPERSON: Alright. There are a few questions I'd like to ask you. The first is, I understood you to say you arrived at the place where the JOC was meeting at about 3 o'clock on the 16th. Is that correct? LT-COL BOTHA: Yes, Mr Chair. CHAIRPERSON: And you understood there to be an operation, an operation was going to take place which would involve the disarming and dispersal of the people on the hill. Is that correct? LT-COL BOTHA: That's correct, Mr Chair.
2 3 4 5 6 7 8 9 10 11	MR BIZOS SC: Did you absolve yourselves as a conclusion, or did you ind yourselves wanting? LT-COL BOTHA: Just explain the question, Sir. MR BIZOS SC: Did you say, we did well by killing 35 people, or did you say that this mustn't happen again? LT-COL BOTHA: I will never say that we did well killing 34 people, and I obviously hope that it will not happen again. MR BIZOS SC: Thank you [inaudible].	2 3 4 5 6 7 8 9 10 11	CHAIRPERSON: Alright. There are a few questions I'd like to ask you. The first is, I understood you to say you arrived at the place where the JOC was meeting at about 3 o'clock on the 16th. Is that correct? LT-COL BOTHA: Yes, Mr Chair. CHAIRPERSON: And you understood there to be an operation, an operation was going to take place which would involve the disarming and dispersal of the people on the hill. Is that correct? LT-COL BOTHA: That's correct, Mr Chair. CHAIRPERSON: You've been in the area for
2 3 4 5 6 7 8 9 10 11 12	MR BIZOS SC: Did you absolve yourselves as a conclusion, or did you find yourselves wanting? LT-COL BOTHA: Just explain the question, Sir. MR BIZOS SC: Did you say, we did well by killing 35 people, or did you say that this mustn't happen again? LT-COL BOTHA: I will never say that we did well killing 34 people, and I obviously hope that it will not happen again. MR BIZOS SC: Thank you [inaudible]. CHAIRPERSON: No more questions, Mr	2 3 4 5 6 7 8 9 10 11 12	CHAIRPERSON: Alright. There are a few questions I'd like to ask you. The first is, I understood you to say you arrived at the place where the JOC was meeting at about 3 o'clock on the 16th. Is that correct? LT-COL BOTHA: Yes, Mr Chair. CHAIRPERSON: And you understood there to be an operation, an operation was going to take place which would involve the disarming and dispersal of the people on the hill. Is that correct? LT-COL BOTHA: That's correct, Mr Chair. CHAIRPERSON: You've been in the area for some days. You've been there on the 13th and again on the
2 3 4 5 6 7 8 9 10 11 12 13	MR BIZOS SC: Did you absolve yourselves as a conclusion, or did you find yourselves wanting? LT-COL BOTHA: Just explain the question, Sir. MR BIZOS SC: Did you say, we did well by killing 35 people, or did you say that this mustn't happen again? LT-COL BOTHA: I will never say that we did well killing 34 people, and I obviously hope that it will not happen again. MR BIZOS SC: Thank you [inaudible]. CHAIRPERSON: No more questions, Mr Bizos?	2 3 4 5 6 7 8 9 10 11 12 13	CHAIRPERSON: Alright. There are a few questions I'd like to ask you. The first is, I understood you to say you arrived at the place where the JOC was meeting at about 3 o'clock on the 16th. Is that correct? LT-COL BOTHA: Yes, Mr Chair. CHAIRPERSON: And you understood there to be an operation, an operation was going to take place which would involve the disarming and dispersal of the people on the hill. Is that correct? LT-COL BOTHA: That's correct, Mr Chair. CHAIRPERSON: You've been in the area for some days. You've been there on the 13th and again on the 14th, so I take it you knew that there was a concentration
2 3 4 5 6 7 8 9 10 11 12 13 14	MR BIZOS SC:Did you absolve yourselvesas a conclusion, or did youFind yourselves wanting?LT-COL BOTHA:Just explain the question,Sir.Did you say, we did well byMR BIZOS SC:Did you say, we did well bykilling 35 people, or did yousay that this mustn't happenagain?I will never say that wedid well killing 34 people, and I obviously hope that itwill not happen again.MR BIZOS SC:Thank you [inaudible].CHAIRPERSON:No more questions, MrBizos?MR BIZOS SC:MR BIZOS SC:Thank you.	2 3 4 5 6 7 8 9 10 11 12 13 14	CHAIRPERSON: Alright. There are a few questions I'd like to ask you. The first is, I understood you to say you arrived at the place where the JOC was meeting at about 3 o'clock on the 16th. Is that correct? LT-COL BOTHA: Yes, Mr Chair. CHAIRPERSON: And you understood there to be an operation, an operation was going to take place which would involve the disarming and dispersal of the people on the hill. Is that correct? LT-COL BOTHA: That's correct, Mr Chair. CHAIRPERSON: You've been in the area for some days. You've been there on the 13th and again on the 14th, so I take it you knew that there was a concentration of several thousand striking miners on the hill. Is that
2 3 4 5 6 7 8 9 10 11 12 13 14 15	MR BIZOS SC:Did you absolve yourselvesas a conclusion, or did you ind yourselves wanting?LT-COL BOTHA:Just explain the question,Sir.MR BIZOS SC:Did you say, we did well bykilling 35 people, or did you say that this mustn't happenagain?LT-COL BOTHA:I will never say that wedid well killing 34 people, and I obviously hope that itwill not happen again.MR BIZOS SC:Thank you [inaudible].CHAIRPERSON:No more questions, MrBizos?MR BIZOS SC:Thank you.CHAIRPERSON:I ve been asked by one of	2 3 4 5 6 7 8 9 10 11 12 13 14 15	CHAIRPERSON: Alright. There are a few questions I'd like to ask you. The first is, I understood you to say you arrived at the place where the JOC was meeting at about 3 o'clock on the 16th. Is that correct? LT-COL BOTHA: Yes, Mr Chair. CHAIRPERSON: And you understood there to be an operation, an operation was going to take place which would involve the disarming and dispersal of the people on the hill. Is that correct? LT-COL BOTHA: That's correct, Mr Chair. CHAIRPERSON: You've been in the area for some days. You've been there on the 13th and again on the 14th, so I take it you knew that there was a concentration of several thousand striking miners on the hill. Is that correct?
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16	MR BIZOS SC:Did you absolve yourselvesas a conclusion, or did you ind yourselves wanting?LT-COL BOTHA:Just explain the question,Sir.MR BIZOS SC:Did you say, we did well bykilling 35 people, or did you say that this mustn't happenagain?LT-COL BOTHA:I will never say that wedid well killing 34 people, and I obviously hope that itwill not happen again.MR BIZOS SC:Thank you [inaudible].CHAIRPERSON:No more questions, MrBizos?MR BIZOS SC:Thank you.CHAIRPERSON:I ve been asked by one ofthe Commissioners to take a short adjournment so he can	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16	CHAIRPERSON: Alright. There are a few questions I'd like to ask you. The first is, I understood you to say you arrived at the place where the JOC was meeting at about 3 o'clock on the 16th. Is that correct? LT-COL BOTHA: Yes, Mr Chair. CHAIRPERSON: And you understood there to be an operation, an operation was going to take place which would involve the disarming and dispersal of the people on the hill. Is that correct? LT-COL BOTHA: That's correct, Mr Chair. CHAIRPERSON: You've been in the area for some days. You've been there on the 13th and again on the 14th, so I take it you knew that there was a concentration of several thousand striking miners on the hill. Is that correct? LT-COL BOTHA: Yes, Mr Chair.
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17	MR BIZOS SC:Did you absolve yourselvesas a conclusion, or did you ind yourselves wanting?LT-COL BOTHA:Just explain the question,Sir.MR BIZOS SC:Did you say, we did well bykilling 35 people, or did you say that this mustn't happenagain?LT-COL BOTHA:I will never say that wedid well killing 34 people, and I obviously hope that itwill not happen again.MR BIZOS SC:Thank you [inaudible].CHAIRPERSON:No more questions, MrBizos?MR BIZOS SC:Thank you.CHAIRPERSON:I ve been asked by one ofthe Commissioners to take a short adjournment so he canmake a phone call, so we'll take a short adjournment for	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17	CHAIRPERSON: Alright. There are a few questions I'd like to ask you. The first is, I understood you to say you arrived at the place where the JOC was meeting at about 3 o'clock on the 16th. Is that correct? LT-COL BOTHA: Yes, Mr Chair. CHAIRPERSON: And you understood there to be an operation, an operation was going to take place which would involve the disarming and dispersal of the people on the hill. Is that correct? LT-COL BOTHA: That's correct, Mr Chair. CHAIRPERSON: You've been in the area for some days. You've been there on the 13th and again on the 14th, so I take it you knew that there was a concentration of several thousand striking miners on the hill. Is that correct? LT-COL BOTHA: Yes, Mr Chair. CHAIRPERSON: Now the brigadier, you said
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18	MR BIZOS SC:Did you absolve yourselvesas a conclusion, or did you ind yourselves wanting?LT-COL BOTHA:Just explain the question,Sir.MR BIZOS SC:Did you say, we did well bykilling 35 people, or did you say that this mustn't happenagain?LT-COL BOTHA:I will never say that wedid well killing 34 people, and I obviously hope that itwill not happen again.MR BIZOS SC:Thank you [inaudible].CHAIRPERSON:No more questions, MrBizos?MR BIZOS SC:Thank you.CHAIRPERSON:I ve been asked by one ofthe Commissioners to take a short adjournment formake a phone call, so we'll take a short adjournment for	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18	CHAIRPERSON: Alright. There are a few questions I'd like to ask you. The first is, I understood you to say you arrived at the place where the JOC was meeting at about 3 o'clock on the 16th. Is that correct? LT-COL BOTHA: Yes, Mr Chair. CHAIRPERSON: And you understood there to be an operation, an operation was going to take place which would involve the disarming and dispersal of the people on the hill. Is that correct? LT-COL BOTHA: That's correct, Mr Chair. CHAIRPERSON: You've been in the area for some days. You've been there on the 13th and again on the 14th, so I take it you knew that there was a concentration of several thousand striking miners on the hill. Is that correct? LT-COL BOTHA: Yes, Mr Chair. CHAIRPERSON: Now the brigadier, you said asked you to come there to make a video recording of the
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19	MR BIZOS SC:Did you absolve yourselvesas a conclusion, or did you ind yourselves wanting?LT-COL BOTHA:Just explain the question,Sir.MR BIZOS SC:Did you say, we did well bykilling 35 people, or did you say that this mustn't happenagain?LT-COL BOTHA:I will never say that wedid well killing 34 people, and I obviously hope that itwill not happen again.MR BIZOS SC:Thank you [inaudible].CHAIRPERSON:No more questions, MrBizos?MR BIZOS SC:Thank you.CHAIRPERSON:I ve been asked by one ofthe Commissioners to take a short adjournment forfive minutes for him to do that and we will then proceed, Ithink till 6 o'clock, if that's convenient, or not unduly	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19	CHAIRPERSON: Alright. There are a few questions I'd like to ask you. The first is, I understood you to say you arrived at the place where the JOC was meeting at about 3 o'clock on the 16th. Is that correct? LT-COL BOTHA: Yes, Mr Chair. CHAIRPERSON: And you understood there to be an operation, an operation was going to take place which would involve the disarming and dispersal of the people on the hill. Is that correct? LT-COL BOTHA: That's correct, Mr Chair. CHAIRPERSON: You've been in the area for some days. You've been there on the 13th and again on the 14th, so I take it you knew that there was a concentration of several thousand striking miners on the hill. Is that correct? LT-COL BOTHA: Yes, Mr Chair. CHAIRPERSON: Now the brigadier, you said asked you to come there to make a video recording of the operation. Is that correct? That's what you, as you
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20	MR BIZOS SC:Did you absolve yourselvesas a conclusion, or did you find yourselves wanting?LT-COL BOTHA:Just explain the question,Sir.MR BIZOS SC:Did you say, we did well bykilling 35 people, or did you say that this mustn't happenagain?LT-COL BOTHA:I will never say that wedid well killing 34 people, and I obviously hope that itwill not happen again.MR BIZOS SC:Thank you [inaudible].CHAIRPERSON:No more questions, MrBizos?MR BIZOS SC:Thank you.CHAIRPERSON:I've been asked by one ofthe Commissioners to take a short adjournment so he canmake a phone call, so we'll take a short adjournment forfive minutes for him to do that and we will then proceed, Ithink till 6 o'clock, if that's convenient, or not undulyinconvenient. Shall we take five minutes?	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20	CHAIRPERSON: Alright. There are a few questions I'd like to ask you. The first is, I understood you to say you arrived at the place where the JOC was meeting at about 3 o'clock on the 16th. Is that correct? LT-COL BOTHA: Yes, Mr Chair. CHAIRPERSON: And you understood there to be an operation, an operation was going to take place which would involve the disarming and dispersal of the people on the hill. Is that correct? LT-COL BOTHA: That's correct, Mr Chair. CHAIRPERSON: You've been in the area for some days. You've been there on the 13th and again on the 14th, so I take it you knew that there was a concentration of several thousand striking miners on the hill. Is that correct? LT-COL BOTHA: Yes, Mr Chair. CHAIRPERSON: Now the brigadier, you said asked you to come there to make a video recording of the operation. Is that correct? That's what you, as you phrase it – well you don't say it's the brigadier, but
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21	MR BIZOS SC:Did you absolve yourselvesas a conclusion, or did you ind yourselves wanting?LT-COL BOTHA:Just explain the question,Sir.MR BIZOS SC:Did you say, we did well bykilling 35 people, or did you say that this mustn't happenagain?LT-COL BOTHA:I will never say that wedid well killing 34 people, and I obviously hope that itwill not happen again.MR BIZOS SC:Thank you [inaudible].CHAIRPERSON:No more questions, MrBizos?MR BIZOS SC:Thank you.CHAIRPERSON:I've been asked by one ofthe commissioners to take a short adjournment forfive minutes for him to do that and we will then proceed, Ithink till 6 o'clock, if that's convenient, or not undulyinconvenient.Shall we take five minutes?[INQUIRY ADJOURNSINQUIRY RESUMES]	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21	CHAIRPERSON: Alright. There are a few questions I'd like to ask you. The first is, I understood you to say you arrived at the place where the JOC was meeting at about 3 o'clock on the 16th. Is that correct? LT-COL BOTHA: Yes, Mr Chair. CHAIRPERSON: And you understood there to be an operation, an operation was going to take place which would involve the disarming and dispersal of the people on the hill. Is that correct? LT-COL BOTHA: That's correct, Mr Chair. CHAIRPERSON: You've been in the area for some days. You've been there on the 13th and again on the 14th, so I take it you knew that there was a concentration of several thousand striking miners on the hill. Is that correct? LT-COL BOTHA: Yes, Mr Chair. CHAIRPERSON: Now the brigadier, you said asked you to come there to make a video recording of the operation. Is that correct? That's what you, as you phrase it – well you don't say it's the brigadier, but you've explained it was the brigadier. In para 6 you say
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22	MR BIZOS SC:Did you absolve yourselvesas a conclusion, or did you find yourselves wanting?LT-COL BOTHA:Just explain the question,Sir.MR BIZOS SC:Did you say, we did well bykilling 35 people, or did you say that this mustn't happenagain?LT-COL BOTHA:I will never say that wedid well killing 34 people, and I obviously hope that itwill not happen again.MR BIZOS SC:Thank you [inaudible].CHAIRPERSON:No more questions, MrBizos?MR BIZOS SC:Thank you.CHAIRPERSON:I've been asked by one ofthe commissioners to take a short adjournment forfive minutes for him to do that and we will then proceed, Ithink till 6 o'clock, if that's convenient, or not undulyinconvenient. Shall we take five minutes?[INQUIRY ADJOURNSINQUIRY RESUMES][17:45] CHAIRPERSON:The Commission resumes. Mr	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22	CHAIRPERSON: Alright. There are a few questions I'd like to ask you. The first is, I understood you to say you arrived at the place where the JOC was meeting at about 3 o'clock on the 16th. Is that correct? LT-COL BOTHA: Yes, Mr Chair. CHAIRPERSON: And you understood there to be an operation, an operation was going to take place which would involve the disarming and dispersal of the people on the hill. Is that correct? LT-COL BOTHA: That's correct, Mr Chair. CHAIRPERSON: You've been in the area for some days. You've been there on the 13th and again on the 14th, so I take it you knew that there was a concentration of several thousand striking miners on the hill. Is that correct? LT-COL BOTHA: Yes, Mr Chair. CHAIRPERSON: Now the brigadier, you said asked you to come there to make a video recording of the operation. Is that correct? That's what you, as you phrase it – well you don't say it's the brigadier, but you've explained it was the brigadier. In para 6 you say you made a video, or an aerial video recording of the SAPS
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23	MR BIZOS SC: Did you absolve yourselves as a conclusion, or did you find yourselves wanting? LT-COL BOTHA: Just explain the question, Sir. MR BIZOS SC: Did you say, we did well by killing 35 people, or did you say that this mustn't happen again? LT-COL BOTHA: I will never say that we did well killing 34 people, and I obviously hope that it will not happen again. MR BIZOS SC: Thank you [inaudible]. CHAIRPERSON: No more questions, Mr Bizos? MR BIZOS SC: Thank you. CHAIRPERSON: I've been asked by one of the Commissioners to take a short adjournment so he can make a phone call, so we'll take a short adjournment for five minutes for him to do that and we will then proceed, I think till 6 o'clock, if that's convenient, or not unduly inconvenient. Shall we take five minutes? [INQUIRY ADJOURNS INQUIRY RESUMES] [17:45] CHAIRPERSON: The Commission resumes. Mr Ntsebeza is next. Mr Ntsebeza, are you ready to cross-	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23	CHAIRPERSON: Alright. There are a few questions I'd like to ask you. The first is, I understood you to say you arrived at the place where the JOC was meeting at about 3 o'clock on the 16th. Is that correct? LT-COL BOTHA: Yes, Mr Chair. CHAIRPERSON: And you understood there to be an operation, an operation was going to take place which would involve the disarming and dispersal of the people on the hill. Is that correct? LT-COL BOTHA: That's correct, Mr Chair. CHAIRPERSON: You've been in the area for some days. You've been there on the 13th and again on the 14th, so I take it you knew that there was a concentration of several thousand striking miners on the hill. Is that correct? LT-COL BOTHA: Yes, Mr Chair. CHAIRPERSON: Now the brigadier, you said asked you to come there to make a video recording of the operation. Is that correct? That's what you, as you phrase it – well you don't say it's the brigadier, but you've explained it was the brigadier. In para 6 you say you made a video, or an aerial video recording of the SAPS operation, and you told us that the brigadier in fact asked
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22	MR BIZOS SC:Did you absolve yourselvesas a conclusion, or did you find yourselves wanting?LT-COL BOTHA:Just explain the question,Sir.MR BIZOS SC:Did you say, we did well bykilling 35 people, or did you say that this mustn't happenagain?LT-COL BOTHA:I will never say that wedid well killing 34 people, and I obviously hope that itwill not happen again.MR BIZOS SC:Thank you [inaudible].CHAIRPERSON:No more questions, MrBizos?MR BIZOS SC:Thank you.CHAIRPERSON:I've been asked by one ofthe commissioners to take a short adjournment forfive minutes for him to do that and we will then proceed, Ithink till 6 o'clock, if that's convenient, or not undulyinconvenient. Shall we take five minutes?[INQUIRY ADJOURNSINQUIRY RESUMES][17:45] CHAIRPERSON:The Commission resumes. Mr	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22	CHAIRPERSON: Alright. There are a few questions I'd like to ask you. The first is, I understood you to say you arrived at the place where the JOC was meeting at about 3 o'clock on the 16th. Is that correct? LT-COL BOTHA: Yes, Mr Chair. CHAIRPERSON: And you understood there to be an operation, an operation was going to take place which would involve the disarming and dispersal of the people on the hill. Is that correct? LT-COL BOTHA: That's correct, Mr Chair. CHAIRPERSON: You've been in the area for some days. You've been there on the 13th and again on the 14th, so I take it you knew that there was a concentration of several thousand striking miners on the hill. Is that correct? LT-COL BOTHA: Yes, Mr Chair. CHAIRPERSON: Now the brigadier, you said asked you to come there to make a video recording of the operation. Is that correct? That's what you, as you phrase it – well you don't say it's the brigadier, but you've explained it was the brigadier. In para 6 you say you made a video, or an aerial video recording of the SAPS

ARCHIVE FOR JUSTICE

	Page 347		Page 349
1	LT-COL BOTHA: That is correct, Mr Chair.	1	it's the other side.
2	CHAIRPERSON: What time did the	2	CHAIRPERSON: Alright. Now the brigadier
3	helicopter take off?	3	had got you there in order for you to make a video record
4	LT-COL BOTHA: Sir, I cannot remember. I	4	of the operation.
5	don't know.	5	LT-COL BOTHA: Yes.
6	CHAIRPERSON: Approximately?	6	CHAIRPERSON: It appears from what you
7	LT-COL BOTHA: I can have a look, I think	7	tell us that you weren't able to do that because what one
8	I started making the video 15:58 or 16:58. I'm not sure,	8	can describe as the major part of the operation had
9	Sir. No, it must be 15:58.	9	apparently already taken place by the time you started
10	CHAIRPERSON: So effectively 2 minutes to	10	making your recording.
11	4?	11	LT-COL BOTHA: Yes, Mr Chair.
12	LT-COL BOTHA: I do think so, ja. I	12	CHAIRPERSON: And when you got back to
13	stand to be corrected.	13	the JOC and you saw the brigadier, he didn't ask you did
14	CHAIRPERSON: And how long does it take	14	you succeed in making a video recording of the operation,
15	for the helicopter to get from the place where it went up	15	as I understand you. He didn't ask you that question at
16	in the air, up to the scene, the hill?	16	all.
17	LT-COL BOTHA: If I must guess, two, five	17	LT-COL BOTHA: No Sir, I just made, I
18	minutes. It's very close, Sir. A chopper will be, will	18	made a video recording but not specifically of that
19	get there very quickly.	19	operation then, if we take it like that, ja.
20	CHAIRPERSON: From what you've told us it	20	CHAIRPERSON: You were supposed to make a
21	sounds as if by the time you got to the scene the shooting	21	recording of the operation and from what you've told us –
22	was over?	22	I'm not suggesting this is your fault, but you weren't able
23	LT-COL BOTHA: Ja, if you look at the	23	to do that.
24	video, Sir, by the time that I got to the scene – well, by	24	LT-COL BOTHA: That's correct, Sir.
25	the time I first videoed the scene at the kraal the	25	CHAIRPERSON: So the purpose of getting
	Page 348		Page 350
1	shooting already happened.	1	you there in fact failed.
2	CHAIRPERSON: Ja, and presumably if you'd	2	LT-COL BOTHA: If you look at it like
3	seen the shooting taking place even before you were making	3	that, Sir, yes.
4	the video, you'd remember that because it's the kind –	4	CHAIRPERSON: Now we know from one of the
5	LT-COL BOTHA: Yes, Sir, definitely.	5	documents which was made available to us by IPID that
6	CHAIRPERSON: - the kind of incident that	6	Colonel Vermaak was calling for video material that
7	would –	7	afternoon, as I understand it, of the operation. Were you
8	LT-COL BOTHA: I haven't seen it –	8	aware of that?
9	CHAIRPERSON: - you would remember.	9	LT-COL BOTHA: Sorry, Sir, Colonel
10	Alright, so we can accept that your evidence is that when	10	Vermaak did what? I didn't hear.
11	you got to the scene, the shooting was already over.	11	CHAIRPERSON: As far as I can recollect,
12	LT-COL BOTHA: Yes, Mr Chair.	12	in one of the documents we were given by IPID it was stated
13	CHAIRPERSON: And you then went on, you	13	that Colonel Vermaak was asking for video material that
14	then flew on, as it were, to the second scene, and do I	14	very afternoon, of what had happened. He called for it.
15	understand you correctly, the shooting must have been over	15	Did you know about that?
16	there as well?	16	LT-COL BOTHA: No, Sir, I don't know
17	LT-COL BOTHA: Sir, no, I'm not sure.	17	about that.
18	What I'm saying is that the chopper flew in the area and I	18	CHAIRPERSON: Did I understand your
19	made a video what I can, what I could see on the ground.	19	evidence correctly that no-one actually asked you
20	So I did not know – by now we know it's a small koppie and	20	afterwards what you had recorded? You just, I understood
21	a big koppie and there was a shooting. By then I did not	21	you to say, downloaded what you'd recorded and it was put
22	know that, so I'm not sure, or I don't know if I videoed it	22	in the docket.
23	or not. It's difficult in a chopper because it's one-	23	LT-COL BOTHA: No Sir, afterwards I've
24	sided. If you fly the one side then you can only see the	24	given a copy to the SA Police Service –
25	one side, you can only video the one side. When it turns,	25	CHAIRPERSON: Yes, yes –
1.			

ARCHIVE FOR JUSTICE

	Page 35:		Page 353
1	LT-COL BOTHA: Ja, they've asked me –	1	MR MPOFU: Thank you, Chair. Colonel,
2	CHAIRPERSON: That was to be put in the	2	there's just a few issues briefly. How many helicopters
3	docket, I take it.	3	were operating on that day, at least at the same time as
4	LT-COL BOTHA: No, no, they've asked me.	4	yours?
5	No, mine is in my docket. They've asked me for a copy.	5	LT-COL BOTHA: I think it was ours
6	CHAIRPERSON: Oh, they asked you for a	6	included, four.
7	copy. I see. Did anybody ask you if you'd succeeded in	7	MR MPOFU: Four?
8	actually recording the operation?	8	LT-COL BOTHA: Ja.
9	LT-COL BOTHA: No, Mr Chair.	9	MR MPOFU: Thank you. The other
10	CHAIRPERSON: Yes, thank you. There's	10	helicopters, to your knowledge were they also shooting
11	nothing further I propose asking you at this stage. I may	11	footage?
12	ask some questions later. My fellow Commissioners may do	12	LT-COL BOTHA: No, I don't know.
13	so as well. Yes, before Mr Mpofu asks a question, my	13	MR MPOFU: Don't know, thank you. And
14	colleague Advocate Hemraj would like to ask a question as	14	you've been asked many questions and you referred them to a
15	well.	15	Brigadier Van Zyl, or rather you said those would be in
16	MS HEMRAJ SC: Colonel, were you told	16	Brigadier Van Zyl's knowledge, correct?
17	what time the proposed operation would commence?	17	LT-COL BOTHA: Which questions are you
18	LT-COL BOTHA: No, Ma'am, I wasn't told.	18	talking about, Sir?
19	MS HEMRAJ SC: Did you know, Colonel, in	19	MR MPOFU: No, I'm saying some of the
20	which area precisely the operation was going to take place?	20	issues that you were asked about, you said were in the
21	LT-COL BOTHA: Yes, Commissioner, I knew.	21	knowledge of Brigadier Van Zyl. Remember that?
22	MS HEMRAJ SC: And what area was that?	22	CHAIRPERSON: I'm not too certain he said
23	LT-COL BOTHA: I was told that the people	23	knowledge –
24	at the koppie will be disarmed and dispersed.	24	MR MPOFU: And that we should ask him.
25	MS HEMRAJ SC: And when your chopper took	25	CHAIRPERSON: I don't think he said quite
		_	
	Page 35.	2	Page 354
1	Page 35. off, did it go directly to that particular area?	2 1	in the knowledge. He was asked about the compliance $\tilde{with}$
1 2			5
	off, did it go directly to that particular area?	1	in the knowledge. He was asked about the compliance $\tilde{with}$
2	off, did it go directly to that particular area? LT-COL BOTHA: Yes, it flew directly there. MS HEMRAJ SC: Thank you.	1 2	in the knowledge. He was asked about the compliance with Standing Orders, debriefing procedures and so on, and he said, "Well, that's a matter for the brigadier, not me." MR MPOFU: Yes, that's correct. All I
2 3	off, did it go directly to that particular area? LT-COL BOTHA: Yes, it flew directly there.	1 2 3	in the knowledge. He was asked about the compliance with Standing Orders, debriefing procedures and so on, and he said, "Well, that's a matter for the brigadier, not me." MR MPOFU: Yes, that's correct. All I want to establish at this stage is, Brigadier Van Zyl, is
2 3 4	off, did it go directly to that particular area? LT-COL BOTHA: Yes, it flew directly there. MS HEMRAJ SC: Thank you.	1 2 3 4	in the knowledge. He was asked about the compliance with Standing Orders, debriefing procedures and so on, and he said, "Well, that's a matter for the brigadier, not me." MR MPOFU: Yes, that's correct. All I
2 3 4 5	off, did it go directly to that particular area? LT-COL BOTHA: Yes, it flew directly there. MS HEMRAJ SC: Thank you. CHAIRPERSON: As far as you could tell,	1 2 3 4 5	in the knowledge. He was asked about the compliance with Standing Orders, debriefing procedures and so on, and he said, "Well, that's a matter for the brigadier, not me." MR MPOFU: Yes, that's correct. All I want to establish at this stage is, Brigadier Van Zyl, is
2 3 4 5 6	off, did it go directly to that particular area? LT-COL BOTHA: Yes, it flew directly there. MS HEMRAJ SC: Thank you. CHAIRPERSON: As far as you could tell, was the brigadier in charge?	1 2 3 4 5 6	in the knowledge. He was asked about the compliance with Standing Orders, debriefing procedures and so on, and he said, "Well, that's a matter for the brigadier, not me." MR MPOFU: Yes, that's correct. All I want to establish at this stage is, Brigadier Van Zyl, is it that gentleman? Please Brigadier [inaudible]. Brigadier, can you stand up? Ja, is that Brigadier Van Zyl?
2 3 4 5 6 7	off, did it go directly to that particular area? LT-COL BOTHA: Yes, it flew directly there. MS HEMRAJ SC: Thank you. CHAIRPERSON: As far as you could tell, was the brigadier in charge? LT-COL BOTHA: Sorry, Sir – CHAIRPERSON: Who was in charge on the scene as far as you were area	1 2 3 4 5 6 7	<ul> <li>in the knowledge. He was asked about the compliance with Standing Orders, debriefing procedures and so on, and he said, "Well, that's a matter for the brigadier, not me."</li> <li>MR MPOFU: Yes, that's correct. All I</li> <li>want to establish at this stage is, Brigadier Van Zyl, is</li> <li>it that gentleman? Please Brigadier [inaudible].</li> <li>Brigadier, can you stand up? Ja, is that Brigadier Van</li> </ul>
2 3 4 5 6 7 8	off, did it go directly to that particular area? LT-COL BOTHA: Yes, it flew directly there. MS HEMRAJ SC: Thank you. CHAIRPERSON: As far as you could tell, was the brigadier in charge? LT-COL BOTHA: Sorry, Sir – CHAIRPERSON: Who was in charge on the	1 2 3 4 5 6 7 8	in the knowledge. He was asked about the compliance with Standing Orders, debriefing procedures and so on, and he said, "Well, that's a matter for the brigadier, not me." MR MPOFU: Yes, that's correct. All I want to establish at this stage is, Brigadier Van Zyl, is it that gentleman? Please Brigadier [inaudible]. Brigadier, can you stand up? Ja, is that Brigadier Van Zyl?
2 3 4 5 6 7 8 9	off, did it go directly to that particular area? LT-COL BOTHA: Yes, it flew directly there. MS HEMRAJ SC: Thank you. CHAIRPERSON: As far as you could tell, was the brigadier in charge? LT-COL BOTHA: Sorry, Sir – CHAIRPERSON: Who was in charge on the scene as far as you were area.	1 2 3 4 5 6 7 8 9	in the knowledge. He was asked about the compliance with Standing Orders, debriefing procedures and so on, and he said, "Well, that's a matter for the brigadier, not me." MR MPOFU: Yes, that's correct. All I want to establish at this stage is, Brigadier Van Zyl, is it that gentleman? Please Brigadier [inaudible]. Brigadier, can you stand up? Ja, is that Brigadier Van Zyl? LT-COL BOTHA: That's correct.
2 3 4 5 6 7 8 9 10	off, did it go directly to that particular area? LT-COL BOTHA: Yes, it flew directly there. MS HEMRAJ SC: Thank you. CHAIRPERSON: As far as you could tell, was the brigadier in charge? LT-COL BOTHA: Sorry, Sir – CHAIRPERSON: Who was in charge on the scene as far as you were aware? LT-COL BOTHA: On the scene?	1 2 3 4 5 6 7 8 9 10	in the knowledge. He was asked about the compliance with Standing Orders, debriefing procedures and so on, and he said, "Well, that's a matter for the brigadier, not me." MR MPOFU: Yes, that's correct. All I want to establish at this stage is, Brigadier Van Zyl, is it that gentleman? Please Brigadier [inaudible]. Brigadier, can you stand up? Ja, is that Brigadier Van Zyl? LT-COL BOTHA: That's correct. MR MPOFU: Thank you, and then did you
2 3 4 5 6 7 8 9 10 11	off, did it go directly to that particular area? LT-COL BOTHA: Yes, it flew directly there. MS HEMRAJ SC: Thank you. CHAIRPERSON: As far as you could tell, was the brigadier in charge? LT-COL BOTHA: Sorry, Sir – CHAIRPERSON: Who was in charge on the scene as far as you were aware? LT-COL BOTHA: On the scene? CHAIRPERSON: Yes. Or at the JOC and	1 2 3 4 5 6 7 8 9 10 11	in the knowledge. He was asked about the compliance with Standing Orders, debriefing procedures and so on, and he said, "Well, that's a matter for the brigadier, not me." MR MPOFU: Yes, that's correct. All I want to establish at this stage is, Brigadier Van Zyl, is it that gentleman? Please Brigadier [inaudible]. Brigadier, can you stand up? Ja, is that Brigadier Van Zyl? LT-COL BOTHA: That's correct. MR MPOFU: Thank you, and then did you have any interactions with any paramedics?
2 3 4 5 6 7 8 9 10 11 12	off, did it go directly to that particular area? LT-COL BOTHA: Yes, it flew directly there. MS HEMRAJ SC: Thank you. CHAIRPERSON: As far as you could tell, was the brigadier in charge? LT-COL BOTHA: Sorry, Sir – CHAIRPERSON: Who was in charge on the scene as far as you were aware? LT-COL BOTHA: On the scene? CHAIRPERSON: Yes. Or at the JOC and then at the hill itself.	1 2 3 4 5 6 7 8 9 10 11 11	in the knowledge. He was asked about the compliance with Standing Orders, debriefing procedures and so on, and he said, "Well, that's a matter for the brigadier, not me." MR MPOFU: Yes, that's correct. All I want to establish at this stage is, Brigadier Van Zyl, is it that gentleman? Please Brigadier [inaudible]. Brigadier, can you stand up? Ja, is that Brigadier Van Zyl? LT-COL BOTHA: That's correct. MR MPOFU: Thank you, and then did you have any interactions with any paramedics? LT-COL BOTHA: No Sir, I did not.
2 3 4 5 6 7 8 9 10 11 12 13	off, did it go directly to that particular area? LT-COL BOTHA: Yes, it flew directly there. MS HEMRAJ SC: Thank you. CHAIRPERSON: As far as you could tell, was the brigadier in charge? LT-COL BOTHA: Sorry, Sir – CHAIRPERSON: Who was in charge on the scene as far as you were aware? LT-COL BOTHA: On the scene? CHAIRPERSON: Yes. Or at the JOC and then at the hill itself. LT-COL BOTHA: No, not the brigadier,	1 2 3 4 5 6 7 8 9 10 11 12 13	in the knowledge. He was asked about the compliance with Standing Orders, debriefing procedures and so on, and he said, "Well, that's a matter for the brigadier, not me." MR MPOFU: Yes, that's correct. All I want to establish at this stage is, Brigadier Van Zyl, is it that gentleman? Please Brigadier [inaudible]. Brigadier, can you stand up? Ja, is that Brigadier Van Zyl? LT-COL BOTHA: That's correct. MR MPOFU: Thank you, and then did you have any interactions with any paramedics? LT-COL BOTHA: No Sir, I did not. MR MPOFU: No, and did the camera that
2 3 4 5 6 7 8 9 10 11 12 13 14	off, did it go directly to that particular area? LT-COL BOTHA: Yes, it flew directly there. MS HEMRAJ SC: Thank you. CHAIRPERSON: As far as you could tell, was the brigadier in charge? LT-COL BOTHA: Sorry, Sir – CHAIRPERSON: Who was in charge on the scene as far as you were aware? LT-COL BOTHA: On the scene? CHAIRPERSON: Yes. Or at the JOC and then at the hill itself. LT-COL BOTHA: No, not the brigadier, Sir. I think on the scene it was brigadier Calitz. At	1 2 3 4 5 6 7 8 9 10 11 12 13 14	in the knowledge. He was asked about the compliance with Standing Orders, debriefing procedures and so on, and he said, "Well, that's a matter for the brigadier, not me." MR MPOFU: Yes, that's correct. All I want to establish at this stage is, Brigadier Van Zyl, is it that gentleman? Please Brigadier [inaudible]. Brigadier, can you stand up? Ja, is that Brigadier Van Zyl? LT-COL BOTHA: That's correct. MR MPOFU: Thank you, and then did you have any interactions with any paramedics? LT-COL BOTHA: No Sir, I did not. MR MPOFU: No, and did the camera that you were operating, was it able to zoom into the scene?
2 3 4 5 6 7 8 9 10 11 12 13 14 15	off, did it go directly to that particular area? LT-COL BOTHA: Yes, it flew directly there. MS HEMRAJ SC: Thank you. CHAIRPERSON: As far as you could tell, was the brigadier in charge? LT-COL BOTHA: Sorry, Sir – CHAIRPERSON: Who was in charge on the scene as far as you were aware? LT-COL BOTHA: On the scene? CHAIRPERSON: Yes. Or at the JOC and then at the hill itself. LT-COL BOTHA: No, not the brigadier, Sir. I think on the scene it was Brigadier Calitz. At that moment, I haven't been it the JOC that day. The	1 2 3 4 5 6 7 8 9 10 11 12 13 14 15	in the knowledge. He was asked about the compliance with Standing Orders, debriefing procedures and so on, and he said, "Well, that's a matter for the brigadier, not me." MR MPOFU: Yes, that's correct. All I want to establish at this stage is, Brigadier Van Zyl, is it that gentleman? Please Brigadier [inaudible]. Brigadier, can you stand up? Ja, is that Brigadier Van Zyl? LT-COL BOTHA: That's correct. MR MPOFU: Thank you, and then did you have any interactions with any paramedics? LT-COL BOTHA: No Sir, I did not. MR MPOFU: No, and did the camera that you were operating, was it able to zoom into the scene? LT-COL BOTHA: At that moment I did not
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16	off, did it go directly to that particular area? LT-COL BOTHA: Yes, it flew directly there. MS HEMRAJ SC: Thank you. CHAIRPERSON: As far as you could tell, was the brigadier in charge? LT-COL BOTHA: Sorry, Sir – CHAIRPERSON: Who was in charge on the scene as far as you were aware? LT-COL BOTHA: On the scene? CHAIRPERSON: Yes. Or at the JOC and then at the hill itself. LT-COL BOTHA: No, not the brigadier, Sir. I think on the scene it was Brigadier Calitz. At that moment, I haven't been in the JOC that day. The brigadier briefed me outside, Si don't know who was in	1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16	in the knowledge. He was asked about the compliance with Standing Orders, debriefing procedures and so on, and he said, "Well, that's a matter for the brigadier, not me." MR MPOFU: Yes, that's correct. All I want to establish at this stage is, Brigadier Van Zyl, is it that gentleman? Please Brigadier [inaudible]. Brigadier, can you stand up? Ja, is that Brigadier Van Zyl? LT-COL BOTHA: That's correct. MR MPOFU: Thank you, and then did you have any interactions with any paramedics? LT-COL BOTHA: No Sir, I did not. MR MPOFU: No, and did the camera that you were operating, was it able to zoom into the scene? LT-COL BOTHA: At that moment I did not know that that was a scene. I saw, I saw some bodies. I
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17	off, did it go directly to that particular area? LT-COL BOTHA: Yes, it flew directly there. MS HEMRAJ SC: Thank you. CHAIRPERSON: As far as you could tell, was the brigadier in charge? LT-COL BOTHA: Sorry, Sir – CHAIRPERSON: Who was in charge on the scene as far as you were aware? LT-COL BOTHA: On the scene? CHAIRPERSON: Yes. Or at the JOC and then at the hill itself. LT-COL BOTHA: No, not the brigadier, Sir. I think on the scene it was Brigadier Calitz. At that moment, I haven't been in the JOC that day. The brigadier briefed me outside, so I don't know who was in the JOC in charge.	1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17	in the knowledge. He was asked about the compliance with Standing Orders, debriefing procedures and so on, and he said, "Well, that's a matter for the brigadier, not me." MR MPOFU: Yes, that's correct. All I want to establish at this stage is, Brigadier Van Zyl, is it that gentleman? Please Brigadier [inaudible]. Brigadier, can you stand up? Ja, is that Brigadier Van Zyl? LT-COL BOTHA: That's correct. MR MPOFU: Thank you, and then did you have any interactions with any paramedics? LT-COL BOTHA: No Sir, I did not. MR MPOFU: No, and did the camera that you were operating, was it able to zoom into the scene? LT-COL BOTHA: At that moment I did not know that that was a scene. I saw, I saw some bodies. I think I did – ja, it can zoom, yes.
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18	off, did it go directly to that particular area? LT-COL BOTHA: Yes, it flew directly there. MS HEMRAJ SC: Thank you. CHAIRPERSON: As far as you could tell, was the brigadier in charge? LT-COL BOTHA: Sorry, Sir – CHAIRPERSON: Who was in charge on the scene as far as you were aware? LT-COL BOTHA: On the scene? CHAIRPERSON: Yes. Or at the JOC and then at the hill itself. LT-COL BOTHA: No, not the brigadier, Sir. I think on the scene it was Brigadier Calitz. At that moment, I haven't been in the JOC that day. The brigadier briefed me outside, so I don't know who was in the JOC in charge. CHAIRPERSON: I see. Yes, Mr Mpofu, I	1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18	in the knowledge. He was asked about the compliance with Standing Orders, debriefing procedures and so on, and he said, "Well, that's a matter for the brigadier, not me." MR MPOFU: Yes, that's correct. All I want to establish at this stage is, Brigadier Van Zyl, is it that gentleman? Please Brigadier [inaudible]. Brigadier, can you stand up? Ja, is that Brigadier Van Zyl? LT-COL BOTHA: That's correct. MR MPOFU: Thank you, and then did you have any interactions with any paramedics? LT-COL BOTHA: No Sir, I did not. MR MPOFU: No, and did the camera that you were operating, was it able to zoom into the scene? LT-COL BOTHA: At that moment I did not know that that was a scene. I saw, I saw some bodies. I think I did – ja, it can zoom, yes. MR MPOFU: Okay, thank you. Finally -
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19	off, did it go directly to that particular area? LT-COL BOTHA: Yes, it flew directly there. MS HEMRAJ SC: Thank you. CHAIRPERSON: As far as you could tell, was the brigadier in charge? LT-COL BOTHA: Sorry, Sir – CHAIRPERSON: Who was in charge on the scene as far as you were aware? LT-COL BOTHA: On the scene? CHAIRPERSON: Yes. Or at the JOC and then at the hill itself. LT-COL BOTHA: No, not the brigadier, Sir. I think on the scene it was Brigadier Calitz. At that moment, I haven't been in the JOC that day. The brigadier briefed me outside, so I don't know who was in the JOC in charge. CHAIRPERSON: I see. Yes, Mr Mpofu, I think you wanted to ask a question.	1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20	in the knowledge. He was asked about the compliance with Standing Orders, debriefing procedures and so on, and he said, "Well, that's a matter for the brigadier, not me." MR MPOFU: Yes, that's correct. All I want to establish at this stage is, Brigadier Van Zyl, is it that gentleman? Please Brigadier [inaudible]. Brigadier, can you stand up? Ja, is that Brigadier Van Zyl? LT-COL BOTHA: That's correct. MR MPOFU: Thank you, and then did you have any interactions with any paramedics? LT-COL BOTHA: No Sir, I did not. MR MPOFU: No, and did the camera that you were operating, was it able to zoom into the scene? LT-COL BOTHA: At that moment I did not know that that was a scene. I saw, I saw some bodies. I think I did – ja, it can zoom, yes. MR MPOFU: Okay, thank you. Finally - I'm just running through a few issues – finally, there were
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20	off, did it go directly to that particular area? LT-COL BOTHA: Yes, it flew directly there. MS HEMRAJ SC: Thank you. CHAIRPERSON: As far as you could tell, was the brigadier in charge? LT-COL BOTHA: Sorry, Sir – CHAIRPERSON: Who was in charge on the scene as far as you were aware? LT-COL BOTHA: On the scene? CHAIRPERSON: Yes. Or at the JOC and then at the hill itself. LT-COL BOTHA: No, not the brigadier, Sir. I think on the scene it was Brigadier Calitz. At that moment, I haven't been in the JOC that day. The brigadier briefed me outside, so I don't know who was in the JOC in charge. CHAIRPERSON: I see. Yes, Mr Mpofu, I think you wanted to ask a question. MR MPOFU: Thank you, Chairperson. Yes,	1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20	in the knowledge. He was asked about the compliance with Standing Orders, debriefing procedures and so on, and he said, "Well, that's a matter for the brigadier, not me." MR MPOFU: Yes, that's correct. All I want to establish at this stage is, Brigadier Van Zyl, is it that gentleman? Please Brigadier [inaudible]. Brigadier, can you stand up? Ja, is that Brigadier Van Zyl? LT-COL BOTHA: That's correct. MR MPOFU: Thank you, and then did you have any interactions with any paramedics? LT-COL BOTHA: No Sir, I did not. MR MPOFU: No, and did the camera that you were operating, was it able to zoom into the scene? LT-COL BOTHA: At that moment I did not know that that was a scene. I saw, I saw some bodies. I think I did – ja, it can zoom, yes. MR MPOFU: Okay, thank you. Finally - I'm just running through a few issues – finally, there were about 300 people who were made to lie down and were being
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21	off, did it go directly to that particular area? LT-COL BOTHA: Yes, it flew directly there. MS HEMRAJ SC: Thank you. CHAIRPERSON: As far as you could tell, was the brigadier in charge? LT-COL BOTHA: Sorry, Sir – CHAIRPERSON: Who was in charge on the scene as far as you were aware? LT-COL BOTHA: On the scene? CHAIRPERSON: Yes. Or at the JOC and then at the hill itself. LT-COL BOTHA: No, not the brigadier, Sir. I think on the scene it was Brigadier Calitz. At that moment, I haven't been in the JOC that day. The brigadier briefed me outside, so I don't know who was in the JOC in charge. CHAIRPERSON: I see. Yes, Mr Mpofu, I think you wanted to ask a question. MR MPOFU: Thank you, Chairperson. Yes, I just wanted to ask very non-contentious questions which	1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21	in the knowledge. He was asked about the compliance with Standing Orders, debriefing procedures and so on, and he said, "Well, that's a matter for the brigadier, not me." MR MPOFU: Yes, that's correct. All I want to establish at this stage is, Brigadier Van Zyl, is it that gentleman? Please Brigadier [inaudible]. Brigadier, can you stand up? Ja, is that Brigadier Van Zyl? LT-COL BOTHA: That's correct. MR MPOFU: Thank you, and then did you have any interactions with any paramedics? LT-COL BOTHA: No Sir, I did not. MR MPOFU: No, and did the camera that you were operating, was it able to zoom into the scene? LT-COL BOTHA: At that moment I did not know that that was a scene. I saw, I saw some bodies. I think I did – ja, it can zoom, yes. MR MPOFU: Okay, thank you. Finally - I'm just running through a few issues – finally, there were about 300 people who were made to lie down and were being loaded into four, I think, awaiting vans at the second
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22	off, did it go directly to that particular area? LT-COL BOTHA: Yes, it flew directly there. MS HEMRAJ SC: Thank you. CHAIRPERSON: As far as you could tell, was the brigadier in charge? LT-COL BOTHA: Sorry, Sir – CHAIRPERSON: Who was in charge on the scene as far as you were aware? LT-COL BOTHA: On the scene? CHAIRPERSON: Yes. Or at the JOC and then at the hill itself. LT-COL BOTHA: No, not the brigadier, Sir. I think on the scene it was Brigadier Calitz. At that moment, I haven't been in the JOC that day. The brigadier briefed me outside, so I don't know who was in the JOC in charge. CHAIRPERSON: I see. Yes, Mr Mpofu, I think you wanted to ask a question. MR MPOFU: Thank you, Chairperson. Yes, I just wanted to ask very non-contentious questions which might help us in the consultation to prepare for the cross-	1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22	in the knowledge. He was asked about the compliance with Standing Orders, debriefing procedures and so on, and he said, "Well, that's a matter for the brigadier, not me." MR MPOFU: Yes, that's correct. All I want to establish at this stage is, Brigadier Van Zyl, is it that gentleman? Please Brigadier [inaudible]. Brigadier, can you stand up? Ja, is that Brigadier Van Zyl? LT-COL BOTHA: That's correct. MR MPOFU: Thank you, and then did you have any interactions with any paramedics? LT-COL BOTHA: No Sir, I did not. MR MPOFU: No, and did the camera that you were operating, was it able to zoom into the scene? LT-COL BOTHA: At that moment I did not know that that was a scene. I saw, I saw some bodies. I think I did – ja, it can zoom, yes. MR MPOFU: Okay, thank you. Finally - I'm just running through a few issues – finally, there were about 300 people who were made to lie down and were being loaded into four, I think, awaiting vans at the second scene. Did you observe any of that?
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23	off, did it go directly to that particular area? LT-COL BOTHA: Yes, it flew directly there. MS HEMRAJ SC: Thank you. CHAIRPERSON: As far as you could tell, was the brigadier in charge? LT-COL BOTHA: Sorry, Sir – CHAIRPERSON: Who was in charge on the scene as far as you were aware? LT-COL BOTHA: On the scene? CHAIRPERSON: Yes. Or at the JOC and then at the hill itself. LT-COL BOTHA: No, not the brigadier, Sir. I think on the scene it was Brigadier Calitz. At that moment, I haven't been in the JOC that day. The brigadier briefed me outside, so I don't know who was in the JOC in charge. CHAIRPERSON: I see. Yes, Mr Mpofu, I think you wanted to ask a question. MR MPOFU: Thank you, Chairperson. Yes, I just wanted to ask very non-contentious questions which might help us in the consultation to prepare for the cross- examination probably on a later occasion, just so that we	1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23	in the knowledge. He was asked about the compliance with Standing Orders, debriefing procedures and so on, and he said, "Well, that's a matter for the brigadier, not me." MR MPOFU: Yes, that's correct. All I want to establish at this stage is, Brigadier Van Zyl, is it that gentleman? Please Brigadier [inaudible]. Brigadier, can you stand up? Ja, is that Brigadier Van Zyl? LT-COL BOTHA: That's correct. MR MPOFU: Thank you, and then did you have any interactions with any paramedics? LT-COL BOTHA: No Sir, I did not. MR MPOFU: No, and did the camera that you were operating, was it able to zoom into the scene? LT-COL BOTHA: At that moment I did not know that that was a scene. I saw, I saw some bodies. I think I did – ja, it can zoom, yes. MR MPOFU: Okay, thank you. Finally - I'm just running through a few issues – finally, there were about 300 people who were made to lie down and were being loaded into four, I think, awaiting vans at the second scene. Did you observe any of that? LT-COL BOTHA: Yes, I did.

ARCHIVE FOR JUSTICE

## Marikana Commission of Inquiry

1       4?       1       LT-COL BOTHA:       I don't know, Sir.         2       LT-COL BOTHA:       I can't remember, sorry.       2       MR MPOFU:       Thank you, Chair.         3       MR MPOFU:       You don't know how it was       3       CHAIRPERSON:       I wonder if you can help me         4       identified on the ground?       4       on one point. You waparently left, the helicopter took         6       think it's chopper 1, if I'm not mistaken.       5       the operation. You apparently left, the helicopter took         7       MR MPOFU:       And do you know what became of       5       shooting started. By the time you got there, we've agreed         8       the footage that was taken by the LCRC members who were       8       it was over. What would you say if I were to put to you         9       filming from the ground?       9       it's my impression at this stage that whatever was planned         10       LT-COL BOTHA:       Sir, I'm not sure that       10       to be the operation either took place too early, or         11       are any footage of it.       12       completed or start? In other words, what you were suppose         13       MR MPOFU:       You said you phoned the       13       to photograph had either happened by the time you got         14       there, or never happened because of what happ				
2       LT-COL BOTHA:       I can't remember, sory.       2       MR MPOFU:       The Advance of the Social	1		1	Page 357
3       MR MPOFU:       You don't know how it was       3       CHAIRPERSON:       I wonder if you can help me         4       identified on the ground?       4       on one point. You were asked to come and make a film of         6       thick it's chopper 1, if 'm not mistaken       6       of, it would seem something like two minutes before the         8       the footage that was taken by the LCRC members who were       8       it was over. What would you say if I were to put to you         9       filming from the ground?       9       it's mouthing status before the       10         11       they made videos from the ground?       10       to they actaould you say if I were to put to you         12       are any footage of it.       10       to monander of the LCRC to go and video the scene.       13       to photograph had either happened because of what happened, because of what happened because of what happened because of what whappened because of what happened, because of w				-
4       identified on the ground?       4       on one point. You were asked to come and make a film of         5       LT-COL BOTHA:       I cannot remember. Yes, I       6       the operation. You apparently left, the helicopter took         7       MR MPOFU:       And do you know what became of       6       the value sees.       7         8       the footage that was taken by the LCRC members who were       8       the social developer 1, if Tm not sure that       1       10       LT-COL BOTHA:       Sir, Tm not sure that         10       the wave dvoits of the LCRC Do and video the scene.       15       is onnething happened before the operation could actually be         16       arrived at the JOC and I learned that there was so much and so many people killed, I immediately informed them to make       10       the the operation could actually be         16       arrived at the JOC and I learned that there was so much and so many people killed, I immediately informed them to make       10       there, or never happenel before the impression I is any impression at this sage and the impression I is any impression at this sage and the impression I in sage and the act the impression I in sage and the act there wave also four LCRC members on the ground, yes.       11       12       that at II' any the impression I in sage and the impression I in sage and the impression I in sage and the act there wave also four LCRC members on the ground, yes.       12       12       that dwide graph the operation, whide wave there the papened				
5       LT-COL BOTHA:       I cannot remember. Yes, I       5       the operation. You apparently left, the helicopter took         6       think it's chopper 1, if 'I' m ort mistaken.       6       off, it would seem something like two minutes before the footage that was taken by the LCRC members who were       8       the operation. You apparently left, the helicopter took was planed in the footage that was taken by the LCRC members who were       9       if was over. What would you say if I were top top you         11       they made videos from the ground, so I don't know if there       11       something happened before the operation either took place too early, or         12       are are fortage of it.       10       to be the operation either took place too early, or         14       commander of the LCRC to go and video the scene.       13       to photograph had either happened by the time you got         15       urt-COL BOTHA:       N, what time anis when I       16       have, that I'm putting to you? Are you able to comment on         16       arrived at the JOC and I learned that there was so much and       16       have, that I'm putting to you? Are you able to comment on         17       o many people killed, I immediately informed them to no       17       that all?       TC-COL BOTHA:       Mr chair, what, if I had         18       verse in the air, there were also four LCRC members on the       10       ldin't video graph it. So it was either too e			_	
6       think it's chapper 1, if T'm not mistaken.       6       off, it would seem something like two minutes before the MR MPOFU:       And do you know what became       7         7       MR MPOFU:       And do you know what became       7       stoching startel. By the time you got there, we've agreed it was over, we've agreed it was over, we've agreed it was over, what would you say if I were to put up you         9       filming from the ground?       10       LT-COL BOTHA:       Str. I'm not sure that         12       are any foctage of it.       10       to be the operation could actually be commander of the LCRC to go and video the scene.       11         16       ornmander of the LCRC to go and video the scene.       14       there, or enver happened before the pays on bound the impression I         16       arrived at the JOC and I learned that there was so much and so many people killed, I immediately informed them to make i       15       of what took place? Do you understand the impression I         18       videos, yes, ja.       18       LT-COL BOTHA:       It's available.       18       to video graph the operation, whatever happened before the yeu oble to commend on the were in the air, there were also four LCRC members on the ground?       12       14       there, or never happened before the yeu oble to early or you alve		_		
7       MR MPOFU:       And do you know what became of a strated. By the time you got there, we've agreed it the totage that was taken by the LCRC members where op it to you infining from the ground?       8       It was over. What would you say If uwers to put to you if it say inpression at this stage that water was planned it was over. What would you say If uwers to put to you if it say inpression at this stage that whatever was planned to be the operation ether took place too early, or         10       LT-COL BOTHA:       Sir, Tm not sure that       10       to be the operation ether took place too early, or         11       they made videos from the ground, so I don't know if them       13       to photograph had ether happened because of what happened, because of what happened before the operation could actually be to photograph had ether happened because of what happened before the operation could actually be to photograph had ether happened because of what happened before the operation tow.         16       arrived at the JOC BOTHA:       No, what I mean is when I       14       there, or never happened because of what happened before the operation tow.       16         17       ording the air, there were also four LCRC members on the ground, yes.       19       to video graph it. So it was either too early or       22         24       ground?       Yere on the ground, yes.       18       18       to video graph it. So it was either too early or        23       infining from the ground, yes.				
8       the footage that was taken by the LCRC members who were a filting from the ground?       8       it was over. What would you say if I were to put to you of filting from the ground?         9       Illining from the ground?       9       if's my impression at this stage that whatwer was planned to to be the operation ether took place too early, or a sum of the ground actually be in comparison at this stage that whatwer was planned to to be the operation ether took place? Took pace took place?         11       they made videos from the ground, so I don't know if there are my footage of it.       10       something happened before the operation ether took place? To you understand the impression I took place? Do you understand the impression I took ograph had either happened before the owas ether took place? Do you understand the impression I that at all?         11       arrived at the JOC and I learned that there was so much and i took place? Do you understand the impression I to was either the operation ether happened before the owas either the operation ether happened before the owas either the operation ether took and the impression I that at all?         12       mR MPOFU: Where are those videos?       11       LT-COL BOTHA: It's available.       12       iddn't video graph tha either where whappened before the owas either the operation ether words, what were happened before the owas either the operation ether words, what were happened before the owas either to early or the owas either to early or 2         11       Vorong thought you had sid at at at the time when you       2       18       LT-COL BOTHA: They, I, I'm not, I cannot the there were a holding area. <t< td=""><td></td><td></td><td>_</td><td>-</td></t<>			_	-
9       filming from the ground?       9       it's my impression at this stage that whatever was planned         10       LT-COL BOTHA:       Sir, Tm not sure that       10       to be the operation exite took place too early, or         12       are any footage of it.       Sir, Tm not sure that       10       to be the operation exite took place too early, or         13       MR MOFU:       You said you phoned the       13       completed or start? In other words, what you were suppose         15       LT-COL BOTHA:       No, what I mean is when I       16       have, that I'm puting to you? Are you able to comment on         16       arrwed at the JOC and I learned that there was so much and       16       have, that I'm puting to you? Are you able to comment on         17       so many popele killed, I immediately informed them to make       18       LT-COL BOTHA:       Where are those videos?         18       video, yes, ja.       19       to video graph it. So it was either to early or       20         21       MR MPOFU:       Okay, and correct me if I'm       21       didn't video graph it. So it was either to early or       22         22       something, I, don't know.       21       It's object were and it's available.       23       it's available.       24         24       ground?       Frega 36       16       12 <td></td> <td></td> <td></td> <td></td>				
10       LT-COL BOTHA:       Sir, I'm not sure that         11       they made videos from the ground, so I don't know if there         12       are any footage of it.         13       MR MPOFU:       You said you phoned the         14       commander of the LCRC to go and video the scene.       15         15       LT-COL BOTHA:       No, what I mean is whet I         16       arrived at the JOC and I learned that there was so much and         17       so many people killed, I immediately informed them to make         18       Videos, yee, ja.         19       MR MPOFU:       Where are those videos?         20       LT-COL BOTHA:       It's available.         21       Wrong, I thought you had said that at the time when you       24         23       were in the air, there were also four LCRC members on the       21         24       ground?       21       LT-COL BOTHA:       Yes, as far as I know they         25       LT-COL BOTHA:       Yes, as far as I know they       25       were on the ground, yes.       - said we'd stop at 6.         2       MR MPOFU:       And what happened to their       - said we'd stop at 6.       15         3       they kere and holding area - not       14       arearalous reasons why we can't contime ower the nexd				
11       they made videos from the ground, so I don't know if there       11       something happened before the operation could actually be         12       are any footage of it.       12       completed or start? In other words, what you were suppose         14       commander of the LCRC to go and video the scene.       13       to there way people killed, I immediately informed them to meet as         16       arrived at the JOC and I learned that there was so much and       of what took place? Do you afterstand the impression I         17       that at IT putting to you? Are you able to comment on         18       videos, yes, ja.       16         19       MR MPOFU:       Where are those videos?       18         20       LT-COL BOTHA:       IY sealable.       17         21       MR MPOFU:       Okay, and correct me if I'm       14         22       wrong I, thought you had said that at the time when you       24       idin't video graph It. So it was either too early or         23       were on the ground, yes.       12       14       date tod so. We will resume on Monday morning. The         24       ground?       14       and what happened to their       14         3       recordings, if any?       1       able to do so. We will resume on Monday morning. The         4       queston       they were				
12       are any footage of it.       12       completed or start? In other words, what you were supposed to photograph had either happened by the time you got to photograph had either happened by the time you got to photograph had either happened by the time you got the complete killed. I immediately informed them to make it with the you and that there was so much and it with a with a phote are those wideos?       13       there, or never happened because of what that photemed because of what happened because of what happened because of what were it happened and it with a with a so was all all?         16       arrived at the JOC and I learned that there was so much and it wither are those wideos?       16       have, that T mutting to you? Are you able to comment on that all?         17       MR MPOFU: Where are those wideos?       18       LT-COL BOTHA: It's available.       14       there, or never happened because of what they have metal and it'' wideo graph it. So it was either tho penetion, whatever happened and I       14       that all?         18       VIC-OL BOTHA: It's available.       12       don't know.       12       something, I don't know.         28       were in the air, there were also for LCRC members on the ground?       18       LT-COL BOTHA: It's available.       12       don't know.         29       were on the ground, yes.       18       able to do so. We will resume on Monday morning. The are various reasons why we can't continue over the next there was a holding area.       14       there days. The main one is this auditorium will o yout know what happened to				
13       MR MPOFU:       You said you phoned the       13       to photograph had either happened by the time you got         14       commander of the LCRC to go and video the scene.       14       there, or never happened because of what happened, becau         15       LT-COL BOTHA:       No, what I mean is when I       16       have, that I'm putting to you? Are you able to comment on         18       videos, yes, ja.       16       have, that I'm putting to you? Are you able to comment on         19       work MPOFU:       Where are those videos?       18       LT-COL BOTHA:       If a vailable.         20       wore in the air, there were also four LCRC members on the       19       to video graph it. So it was either too early or         21       were in the air, there were also four LCRC members on the       21       (lft:OS)       CHAIRPERSON:       - said we'd stop at 6.         25       UT-COL BOTHA:       Yes, as far as I know they       25       your evidence today, Colonel. I'm sorry we haven't been         2       MR MPOFU:       And what happened to their       are various reasons why we can't continue over the nexit         3       there days.       1       able to do so. We will resume on Monday morning. The         4       VallerRESON:       The question is, do you know what happened to them?       14         6       yo				
14       commander of the LCRC to go and video the scene.       14       there, or never happened because of what happened, because of what ha				
15       LT-COL BOTHA:       No, what I mean is when I       15       of what took place? Do you understand the impression I         16       arrived at the JOC and I learned that there was so much and so many people killed, I immediately informed them to make       16       have, that I'm putting to you? Are you able to comment on I         17       so many people killed, I immediately informed them to make       17       thave, that I'm putting to you? Are you able to comment on I         18       victors, yes, ja.       ILT-COL BOTHA:       Mr Chair, what, if I had         19       MR MPOFU:       Where are those videos?       19       to video graph the operation that, well it happened and I         20       LT-COL BOTHA:       It's available.       20       were in the air, there were also four LCRC members on the       21       idin't video graph it. So it was either too early or       22         21       were on the ground, yes.       21       II:05I CHAIRPERSON:       - said we'd stop at 6.       24       TS already after 6. I had honed that we could finish         2       MR MPOFU:       And what happened to their       1       able to do so. We will resume on Monday morning. The Y       7       are various reasons why we can't continue over the next is available. We're adjourning now until 9 o'clock on Mond       7       [IAURPERSON:       That's what I wanted to 1       3       there dalys. The main one is this auditorium is not		<i>,</i> .		
16       arrived at the JOC and I learned that there was so much and       16       have, that I'm putting to you? Are you able to comment on         17       so many people killed, I immediately informed them to make       17       that at all?         18       videos, yes, ja.       18       LT-COL BOTHA:       Mr Chair, what, if I had         19       MR MPOFU:       Where are those videos?       19       to video graph the operation, whatever happened before the         20       LT-COL BOTHA:       It's available.       20       video graph the operation, whatever happened before the         21       MR MPOFU:       Okay, and correct me if I'm       20       was either the operation that, well it happened and I         22       were in the air, there were also four LCRC members on the       21       (idn't video graph the operation, whatever happened before the         23       were on the ground, yes.       -       12       (idn't video graph the operation, whatever happened to the         24       ground?       -       -       said that at hold more ment on       23         3       Nrc Noll, yes.       -       14       It's already after 6. 1 had hoped that we could finish         25       LT-COL BOTHA:       They, J, I'm not, I cannot       4       available.       4       available.       4       available.		_		
17       so many people killed, I immediately informed them to make       17       that at all?         18       videos, yes, ja.       18       LT-COL BOTHA:       Mr Chair, what, if I had         19       MR MPOFU:       Where are those videos?       19       to video graph the operation, whatever happened before the         20       LT-COL BOTHA:       It's available.       10       was either the operation that, well it happened and I         21       MR MPOFU:       Okay, and correct me if I'm       20       was either the operation that, well it happened and I         22       worng, I thought you had said that at the time when you       was either the operation that, well it happened and I         23       were in the air, there were also four LCRC members on the       20       idin't video graph it. So it was either too early or         24       ground?       L't-COL BOTHA:       Yes, as far as I know they       23         7       MR MPOFU:       And what happened to their       are various reasons why we can't continue over the next         3       three days. The main one is this auditorium is not       available.       4         4       three days. The main one is this auditorium is not       4         5       say that they, I think they were at a holding area.       7       [INQUIRY ADJOURNED]         6		·		
18       videos, yes, ja.       18       LT-COL BOTHA:       Mr Chair, what, if I had         19       MR MPOFU:       Where are those videos?       19       to video graph the operation, whatever happened before the         20       LT-COL BOTHA:       It's available.       20       was either the operation that, well it happened and I         21       MR MPOFU:       Okay, and correct me if I'm       21       dint't video graph the operation, whatever happened before the         22       wrong, I thought you had said that at the time when you       22       something, I don't know.         23       were in the air, there were also four LCRC members on the       21       idin't video graph it. So it was either too early or         24       ground?       22       something, I don't know.       23       something, I don't know.         25       LT-COL BOTHA:       Yes, as far as I know the?       2       something, I don't know.       24         26       MR MPOFU:       And what happened to their       3       aleb to do so. We will resume on Monday morning. The         27       MR MPOFU:       And what happened to their       available.       We're adjourning now until 9 o'clock on Mond         3       there days.       The mostion adjourns.       7       [INQUIRY ADJOURNED]         8       question. Th				
19       MR MPOFU:       Where are those videos?         20       LT-COL BOTHA:       It's available.         21       MR MPOFU:       Okay, and correct me if I'm         22       woreg, I thought you had said that at the time when you         23       were in the air, there were also four LCRC members on the         24       ground?       23         25       LT-COL BOTHA:       Yes, as far as I know they         26       LT-COL BOTHA:       Yes, as far as I know they         27       Page 356       - said we'd stop at 6.         24       It's already after 6. I had hoped that we could finish         25       LT-COL BOTHA:       Yes, as far as I know they         28       recordings, if any?       1         4       LT-COL BOTHA:       They, I, I'm not, I cannot         5       say that they, I think they were at a holding area - not       6         6       think, they were at a holding area.       7         7       CHAIRPERSON:       That's not an answer to the         8       question. The question is, do you know what happened to them?       10         10       you revidence.       Fit COL BOTHA:         11       LT-COL BOTHA:       That's what I wanted to         12       say				
20       LT-COL BOTHA:       It's available.       20       was either the operation that, well it happened and I         21       MR MPOFU:       Okay, and correct me if I'm       21       didn't video graph it. So it was either too early or         22       wrong, I thought you had said that at the time when you       22       something, I don't know.       23         23       were in the air, there were also four LCRC members on the ground?       21       It's already after 6.       I had hoped that we could finish         25       LT-COL BOTHA:       Yes, as far as I know they       23       your evidence today, Colonel. I'm sorry we haven't been         Page 356         1       were on the ground, yes.       1       able to do so. We will resume on Monday morning. The recordings, if any?       1       able to do so. We will resume on Monday morning. The recordings, if any?       1       able to do so. We will resume on wonday morning. The recordings, if any?       1       able to do so. We will resume on Monday morning. The recordings, if any?       1       able to do so. We will resume on Monday morning. The recording area - not       6       forming, the 29th, when you will be able to continue will or you know what happened to them?       1       1       1         11       LT-COL BOTHA:       That's not an answer to the available.       9       -       1       1       1       1       1<				
21       MR MPOFU:       Okay, and correct me if I'm       21       didn't video graph it. So it was either too early or         22       wrong, I thought you had said that at the time when you       22       semthing, I don't know.         23       were in the air, there were also four LCRC members on the ground?       23       [18:05]       CHAIRPERSON:       - said we'd stop at 6.         24       ground?       24       It's already after 6. I had hoped that we could finish       25         25       LT-COL BOTHA:       Yes, as far as I know they       23       (are various reasons why we can't continue over the next         2       were on the ground, yes.       1       able to do so. We will resume on Monday morning. The         3       recordings, if any?       3       three days. The main one is this auditorium is not         4       LT-COL BOTHA:       They, I, I'm not, I cannot       4       available. We're adjourning now until 9 o'clock on Mond         5       say that they, I think they were at a holding area.       5       morning, the 29th, when you will be able to continue will         6       thirk, they were at a holding area.       6       your evidence. The Commission adjourns.         7       CHAIRPERSON:       That's not an answer to the       7       [INQUIRY ADJOURNED]         8       question. The question is, do yo				
22       wrong, I thought you had said that at the time when you       22       something, I don't know.         23       were in the air, there were also four LCRC members on the       23       [18:05] CHAIRPERSON: - said we'd stop at 6.         24       ground?       23       LT-COL BOTHA: Yes, as far as I know they       23       [18:05] CHAIRPERSON: - said we'd stop at 6.         25       LT-COL BOTHA: Yes, as far as I know they       25       your evidence today, Colonel. I'm sorry we haven't been         26       MR MPOFU: And what happened to their       2       available. We can't continue over the next         3       three days. The main one is this auditorium is not       4       available. We're adjourning now until 9 o'clock on Mond         4       LT-COL BOTHA: They, I, I'm not, I cannot       5       morning, the 29th, when you will be able to continue wil         5       say that they, I think they were at a holding area.       7       [INQUIRY ADJOURNED]       8         9       uestion. The question is, do you know what happened to       9       1       1         11       LT-COL BOTHA: That's what I wanted to       11       1       1         12       say, I don't think they took any videos because they were       1       1       1         12       say, I don't think they took any videos because they were       1				
23       were in the air, there were also four LCRC members on the       23       [18:05]       CHAIRPERSON: - said we'd stop at 6.         24       ground?       24       It's already after 6. I had hoped that we could finish         25       LT-COL BOTHA:       Yes, as far as I know they       25         7       MR MPOFU:       And what happened to their       2       able to do so.       We were also monoday morning. The         7       CALRPERSON:       They, I, I'm not, I cannot       3       three days. The main one is this auditorium is not         8       question.       The question is, do you know what happened to       9       worle adjourning now until 9 o'clock on Monod         9       the videos - if there were any videos that they took, do       9       .       III.         10       your evidence.       The digurning now until 9 o'clock on Monod       .         11       LT-COL BOTHA:       That's not an answer to the       7       [INQUIRY ADJOURNED]       8         12       say, I don't think they took any videos because they were       10       .       .       .         13       LT-COL BOTHA:       That's why you see       15       .       .       .         14       MR MPOFU:       Okay.       .       .       .       .				
24       ground?       24       It's already after 6. I had hoped that we could finish         25       LT-COL BOTHA:       Yes, as far as I know they       25       your evidence today, Colonel. I'm sorry we haven't been         7       MR MPOFU:       And what happened to their       1       able to do so. We will resume on Monday moring. The         8       usere on the ground, yes.       1       able to do so. We will resume on Monday moring. The         4       LT-COL BOTHA:       They, I, I'm not, I cannot       4       available. We're adjourning now until 9 o'clock on Mond         5       say that they, I think they were at a holding area - not       5       morning, the 29th, when you will be able to continue will         6       thik, they were at a holding area.       7       [INQUIRY ADJOURNED]       8         7       CHAIRPERSON:       That's not an answer to the       7       [INQUIRY ADJOURNED]         8       question. The question is, do you know what happened to them?       10       .       .         9       the videos - if there were any videos because they were       11       .       .         13       at holding area 1.       13       .       .         14       MR MPOFU:       Okay.       14       .       .         15       LT-COL BOTHA: </td <td></td> <td></td> <td></td> <td>-</td>				-
25       LT-COL BOTHA:       Yes, as far as I know they       25       your evidence today, Colonel. I'm sorry we haven't been         Page 335       Page 335         1       were on the ground, yes.       1       able to do so. We will resume on Monday morning. The are various reasons why we can't continue over the next         2       MR MPOFU:       And what happened to their       2       are various reasons why we can't continue over the next         3       thore days. The main one is this auditorium is not       4       available. We're adjourning now until 9 o'clock on Mond         5       say that they, I think they were at a holding area.       6       your evidence. The Commission adjourns.         7       CHAIRPERSON:       That's not an answer to the       7       [INQUIRY ADJOURNED]         8       question. The question is, do you know what happened to       8       .         10       you know what happened to them?       10       .         11       LT-COL BOTHA:       That's what I wanted to       11       .         12       say, I don't think they took any videos because they were       12       .       .         13       at holding area 1.       13       .       .         14       MR MPOFU:       Okay.       14       .       . <td< td=""><td></td><td></td><td></td><td></td></td<>				
Page 356       Page 356         1       were on the ground, yes.       able to do so. We will resume on Monday morning. The         2       MR MPOFU:       And what happened to their       are various reasons why we can't continue over the next         3       recordings, if any?       three days. The main one is this auditorium is not         4       LT-COL BOTHA:       They, I, I'm not, I cannot       available. We're adjourning now until 9 o'clock on Mondo         5       say that they, I think they were at a holding area - not       morning, the 29th, when you will be able to continue will         6       think, they were at a holding area.       fullowing area.         7       CHAIRPERSON:       That's not an answer to the       guestion. The question is, do you know what happened to         8       question. The question is, do you know what thappened to       s.       guestion.         9       the videos - if there were any videos that they took, do       guestion.       guestion.         10       say, I don't think they took any videos because they were       10       .         11       LT-COL BOTHA:       That's why you see       15       .         15       LT-COL BOTHA:       That's why you see       15       .         16       induity and the period they had been monitoring the       19       .		-		
1       were on the ground, yes.       1       able to do so. We will resume on Monday morning. The         2       MR MPOFU:       And what happened to their       2       are various reasons why we can't continue over the next         3       recordings, if any?       3       three days. The main one is this auditorium is not         4       LT-COL BOTHA:       They, I, I'm not, I cannot       4       available. We're adjourning now until 9 o'clock on Mond         5       say that they, I think they were at a holding area - not       5       morning, the 29th, when you will be able to continue will         6       thik, they were at a holding area.       6       your evidence. The Commission adjourns.         7       CHAIRPERSON:       That's not an answer to the       7       [INQUIRY ADJOURNED]         8       question. The question is, do you know what happened to       8       .       9         9       the videos - if there were any videos that they took, do       9       .       10         10       you know what happened to them?       10       .       .         12       say, I don't think they took any videos because they were       12       .       .         13       at holding area 1.       13       .       .       .         14       MR MPOFU:	25		25	your evidence today, colonel. This only we haven't been
2MR MPOFU:And what happened to their2are various reasons why we can't continue over the next3recordings, if any?3three days. The main one is this auditorium is not4LT-COL BOTHA:They, I, I'm not, I cannot4available. We're adjourning now until 9 o'clock on Mond5say that they, I think they were at a holding area.6morning, the 29th, when you will be able to continue will6think, they were at a holding area.7CHAIRPERSON:That's not an answer to the7CHAIRPERSON:That's not an answer to the7[INQUIRY ADJOURNED]8question. The question is, do you know what happened to9.9the videos - if there were any videos that they took, do9.10you know what happened to them?1011LT-COL BOTHA:That's what I wanted to11.12say, I don't think they took any videos because they were1213at holding area 1.1314MR MPOFU:Okay.1415LT-COL BOTHA:That's why you see15.16[inaudible].1617MR MPOFU:Okay, I promise this is really17.18now the last question. Brigadier Van Zyl at the bail19.19application testified that they had been monitoring the19.20situation at the Joint Operation Centre which was located20 </td <td></td> <td></td> <td></td> <td>Page 358</td>				Page 358
3recordings, if any?3three days. The main one is this auditorium is not4LT-COL BOTHA:They, I, I'm not, I cannot4available. We're adjourning now until 9 o'clock on Mond5say that they, I think they were at a holding area.5morning, the 29th, when you will be able to continue will7CHAIRPERSON:That's not an answer to the68question. The question is, do you know what happened to7[INQUIRY ADJOURNED]8.9.9the videos - if there were any videos that they took, do9.10usnow what happened to them?10.11LT-COL BOTHA:That's what I wanted to1112say, I don't think they took any videos because they were12.13three days. The Main MPOFU:Okay.14.14MR MPOFU:Okay.14.15LT-COL BOTHA:That's why you see15.16[inaudible].1617MR MPOFU:Okay. I promise this is really18.18now the last question. Brigadier Van Zyl at the bail19.19aplication testified that they had been monitoring the19.20at Lonmin, and I don't expect you to, because you said you21.21they were monitoring, who was taking it throughout the day23.23they were monitoring who was taking it throughout the day23.24and what became			1	
4LT-COL BOTHA:They, I, I'm not, I cannot4available. We're adjourning now until 9 o'clock on Mond5say that they, I think they were at a holding area.5morning, the 29th, when you will be able to continue will6think, they were at a holding area.6your evidence. The Commission adjourns.7CHAIRPERSON:That's not an answer to the7[INQUIRY ADJOURNED]8question. The question is, do you know what happened to8.9the videos - if there were any videos that they took, do9.10you know what happened to them?10.11LT-COL BOTHA:That's what I wanted to1112say, I don't think they took any videos because they were12.13at holding area 1.13.14MR MPOFU:Okay.14.15LT-COL BOTHA:That's why you see15.16[inaudibe].1617MR MPOFU:Okay, I promise this is really17.19application testified that they had been monitoring the19.19application testified that they had been monitoring the19.20situation at the Joint Operation Centre which was located20.21at Lonmin, and I don't expect you to, because you said you21.22didn't go to the JOC, but do you know that the footage that22.23they were monitoring, who was taking it throughout the day <t< td=""><td></td><td></td><td></td><td>-</td></t<>				-
5say that they, I think they were at a holding area - not think, they were at a holding area.5morning, the 29th, when you will be able to continue will your evidence. The Commission adjourns.7CHAIRPERSON: uperstanding area.6your evidence. The Commission adjourns.7CHAIRPERSON: uperstanding area.7[INQUIRY ADJOURNED]8question. The question is, do you know what happened to the videos - if there were any videos that they took, do you know what happened to them?8.10LT-COL BOTHA: think they took any videos because they were at holding area 1.10.14MR MPOFU: (Inaudible].Okay.14.15LT-COL BOTHA: (Inaudible].That's why you see15.16[inaudible].1617MR MPOFU: operation testified that they had been monitoring the situation at the Joint Operation Centre which was located 2118.13at Lonmin, and I don't expect you to, because you said you 222123they were monitoring, who was taking it throughout the day 242324and what became of it?Would you have any knowledge of 2424.				
6think, they were at a holding area.6your evidence. The Commission adjourns.7CHAIRPERSON: That's not an answer to the7[INQUIRY ADJOURNED]8question. The question is, do you know what happened to8.9the videos - if there were any videos that they took, do9.10you know what happened to them?10.11LT-COL BOTHA: That's what I wanted to11.12say, I don't think they took any videos because they were12.13at holding area 1.13.14MR MPOFU: Okay.14.15LT-COL BOTHA: That's why you see15.16[inaudible].16.17MR MPOFU: Okay, I promise this is really17.18now the last question. Brigadier Van Zyl at the bail18.19application testified that they had been monitoring the19.20situation at the Joint Operation Centre which was located20.21at Lonmin, and I don't expect you to, because you said you21.22didn't go to the JOC, but do you know that the footage that22.23they were monitoring, who was taking it throughout the day23.24and what became of it? Would you have any knowledge of24.				
7CHAIRPERSON:That's not an answer to the a question. The question is, do you know what happened to b question. The question is, do you know what happened to7[INQUIRY ADJOURNED]9the videos - if there were any videos that they took, do you know what happened to them?9.10you know what happened to them?10.11LT-COL BOTHA:That's what I wanted to at holding area 1.11.13at holding area 1.13.14MR MPOFU:Okay.14.15LT-COL BOTHA:That's why you see15.16[inaudible].1617MR MPOFU:Okay, I promise this is really17.18now the last question.Brigadier Van Zyl at the bail18.19application testified that they had been monitoring the application at the Joint Operation Centre which was located 2020.21at Lonmin, and I don't expect you to, because you said you 242123they were monitoring, who was taking it throughout the day 2423			-	
8question. The question is, do you know what happened to89the videos - if there were any videos that they took, do910you know what happened to them?1011LT-COL BOTHA:That's what I wanted to1112say, I don't think they took any videos because they were1213at holding area 1.1314MR MPOFU:Okay.1415LT-COL BOTHA:That's why you see1516[inaudible].16.17MR MPOFU:Okay, I promise this is really1718now the last question. Brigadier Van Zyl at the bail1819application testified that they had been monitoring the1920situation at the Joint Operation Centre which was located2021at Lonmin, and I don't expect you to, because you said you2122didn't go to the JOC, but do you know that the footage that2223they were monitoring, who was taking it throughout the day2324and what became of it? Would you have any knowledge of24		· · ·		
9the videos - if there were any videos that they took, do9.10you know what happened to them?10.11LT-COL BOTHA: That's what I wanted to11.12say, I don't think they took any videos because they were12.13at holding area 1.13.14MR MPOFU: Okay.14.15LT-COL BOTHA: That's why you see15.16[inaudible].16.17MR MPOFU: Okay, I promise this is really1718now the last question. Brigadier Van Zyl at the bail1819application testified that they had been monitoring the1920situation at the Joint Operation Centre which was located2021at Lonmin, and I don't expect you to, because you said you2122didn't go to the JOC, but do you know that the footage that2223they were monitoring, who was taking it throughout the day2324and what became of it? Would you have any knowledge of24				[INQUIRY ADJOURNED]
10you know what happened to them?1011LT-COL BOTHA:That's what I wanted to1112say, I don't think they took any videos because they were1213at holding area 1.1314MR MPOFU:Okay.1415LT-COL BOTHA:That's why you see1516[inaudible].1617MR MPOFU:Okay, I promise this is really1718now the last question. Brigadier Van Zyl at the bail1819application testified that they had been monitoring the1920situation at the Joint Operation Centre which was located2021at Lonmin, and I don't expect you to, because you said you2122didn't go to the JOC, but do you know that the footage that2323they were monitoring, who was taking it throughout the day2324and what became of it? Would you have any knowledge of24				•
11LT-COL BOTHA:That's what I wanted to1112say, I don't think they took any videos because they were1213at holding area 1.1314MR MPOFU:Okay.15LT-COL BOTHA:That's why you see16[inaudible].1617MR MPOFU:Okay, I promise this is really18now the last question. Brigadier Van Zyl at the bail1819application testified that they had been monitoring the1920situation at the Joint Operation Centre which was located2021at Lonmin, and I don't expect you to, because you said you2122didn't go to the JOC, but do you know that the footage that2323they were monitoring, who was taking it throughout the day2324and what became of it? Would you have any knowledge of24				
12say, I don't think they took any videos because they were12.13at holding area 1.13.14MR MPOFU:Okay.14.15LT-COL BOTHA:That's why you see15.16[inaudible].16.17MR MPOFU:Okay, I promise this is really17.18now the last question. Brigadier Van Zyl at the bail18.19application testified that they had been monitoring the19.20situation at the Joint Operation Centre which was located20.21at Lonmin, and I don't expect you to, because you said you21.23they were monitoring, who was taking it throughout the day23.24and what became of it? Would you have any knowledge of24.				•
13at holding area 1.1314MR MPOFU:Okay.1415LT-COL BOTHA:That's why you see1516[inaudible].1617MR MPOFU:Okay, I promise this is really1718now the last question.Brigadier Van Zyl at the bail1819application testified that they had been monitoring the1920situation at the Joint Operation Centre which was located2021at Lonmin, and I don't expect you to, because you said you2122didn't go to the JOC, but do you know that the footage that2223they were monitoring, who was taking it throughout the day2324and what became of it? Would you have any knowledge of24				•
14MR MPOFU:Okay.14.15LT-COL BOTHA:That's why you see15.16[inaudible].16.17MR MPOFU:Okay, I promise this is really17.18now the last question. Brigadier Van Zyl at the bail18.19application testified that they had been monitoring the19.20situation at the Joint Operation Centre which was located20.21at Lonmin, and I don't expect you to, because you said you21.22didn't go to the JOC, but do you know that the footage that22.23they were monitoring, who was taking it throughout the day23.24and what became of it? Would you have any knowledge of24.				
15LT-COL BOTHA:That's why you see15.16[inaudible].16.17MR MPOFU:Okay, I promise this is really17.18now the last question.Brigadier Van Zyl at the bail18.19application testified that they had been monitoring the19.20situation at the Joint Operation Centre which was located20.21at Lonmin, and I don't expect you to, because you said you21.22they were monitoring, who was taking it throughout the day23.23they were monitoring it? Would you have any knowledge of24.		-		•
16[inaudible].1617MR MPOFU:Okay, I promise this is really1718now the last question. Brigadier Van Zyl at the bail1819application testified that they had been monitoring the1920situation at the Joint Operation Centre which was located2021at Lonmin, and I don't expect you to, because you said you2122didn't go to the JOC, but do you know that the footage that2223they were monitoring, who was taking it throughout the day2324and what became of it? Would you have any knowledge of24				•
17MR MPOFU:Okay, I promise this is really1718now the last question. Brigadier Van Zyl at the bail1819application testified that they had been monitoring the1920situation at the Joint Operation Centre which was located2021at Lonmin, and I don't expect you to, because you said you2122didn't go to the JOC, but do you know that the footage that2223they were monitoring, who was taking it throughout the day2324and what became of it? Would you have any knowledge of24				•
18now the last question. Brigadier Van Zyl at the bail1819application testified that they had been monitoring the1920situation at the Joint Operation Centre which was located2021at Lonmin, and I don't expect you to, because you said you2122didn't go to the JOC, but do you know that the footage that2223they were monitoring, who was taking it throughout the day2324and what became of it? Would you have any knowledge of24				•
19application testified that they had been monitoring the situation at the Joint Operation Centre which was located at Lonmin, and I don't expect you to, because you said you didn't go to the JOC, but do you know that the footage that they were monitoring, who was taking it throughout the day and what became of it? Would you have any knowledge of19.2021222324				•
20situation at the Joint Operation Centre which was located2021at Lonmin, and I don't expect you to, because you said you2122didn't go to the JOC, but do you know that the footage that2223they were monitoring, who was taking it throughout the day2324and what became of it? Would you have any knowledge of24				•
21at Lonmin, and I don't expect you to, because you said you2122didn't go to the JOC, but do you know that the footage that2223they were monitoring, who was taking it throughout the day2324and what became of it? Would you have any knowledge of24				•
22didn't go to the JOC, but do you know that the footage that2223they were monitoring, who was taking it throughout the day2324and what became of it? Would you have any knowledge of24		-		•
<ul> <li>23 they were monitoring, who was taking it throughout the day</li> <li>24 and what became of it? Would you have any knowledge of</li> <li>24 .</li> </ul>				•
24 and what became of it? Would you have any knowledge of 24 .				•
				•
23 unat: 23				
The manage of the	25	Limity le you oth	25	

ARCHIVE FOR JUSTICE

#### Rustenburg

				Page
A	358:6	<b>alia</b> 225:24	applications 212:16	315:11 331:16 338:3
abandoned 219:20	admission 249:4	allegations 341:8	<b>apply</b> 253:13	342:20 350:13 351:11
abandonment 219:21	<b>admit</b> 241:5	alleged 284:16	appointed 244:24	asks 261:13 296:24
<b>able</b> 206:14 207:24	Adv 229:21 238:14	allegedly 209:10	appreciate 246:15	351:13
212:1 226:17 243:16	239:14 256:16 272:18	282:14 283:17 288:24	307:23	aspect 241:2 245:13
244:12 245:6 246:12	272:20	289:24 298:11	appreciative 226:19	266:16
255:24 256:5,7 269:6	advance 232:16 274:23	<b>allow</b> 228:2 248:7	228:25	assessment 238:1
271:18 272:10 299:24	advanced 277:14	allowances 324:22	approach 204:18	assist 204:11 228:22
335:25 349:7,22	Advancement 247:3	allowed 223:13	209:14 210:10 213:9	239:12 241:1 244:24
354:14 357:16 358:1	advantage 212:13	alluded 218:9	approached 209:6	246:12,18 272:23
358:5	215:23	<b>aloud</b> 216:5	appropriate 206:1,10	assistance 227:9,20
<b>aboard</b> 299:14	adverse 211:23	alphabetical 282:7	209:21 211:24 212:2	246:5 254:10 256:6
absolutely 205:17,25	advice 208:20	alright 251:1 279:21	236:19,21 238:5,9	assisted 229:21 254:10
206:7 221:8,11 274:1	advised 220:22 249:8	282:1 295:1 346:1	266:21,23 326:11,15	assisting 227:7
absolve 344:1	Advocate 229:19	348:10 349:2	327:4 345:4	assume 203:11 205:2
absurd 209:8	238:17 351:14	alternative 335:20	approvingly 274:9	207:2 221:10 264:8
accelerate 259:22	aerial 286:9,18 287:15	amazement 212:25	approximately 299:18	Assuming 270:21
accept 265:9 322:9	287:24 288:1 290:17	amount 244:25 304:8	347:6	assurance 240:24
348:10	291:20 293:12 294:17	305:23 340:10	<b>apropos</b> 250:4	249:20,21
accepted 224:25 230:9	297:23 299:8 346:22	amounts 296:11	arc 289:2,3	attached 276:16
251:3	afar 216:6	amplified 319:24	area 231:14 232:9	attained 242:6
access 249:8,8	affidavit 208:24	analogous 206:3	234:2 235:23 236:3	attempt 270:16 295:9
accommodated 260:7	<b>affirm</b> 275:22	analysis 277:15	240:7 243:3 268:24	295:14 343:11
accompanied 232:5	afforded 345:21	anger 235:17 243:6	279:25 287:24 289:19	attempts 234:18 271:8
account 262:13,22	aforesaid 236:2	angles 254:22 255:4	290:17 309:12,16,19	attend 256:6 297:14
accounts 226:15	afraid 254:19,21 262:6	260:20 261:2,3,10,11	311:19,20 321:7	298:25 302:4
accuracy 318:24	Africa 204:19 210:7	announced 275:19	346:11 348:18 351:20	attendance 282:19
achieve 232:23	217:11 227:12 231:1	answer 267:9 272:3	351:22 352:1 356:5,6	attended 284:10,12,25
achieving 232:20	African 215:12 219:14	318:19,21 319:2,5	356:13	291:18,19 295:23
acquiescence 249:4	220:1,2,2,13 223:4,11 223:12 231:15 232:12	322:10 323:12 326:14	areas 232:17	297:18 300:19
acquiescing 248:20	247:4 249:12 251:7	330:10 338:18 342:19 356:7	aren't 244:12 261:15	attending 292:23 297:19
act 218:5 220:5,6	257:21,23 262:10		argue 327:9 argument 252:4	attention 226:21
221:13 222:1 227:25	267:12 276:15,17	answering 208:24 330:9	arguments 248:9	244:19,22 246:1
230:5 343:17	323:22	answers 247:19 319:23	arisen 250:1 345:2,6	252:18
acted 205:21	Africans 232:14	345:4	arrange 256:20 340:1	attorney 307:18,21
acting 229:22	Africa's 323:7	anticipate 213:8 247:18	arranged 257:7,10	attorneys 239:23 257:6
action 205:10 208:7,8	aftermath 337:22	255:14 259:19	arrangement 255:9	257:11
221:1,20 340:1	afternoon 208:2 252:21	anticipated 204:13	256:21	attraction 234:8
actions 206:3 223:1	256:2 272:9 298:1	anticipating 207:5	arrangements 253:11	attributed 234:13
343:12	301:21 302:21 309:22	anticipatory 205:10	256:3,20 257:3	audible 266:10
actively 211:11	318:14 335:12 350:7	206:2	arranging 237:19	audience 265:6
acts 220:24 342:6	350:14	anybody 267:22,24	arrest 207:3 250:17	auditorium 252:25
actual 237:6 add 206:25 208:16	ag 283:19 326:4 341:5	278:14 313:16,25	arrested 203:6 207:1	254:17 260:12 265:15
add 200.25 208.16 additional 298:18	341:6	314:7 328:12 339:10	207:15 210:23,25	319:22 358:3
address 203:19,20	agencies 204:11 215:13	341:24 351:7	211:22 212:16 220:4	August 221:4,18
209:19 210:17 221:1	agent 223:12	anymore 226:7 297:8	345:11	230:15 236:5 240:3
209.19 210.17 221.1 227:1 229:17 312:16	agree 217:14 248:16	anyway 212:5 240:15	arrests 211:17,18 219:1	251:21 252:18 253:22
340:19	266:3 323:5,13,19	251:7 253:17	arrive 316:16,18	291:18,18 292:24
addressed 216:25	331:9 334:22	apart 211:2 216:8	arrived 293:3 302:18	294:18 298:10,12,19
221:9 241:9 262:11	agreed 237:22 268:21	apologise 254:11	302:19,21 303:4,9	301:22 311:16 312:12
addressing 229:7 283:7	275:4 357:7	337:10	312:10 313:4,5 318:5	316:17 343:20,22
adequately 218:25	agreeing 268:18	apparently 273:11	346:3 355:16	avail 234:16
adjacent 273:9	agreement 230:2 231:9	289:24 290:3 349:9	arrives 278:12,16	available 216:16
adjourn 236:25 272:23	231:11 248:24 275:2	357:5	article 343:4	228:25 251:5,22
273:1 307:23	agreements 228:22	appear 268:12 290:18	aside 217:7	259:13 264:10,15,16
adjourned 222:18,19	ahead 256:22	291:15	asked 210:8 238:18	265:21 267:13 268:22
257:18 273:11 358:7	Aid 204:19 210:7	appearance 205:8	250:18 266:5 270:17	269:20,20 271:5
adjourning 358:4	air 219:23,23 297:22	appearing 206:4 282:4	290:2 300:14 318:7	272:9 273:19 274:3
adjournment 236:16	300:10 347:16 355:23	appears 215:16 258:10	326:12,13 335:9	274:16 278:18 350:5
236:20 255:9,23	air-conditioning 203:3	260:18 267:17 268:16	336:3 339:17,17,20	355:20 358:4
258:3 275:18 307:24	203:10,14	291:6 295:7 349:6	344:15 346:18,23	avoid 272:5 323:10
308:3 344:16,17	Al 259:12 260:1 261:5	applicable 215:13	350:19 351:1,4,5,6	343:18
adjourns 237:1 256:1	261:9 269:4 270:12	application 210:9	353:14,20 354:1	avoided 218:1,7 338:3
275:20 308:5 344:21	270:16,24	212:24 213:7 218:16	357:4	<b>await</b> 211:6
f. muth Kelm	Albert 221:9,10	232:4 356:19	asking 264:15 296:13	awaiting 208:10 354:21

Tel: 011 021 6457 Fax: 011 440 9119

RealTime Transcriptions

## Marikana Commission of Inquiry

				<b>D</b>
	1			Page
awake 323:20	behave 342:8 343:6	briefing 335:19	<b>B5</b> 288:6,6	carrying 220:15
awarded 277:16	belabour 243:14	briefly 217:12 250:2,3	<b>B6</b> 290:16 291:5,7	cartridge 288:19,21,22
aware 241:10 261:5	believe 244:16 255:10	345:10 353:2	<b>B8</b> 290:25 291:16	289:5,14,15,21,21,22
338:9 350:8 352:9	257:5 269:6	brigadier 213:6 292:25	293:13	296:10,25
awkward 203:22	belongs 231:2,20	293:3 301:19,23	<b>B9</b> 292:6	cartridges 295:20
A197/3 222:8	Belt 230:2 234:3	302:10,11,24 303:6		296:2,7
	beneficial 242:6	303:22 312:11 315:4	С	CAS 282:9 283:14,15
B	benefit 216:5 246:9	315:5 317:1,5,12,23	C 283:13,23 285:21	283:19,19,21 284:9
<b>B</b> 280:25 282:16 285:21	265:14 333:6	318:11 319:16 324:1	286:25 287:1,2	284:23 285:1,7
286:17 287:1,3	benefited 223:16	324:2,8,14,20,23	288:15 290:9,13	287:16,18,18,19,20
288:11,12 290:10,12	bereaved 246:5	326:8,22 327:17	293:10 302:6,7 309:2	287:24 288:3,25
290:23 293:16 309:3	best 232:21 258:6 264:7	335:5,16,21 336:6,18	310:2	290:17,19,19 291:14
309:6,17 310:2,5,5,6	270:12 295:8,13	336:20 337:16,22	<b>calibre</b> 226:8	290:17,19,19 291:14
310:21	324:16 326:14	338:2,10 339:17,20	<b>Calitz</b> 352:14	CASA 247:4
Ba 228:9,12 229:11	<b>better</b> 247:18 324:10	339:24 340:10 346:17	call 209:18,21 211:24	case 203:18 205:3
				206:3 232:7 240:2,18
230:3,9,12 231:2,11	beyond 223:18 242:13	346:20,21,23 349:2	212:14 214:17 215:9	
231:14 232:24 233:17	256:10	349:13 352:6,13,14	217:16,19 227:19	282:12,13 299:3
233:24 234:10,14,24	<b>big</b> 243:18 268:7	352:16 353:15,16,21	246:22 247:8 251:3	326:13 333:22,25
235:3,10,19 236:6,13	335:24 348:21	354:3,5,6,7,7 356:18	259:4 261:7 266:12	<b>cases</b> 282:6 288:19,21
238:15 239:10	<b>bigger</b> 280:7	brigadiers 337:18	268:11 270:21,22	288:22 289:5,16,21
back 209:2 225:9,17	<b>bit</b> 251:18 323:22	bring 223:17	272:16 286:15,16	289:21 296:10,25
242:21 291:24 299:7	bites 247:24	bringing 219:23 245:25	288:7 290:10 307:25	299:2
300:13 322:11 327:19	black 219:18 220:13	Brits 230:23	312:15 319:11 322:6	CAS137/08/2012
335:1,12 349:12	290:1	broad 215:9 217:25	335:15 339:10 344:17	213:17
background 229:6	<b>blame</b> 223:11,14	218:9 248:10 250:20	called 208:20 212:23	CAS138 213:23
<b>backup</b> 240:6	blanket 290:7	broadcast 215:20	213:4,8 218:12 220:5	categories 207:22
backward 248:2	<b>block</b> 288:16,18	broadcasting 325:6,9	220:21,22 221:9	216:11
bad 207:23	<b>blood</b> 277:14 288:22	broadcasts 257:20,20	223:16 225:11 229:24	category 246:6
badge 311:21,22	304:2	broader 218:12	240:6 242:20 248:11	cause 234:8
Bafokeng 230:20,21	bloodshed 236:6	broadly 216:23 334:3	301:11 302:3 317:1	caused 212:19
<b>bail</b> 212:15,24 213:7	<b>blue</b> 288:20	brought 244:21 249:13	317:21 318:1 345:15	causes 215:12 216:14
218:16 356:18	bluntly 323:6	322:18	350:14	217:9,10,15 223:18
bakkie 305:18	<b>board</b> 319:13	Budlender 210:6 251:3	calling 212:3,6 350:6	241:23,24 243:13
ballistic 289:7,10	boarded 312:18,19	251:10 252:16,24	callous 224:3	CC 289:19
ballpark 305:3	boarding 320:2	253:14,18,19,20	camera 270:13,13,17	CCC 288:2
balls 288:20	<b>Bob</b> 228:1,10 230:13	254:18 255:2,20	276:20,23 313:20	cease 268:20
Bapo 228:9,12 229:11	231:18 236:8 238:18	256:7,9 257:6,16	314:3,18,19,25	centralised 275:5
229:18 230:3,9,12,21	239:9	263:3,9,12 264:7,19	354:13	centre 218:14,19
230:22 231:2,11,14	<b>bodies</b> 242:11 300:15	264:22 269:14,16	cameras 269:9 314:5	220:21 229:14 276:24
232:24 233:17,24	300:24 301:24 302:2	270:7 271:12 272:7	canvass 345:5	276:25 277:25 332:10
234:10,14,23 235:3,8	302:4,6,8,16 303:5,11	272:12 274:9 294:21	can't 205:2 264:1	332:23 334:16 340:2
235:10,19 236:6,13	310:7 328:15,17,20	build 258:4,9	269:17,21 271:18	356:20
238:15 239:10	328:23 329:2,8,10,10	building 343:24	272:2 297:4 305:2,18	centred 215:10
bar 219:20	329:13,20,25 330:7	<b>bullet</b> 289:15 290:8	306:1,18,19 307:15	certain 257:24 265:4
barbed 252:22 328:22	330:11,18,23,24	bullets 288:20 295:19	308:23 313:5 321:11	279:25 303:24 327:2:
Bareng 229:19	331:3 354:16	296:1,2,25	321:13 324:5 325:2,3	334:16 353:22
bargained 206:20	body 242:12,14,14,15	<b>bundle</b> 222:9 286:17	325:21 334:3 342:14	certainly 216:19
barracks 219:5	283:20 284:9 288:3	287:3,6	355:2 358:2	Chabedi 227:1,2,22
base 232:13	283:20 284.9 288.3 288:14 291:21,22	<b>bundles</b> 237:22	cap 290:6	Chairman 232:18
			<b>▲</b>	
based 218:19 279:4	297:21,22 301:25	<b>burden</b> 235:7 <b>Burgen</b> 246:25 247:2	capable 243:1 271:3	253:3 254:18 255:7
<b>basic</b> 204:13 231:16	307:14 309:2 330:2	Burger 246:25 247:2	Cape 256:23 260:6	256:17 257:16 260:3
234:11 243:25,25	boil 234:13	298:3,5,9,13,22 299:4	capital 218:13 219:13	264:19 267:4 272:16
basis 223:6 230:8 231:4	<b>bold</b> 234:23	300:14	220:7 223:16	272:22 276:9,10
BBC 263:1	<b>booklet</b> 343:5	burnt 242:13 244:8	Captain 284:12 287:25	282:3,5 285:11,20
bear 276:11 326:15	<b>border</b> 230:20	business 332:7	303:15	286:24 292:13 309:2
bed 223:6	<b>bottom</b> 224:18 287:19	<b>busy</b> 208:15 249:23,25	caption 291:23	318:18 319:14,18
BEE 220:15	310:19	303:9	capture 299:25	320:23 338:5,14
befall 243:10	box 270:23 271:2	<b>B1</b> 281:3 286:18 293:18	car 244:7,7	345:1
beg 228:13,20 233:7	breadwinners 207:14	298:6 301:12 308:9	care 266:15	Chamber 225:15
262:3 333:23 335:3	break 210:22 236:23	308:11 310:10	career 342:5	chance 214:24 224:16
343:21	brevity 270:22	<b>B2</b> 286:19	careful 325:23	changed 244:10 292:18
beginning 323:15	brief 247:4 250:4	<b>B22</b> 281:3	carefully 334:20	331:19
behalf 203:6,9 205:9	335:16	<b>B3</b> 286:18,18,19 287:13	carry 206:9 214:25	changes 292:13,18
	briefed 208:5 218:25	294:1,2	233:22 240:15 248:17	changing 333:5
225:3 226:21 228:1		,		
	335:2,5,16 337:23	<b>B4</b> 287:22 288:6 294:1	286:22 297:8 319:1,3	channels 246:15
225:3 226:21 228:1		,		

Tel: 011 021 6457 Fax: 011 440 9119

RealTime Transcriptions

# Marikana Commission of Inquiry

## Rustenburg

				Page
220:25	274:19	265:2,9 266:14	concerning 235:17	continued 234:22
characterised 204:5	close 238:5 283:8	commentator 261:13	341:20	continues 203:11 221:8
220:24	288:23 329:24 330:13	comments 265:5	concerns 231:17	235:11
charge 224:1 352:6,8	340:9 347:18	269:14 327:4,7,8	318:22	contract 232:6,10
352:17	closer 251:19 319:24	Commissioner 222:5,7	conclude 262:19	contractual 234:21
charged 209:3 211:13	closest 284:19	222:20,21,25 238:14	concludes 251:2	contradicted 268:5
212:18 250:21	closing 203:19 222:19	238:17 262:12,20	concluding 225:23	contributory 217:10
<b>charges</b> 207:8 217:6 249:10	235:25 238:11 closure 241:25	263:7,15,19 264:5,11 264:12,13 265:22	<b>conclusion</b> 218:6 241:2 324:9 344:2	controlling 324:9 convenience 227:19
charter 230:4,6 231:15	closure 241.23 clothes 315:8	204.12,15 205.22 351:21	conclusions 261:14,15	convenient 252:11
231:16 232:11,12,21	codes 218:4	commissioners 206:19	concomitant 220:25	344:19
237:14	cohesion 234:25	206:22 210:3 224:15	221:20	conversation 214:21
chase 325:25	collaboration 220:10	227:3 228:15 229:5	conditions 223:3	conversations 316:6
checked 271:3	colleague 210:11	234:17 235:10 236:12	231:16 235:6 242:18	324:4
checking 271:4	219:11 250:13 284:2	238:11 251:15 252:8	conducive 248:6	convey 245:9 248:20
chest 284:24	311:15 337:8 338:7	252:10 276:9,12	conduct 248:3 265:25	296:1
chief 238:17 267:10	351:14	277:6 280:3 293:6	297:14 343:13	conveyed 206:13
chiefs 220:11,14	colleagues 203:9	295:3 338:6 344:16	conducted 336:16	copies 272:8
children 226:3 239:3,3	204:18 210:4,18	351:12	conference 212:22	<b>copy</b> 274:23 291:4
choice 217:3	212:19 215:3 216:17	committed 227:7	262:11,21 263:15	339:12,13,15 350:24
<b>chopper</b> 300:9 313:4,5 313:7,9,13,15,17,20	217:14 273:6 280:3	Committee 218:24	264:9 confess 205:2	351:5,7 Cornelius 272:16 276:4
313:7,9,13,15,17,20 314:10 315:2,12,14	303:7,9,13 318:7 collected 296:10	<b>commodified</b> 242:19 <b>common</b> 224:2 242:4,4	confident 275:7	<b>correct</b> 205:7,11
315:16 319:15 321:6	collection 278:7	248:24 324:8	confined 227:16	219:12 221:9,11
321:7,9 323:14,18	collectively 213:2	commonly 230:1 232:5	confirm 280:17,18	238:1,2 240:11,17
327:19 331:7 336:12	collusion 218:11,12	communicated 222:21	281:25 285:25 292:10	241:2,4 271:11 272:6
347:18 348:18,23	219:10,10,13 220:6	231:10	299:21 302:19 309:24	278:24 280:17 281:21
351:25 354:25 355:6	220:16	communication 326:9	316:20 330:22	282:21 283:10,25
choppers 354:24	collusions 248:1	327:13	confirmed 221:17	284:6,20 291:8,13
<b>chopper's</b> 325:17	colonel 276:4,11 277:1	communities 232:17	281:20 294:24	292:13,14 293:2
<b>circle</b> 331:7	277:12 280:9 282:4	235:6	<b>confused</b> 239:6,6	295:10 296:8 298:8
circuit 255:11	282:18 285:24 287:14	community 228:2,9,12	consecutively 281:13	299:9 301:9,13
circulate 273:6	294:14 295:7 297:12	228:13,23 229:12,18	consent 249:4	314:12 319:2 332:18
circulated 280:4	298:5 299:7 307:9	230:3,7,9,12,14 231:2	consider 208:20	334:5 346:4,9,10,15
circumstances 205:20 207:23 228:11 237:9	308:10 311:16,20	231:5,9,12,14,18,20	considerable 235:4	346:19,25 347:1
civilian 283:20,22	312:4,6 316:15 323:8 323:19 324:18 327:1	231:22,24 232:8,15 232:24 233:9,12,25	consideration 234:7 Constable 270:22,23	349:24 353:16 354:4 354:9 355:21
284:9,24 288:15	330:10 332:2 333:12	232.24 255.9,12,25 234:11,14,15,19,20	271:7 272:1	corrected 347:13
civilians 301:11,15	337:6 338:1 339:4	234:24 235:1,3,8,11	constant 234:22	correctly 213:16
<b>CJOC</b> 334:20 338:8,10	350:6,9,13 351:16,19	235:15,21,24 236:7,9	Constitution 247:4	233:11,14 266:8
<b>claim</b> 209:8	353:1 357:25	236:12 238:16 239:10	constitutional 242:5	291:4 299:21 317:24
claims 205:5,13,16	<b>colour</b> 219:20	companies 229:13	243:25	329:22 332:14,16
clarify 257:17 261:12	come 217:8 219:7	232:8,11 234:5 261:2	consult 225:25 226:12	339:13 348:15 350:19
clarity 222:10 264:5	232:18 238:7 240:6	company 232:9	244:13 272:10 273:25	correctness 322:9
299:13 318:24	242:17 255:17 256:23	<b>compare</b> 268:16	consultation 207:18	corroborated 268:5
classification 278:8	270:6 272:25 299:7	comparison 278:9	352:22	corrupt 220:11
clear 203:23 212:16	300:13 316:25 322:11	complete 206:22	consultations 295:7	<b>couldn't</b> 314:5 323:17
218:16 250:12 258:13 262:19 264:1,2	326:1 336:24 346:18 346:24 357:4	277:24 completed 276:21	<b>consulting</b> 226:11 <b>contact</b> 210:6 244:22	328:8 council 247:3 253:6
319:21 323:11 326:23	346:24 357:4 comes 257:20 258:8,23	<b>completed</b> 276:21 277:14 357:12	245:10 246:11	councillors 255:12
clearly 245:2 246:6	290:3 340:11	completeness 293:15	contained 213:6 215:11	counsel 207:17 233:5
247:14 258:14 264:11	comfortable 223:6	compliance 237:14	227:5,6	251:16 326:13
264:14 266:4 274:10	coming 226:7 241:1	354:1	<b>contains</b> 253:25	counselling 246:5
319:1	256:13 341:5	complied 249:18	contaminated 332:21	253:16 256:6
client 240:24 249:7	command 338:12	comply 337:18	contemplated 205:13	count 304:12 305:24
clients 216:20 245:5,9	commander 334:15	composite 261:1,4,8,9	contend 265:12	country 219:14,25
246:6	336:2 355:14	261:13 269:8	contending 296:3	220:9 232:4 243:18
Clinic 247:2	commemoration	comprehensive 267:6	<b>content</b> 292:11	couple 236:17 272:23
clip 252:8,14 254:12,15	224:20	computers 276:10	contentious 294:5	<b>course</b> 207:12 208:10
258:4,8,15 259:3,10 259:16,25 260:2	<b>commence</b> 319:9 351:17	comrades 209:4 concede 207:12	<b>context</b> 248:14 249:2 254:6 258:4	212:9,24 228:4 251:13,23 262:25
262:16,16,18,25	<b>commenced</b> 252:22	concentration 346:13	contingent 340:24	269:22,24 276:22
263:7,9,13 270:25	commendable 274:11	concern 212:20 240:18	continue 203:13 204:9	209.22,24 270.22
271:3	comment 244:21 252:5	concerned 241:13	207:25 223:13 277:12	court 205:19 217:5
			283:11 284:7 287:14	cover 215:2 224:6
clips 251:25 258:15	265:2 268:24 357:16	251:15,17 253:1,12	203.11 204./ 20/.14	COVEL 215.2 224.0
clips 251:25 258:15 259:13 270:24 274:7	commentary 252:3	264:21 340:17 345:11	288:13 328:9 358:2,5	340:14

Tel: 011 021 6457 Fax: 011 440 9119

**RealTime Transcriptions** 

				Page 4
covered 213:17,23	deadlock 222:22	<b>describe</b> 214:13 242:9	discussion 221:15	earlier 215:17 218:9
240:9,15,21 245:3	deal 209:20 212:1,1	288:2 329:4 349:8	310:5	219:2 223:16 226:12
<b>cow</b> 284:24	215:2 221:21 231:8	described 209:16	discussions 220:20	235:25 246:24 247:10
co-workers 242:17	243:3 245:11 251:13	213:16 290:19	222:4 275:12	275:19 313:9
crass 204:20	251:23 263:23	description 291:21	disdain 204:8	early 206:11 357:10,21
create 207:22	dealing 208:15 212:14	despite 203:22 209:5	dispensation 203:11	easier 248:6 251:17
created 213:9	218:2 221:13 238:8	235:7	dispersal 346:8	253:1 265:15 268:14
creating 235:7	256:25 342:9	destruction 235:24	disperse 317:25 318:20	286:13,21 293:9,17
creation 230:7 237:8	deals 214:14	detail 213:10 268:21	319:2,5,6,7 320:17	eastern 256:23 260:6
crime 221:21 276:16	dealt 215:16 216:13	details 320:25	dispersed 351:24	287:17
277:14,18,19,21	219:15,22 250:5	Detective 302:14	dispersing 322:7 328:4	easy 233:22
278:12,16,20 279:1	258:2	determined 300:3	disproportionate	economic 230:8 232:16
296:10 300:17 302:8	Dear 221:9	devastation 244:18	250:19	edge 289:2,4,17 291:24
302:22 331:4,11,18	death 224:20 343:17	developed 311:13,13	disputed 269:22	edges 297:8
332:11 333:5,10	deaths 240:3,5,8,19,22	development 230:5	disregard 338:20	editorial 252:5
334:11 336:1,3	241:14,23	231:22 235:20 246:4	disregarded 265:11	Edward 230:13 239:9
criminal 217:5 220:24	debrief 338:13	246:10	338:23	effect 211:23 257:9
221:13 276:24,25	debriefed 335:4,9	devising 237:21	disregarding 235:18	275:19
277:25 330:25 332:15	340:24	diagrams 269:23	dissatisfaction 235:16	effectively 221:20
332:23 340:1	debriefing 334:20,24	didn't 249:19 257:6	distance 329:1	347:10
criminalistic 277:21,23	335:8,20 337:21	273:14 296:18,20	distances 225:25 282:7	efforts 224:17 256:19
278:1,2	354:2	298:16 305:18 312:1	distant 271:11	eight 223:4 289:20
criminals 221:21	debriefings 343:11	312:3,6 315:11 317:4	distinction 206:24	either 241:14 268:5
Crisis 226:22	deceased 204:1,22	317:10 320:7 322:15	distressing 255:1	299:21 337:8 338:1
critical 260:1	209:12 216:9 240:3	324:23 327:17 331:1	distribute 262:24 275:6	357:10,13,20,21
criticise 248:15	244:4 284:3 303:20	334:4 336:9 338:2,24	distributes 290:1	elaborate 232:1
criticism 248:15,19	deceased's 209:6,7,14	340:4 342:16 349:13	divided 229:5	elected 257:9
cross 344:23 345:2 352:22	<b>decide</b> 263:23 267:25	349:15 350:10 356:22 357:21	<b>DMR</b> 227:6,8,9,10,12	elevated 217:15
crossed 284:1	280:5 297:9		227:15,20 229:9	eliminate 260:19
	<b>decision</b> 206:13,15	died 204:24 205:3	docket 244:6 339:7	email 221:3,7
cross-examination	209:11 223:25 268:9	213:5 244:2 283:18	350:22 351:3,5	emails 220:17 221:19
267:9	decisions 218:18	different 254:22 255:4	doctrine 224:2	emanated 266:11
cross-examine 308:1	deep 243:13	260:21 261:2,10,10	document 215:11,24,25	emotions 207:19
345:8	deeply 226:19	265:12	221:6 226:24 233:3	emphasise 225:7
cross-examining 308:7	defenceless 219:8	difficult 319:21 348:23	237:22 291:5	employ 232:21 323:8
340:10	221:24	difficulties 210:19	documents 213:19	employed 218:3,3
crow 285:21	defendants 206:6	difficulty 211:2 256:22	221:6 228:21,22,25	276:13,18
crowd 267:18 268:7	define 218:4	diligent 242:24	286:17 291:4 350:5	employment 231:24
325:23 343:6,13	defined 216:23 217:16	dimmed 252:25	350:12	232:15 235:19 242:25
crying 207:20	217:21	direct 207:10 216:13	doesn't 208:16 266:25	empowerment 230:8
culture 226:9	definitely 248:20 300:2	218:11	322:20	232:13
current 222:22 223:1	305:6 321:15 348:5	directing 342:7	doing 211:10 212:15	enable 214:5 248:10
230:6	degree 240:18 318:23	direction 244:10,11	315:2,12,19 326:14	273:24
currently 229:7	dehumanisation	310:25 342:12	<b>double</b> 211:10	enabled 246:18
custody 249:7,9 345:20	243:24	directions 327:25	doubt 256:10 258:1	enables 261:3
Cyril 220:22	dehumanise 243:19	directive 336:17 337:11	downloaded 339:6	encounter 320:22
	dehumanised 242:8	directly 207:3 223:25	350:21	encountered 210:4
D	delegate 245:11	245:8 251:18 270:15	draftsman 276:19,22	encouraging 221:20
<b>D</b> 283:15,23 308:13	deliberately 338:3	352:1,2	draw 252:18 297:3,5,9	endeavours 237:19
310:2	<b>delve</b> 242:16	dirt 284:2 310:23 311:2	308:12	Energy 220:19
<b>dagga</b> 289:6	democracy 223:14	311:3,6,8	drawing 278:6	English 238:21,24
dastardly 220:23	department 226:25	disadvantaged 232:14	due 212:9 251:13,23	239:1
date 221:3 222:11	229:10,14 232:7	disagree 323:23	262:24 263:25 269:24	enhance 340:18
day 212:22 254:6	237:12 246:4,10,11	disappear 219:5 226:6	302:2	<b>enjoy</b> 242:5
261:11 262:14,21,23	depend 207:8	disarm 317:25 318:19	duties 278:9 315:4,14	enlarged 269:13
263:16 283:1 296:8	dependence 205:5,13	319:2,6,7 320:17	315:16,16,18 324:14	ensure 232:10 242:4
297:24 308:20 311:5	dependents 205:9	disarmed 351:24	duty 240:6 338:8	243:19 249:17 334:20
311:11 318:13 331:10	depending 205:4	disarming 346:8	<b>DVD</b> 274:3	342:25
345:13 352:15 353:3	226:18	disc 262:23	<b>D4</b> 288:9	entered 230:2
356:23	depends 279:9 299:10	discharged 296:8	<b>D5</b> 288:10	entire 227:4 299:25
daylight 250:21	333:20	discovered 212:25		entirely 206:3 240:11
days 240:13 251:22	depicted 294:1	discriminate 207:21	E	entrust 243:22
288:8 346:12 358:3	deployment 252:21	discuss 238:15 318:6	E 254:6 283:19,19,23	environment 243:17
	depose 294:6	318:10 320:1,5	288:17 289:2,4,19	envisaged 248:8
dead 211:5 284:24				
dead 211:5 284:24 285:23 307:14 328:8		-		
dead 211:5 284:24 285:23 307:14 328:8 deadline 212:21	deposits 234:4 derived 251:11	discussed 341:18 343:25	301:18,18 302:6,7 308:13 310:2	equally 207:10,16 266:19

Tel: 011 021 6457 Fax: 011 440 9119

**RealTime Transcriptions** 

### Rustenburg

			. ,	_
				Page
especially 229:8,13	excuse 223:20,20 273:3	facility 345:22	finally 354:18,19	263:2,11,17,24
326:20	excused 275:16	fact 203:22 204:24	find 203:21 205:19	264:21 265:23 266:9
espionage 221:8	executed 222:24 320:14	208:15 209:5 214:12	208:11,24 251:17	266:13,19 269:9
essential 280:16	executions 248:2	230:19 245:16 250:17	252:10 254:3 258:19	271:20 272:1,3,11
	exercise 274:14	255:25 264:10 270:13	258:21 262:18 266:23	273:19 274:12,16,16
essentially 221:13				
establish 243:5,5,23	exhibit 280:14,20,22,23	273:5 302:2 346:23	278:11 279:10 293:9	282:23 283:6 294:21
354:5	280:24 286:16,17,18	350:1	296:18,20,25 297:6,8	314:1,2,7,9,13,14
established 230:10	293:10,11 298:5	factors 216:24 223:8	315:18 344:2	353:11 355:8,12
338:11	exhibits 278:7 281:17	failed 323:21 350:1	finding 205:19 247:21	356:22
esteemed 228:8	288:17,18 289:4,20	failing 231:23 237:13	<b>findings</b> 205:4 225:16	footages 255:16 265:6
estimate 297:25	exist 268:24	fails 231:20	<b>finger</b> 234:24	272:8
etcetera 293:19 310:3	existed 310:6	failure 225:2,17	fingerprint 276:19,22	force 219:23,24 315:8,9
ETV 259:9 260:25	existence 338:2	fair 233:13 320:16,20	277:16	323:17 343:6
261:5 269:10 270:13	existing 208:17 232:13	340:9	fingerprinting 278:8	forensic 270:8,8 278:7
evaluation 336:15	expand 232:13	fairly 311:7	fingerprints 278:9	forever 226:9
event 212:4 240:2	expect 271:18 331:24	fall 230:21 246:6	<b>finish</b> 337:15 357:24	forget 315:17
253:6 261:3 334:21	332:6 334:24 356:21	falling 247:14 328:12	finished 206:16 222:17	forgive 315:10
334:23 341:7	expected 226:8 318:8	328:15	226:11	form 224:3 234:7 269:6
events 210:25 229:6,10	319:8 337:3	falls 230:13,22	fire 250:10 259:23	formed 258:16,17
229:15 235:13,14	expenses 226:15	familiar 309:12,16	267:25 268:20 289:25	259:1
251:21 252:22 257:24	experienced 304:24	333:11	fired 259:21 289:15	forms 282:23
258:11 260:19 262:10	experiences 245:21	families 209:6,7,14	295:19 296:2,2	forth 214:6 246:5
everybody 256:2	expert 223:17 276:19	216:9 240:2,8 241:23	firing 267:23,23	255:22 280:21 293:21
262:24 274:25	276:22 277:16,21,23	241:25 242:5,6,21	first 207:21,23 210:4	forum 204:9 212:6
evidence 204:18 213:6	278:1,2 330:25	243:5 244:3,5,10,12	214:13 217:23,24	217:4
217:19 218:2 222:1	331:17 335:10	244:16,23 245:21	223:9 232:2 233:4	forward 228:18 340:12
226:17 228:18,21,21	experts 232:21 270:8	255:12 256:5 257:7	237:5 241:17 249:6	340:15
229:2 234:18,22	explain 203:18 207:20	257:12 260:6	250:4 253:21 260:21	found 204:5 205:18
235:2 240:15 243:23	251:8 276:13 277:22	family 208:5 228:1,10	262:9 273:23 285:22	241:24 242:11 261:24
244:5,23 245:1,4,6	282:8 289:23 296:5	230:14 231:3,5,18	309:18 321:24,25	263:13 270:9 278:23
246:14,17 247:17,18	325:11 344:3	236:9 239:9 241:5,16	322:10,12 326:3,19	284:3 285:23 288:18
247:19 249:10 250:16			326:19 327:17 335:23	
	explained 283:1 346:21	243:4,12,13 244:18		289:4,20 295:9,15
252:21 261:15 268:11	explaining 262:21	253:6 272:24	338:11 346:2 347:25	296:15 300:15,24
269:20 270:6 271:1,3	265:24	Fanagalo 266:20,25	firstly 204:10 256:17	301:7,11,15,18 310:7
271:25 272:14 273:18	explanation 254:2	far 209:25 222:5	265:20 310:9	four 227:5 273:5
273:19 274:6 275:5,6	286:19 288:7 290:2	251:14,16 264:21	five 210:21 273:2	289:22 305:8 314:11
275:9,24 279:4,24	291:5	267:19 268:18 269:12	275:18 309:24 310:1	331:12 332:14,22
286:23 294:14,19	explanatory 286:11	299:24 322:19 328:21	313:14 344:18,20	336:1,2 353:6,7
295:3,17,18 296:6	exploited 234:4	329:5,6,19 350:11	347:17	354:21,24 355:23
299:11 300:19 320:20	exploiting 231:19	352:5,9 355:25	flew 321:7 348:14,18	fourth 227:17 314:21
323:3 330:17 339:14	express 208:21	farm 229:24,24,24	352:2	Frans 239:25
340:4 345:16 348:10	expressing 335:20	230:11,19	flies 285:21	free 241:3
350:19 357:25 358:6	extend 252:12	farmers 220:13	flighted 257:13	frequently 258:7
				1 0
evidence-in-chief	extended 224:7 249:9	fashion 214:13	fly 312:24 313:7 323:14	260:22
277:11	extension 208:3	fatal 218:25	323:18 348:24	friend 210:6 269:1,25
evidential 265:10	extent 217:12 231:3	fault 241:6 349:22	flying 331:5	294:21 338:15
266:15 268:2 297:1	243:6 244:17,17	feel 233:9 256:12	focus 248:10	friendly 250:9
evidentiary 265:2	245:20 249:10 251:21	fellow 224:1,15 351:12	focused 251:20	friends 209:4 267:13
266:18 295:14	252:1 253:8 265:4	fence 268:4	folded 289:6	Fritz 315:4,6 327:18
evolves 241:14	266:16	filing 278:8	follow 214:6 266:14	front 228:7 251:16
exact 304:14 305:2	extra 208:16	film 252:20 258:19	291:12 293:17	272:5 280:6 289:20
319:15	extracted 221:17	260:22 261:1,9,13,16	followed 259:2	314:4 328:25 329:4
exactly 221:5 242:20	extrajudicial 248:2	267:5,6,11 268:2,5	following 206:12	330:11,24
examination 276:8	<b>E-News</b> 252:17 253:21	271:16 317:22 318:9	215:20 222:19 258:18	frustrated 234:15,16
345:3 352:23	253:25 258:8,24	318:13,17 320:4,25	258:22 262:21 265:3	full 212:5 238:6 264:8
examination-in 267:9	260:23	321:2 322:8,10,17	288:18 289:4,20,22	fuller 248:8
examine 344:24	200.20	323:9,16 357:4	291:4	fully 241:10
example 215:21 216:4	F	filmed 258:22 260:20	footage 251:4,7,8,11,22	Fundi 239:25
-				
230:10 250:16 267:8	<b>F</b> 283:18,20 284:4	321:7 322:15 323:14	251:25 253:4,14,18	<b>funding</b> 204:21,22
267:17 293:11	308:13 309:17 310:2	filming 321:11,12	253:21,23,25 254:4,8	209:23 226:18
examples 225:19	310:7	323:10,16 355:9	254:12,19 256:4,11	furnished 275:8
excellent 232:19 255:18	face 225:24 242:22	<b>films</b> 255:3 261:1	257:19,22,23,24	further 206:15 227:20
	249:15 268:21	267:12 268:2,16	258:1,12,20,25 259:8	229:2 238:8 254:5,19
	C1			256.11 257.17 265.20
exchange 231:12 237:20 338:18	facie 265:13	269:18	259:24 260:17,18,24	256:11 257:17 265:22
exchange 231:12 237:20 338:18				256:11 257:17 265:22 266:2,8 286:23 292:7
exchange 231:12	facie 265:13 facilitate 244:22 248:22 facilities 223:5	269:18 final 206:14,15 254:15 finalisation 207:5	259:24 260:17,18,24 261:5,18,20,22,23,25 262:3,4,5,7,15,20	256:11 257:17 265:22 266:2,8 286:23 292:7 297:7 316:12 320:18

Tel: 011 021 6457 Fax: 011 440 9119

**RealTime Transcriptions** 

Email: realtime@mweb.co.za

				Page
	010 0 050 00			
320:22 340:4,5	goes 219:3 270:23	guards 282:14 298:7	263:20 266:6 338:17	house 290:18 291:14
351:11	271:7 310:22	guess 270:12 304:18,21	342:4,10,21,23	housekeeping 281:6
furthest 261:6	going 216:21 217:18	304:24 347:17	hearing 203:5 248:23	houses 251:6
future 244:9 266:18	233:10 236:17,18	guesses 324:16	251:14 264:17 319:5	human 226:9 243:25
271:11	237:4,4,24 238:6	guidance 265:1	hearings 251:2	humane 243:17
	242:9 247:17 250:22	guidelines 218:4	hears 258:17 259:6	humanly 245:20
<u> </u>	254:3 261:4 266:9	guiding 324:21	heart 218:10 238:13	humble 236:7
G 284:8,11 309:17	267:8 268:1,9 272:13	<b>guy</b> 314:19	held 204:25 219:5	hunger 239:4
310:2,7	273:4,15 274:19		262:11 340:21	<b>hurt</b> 244:17
gainsaid 222:1	281:8,11,22 282:8,24	<u> </u>	helicopter 299:14,16	
gander 211:8	294:4,18 299:7	H 284:15	300:6 312:13,14,18	I
gap 219:17	304:17,21,25 307:25	hacked 242:15	312:20,23 313:1	iceberg 236:10
<b>gas</b> 289:12,23,24 290:2	312:24 313:6 317:2	hacking 242:14	319:13 320:3,8,10	idea 282:11 302:25
290:3,4	317:13,24,25 318:14	hadn't 254:11,12	323:8,25 324:8,19,22	304:15 305:11 306:7
gathering 245:1 284:16	319:16 320:3,8,9,10	half 218:22 222:2	327:14 329:15 345:14	311:18
334:21,23	320:13 321:2,3	226:13 290:11	347:3,15 357:5	ideal 228:11
gatherings 342:9	322:10 324:7,15	half-burnt 242:15	helicopters 353:2,10	identification 216:14
gear 217:18	325:2,24 326:19	hand 209:15 229:1	help 239:3,5 252:25	278:8
geared 217:20 232:20	337:17 346:7 351:20	252:20 276:2 336:7	266:7 276:2,2,5	identified 219:4 267:5
general 283:7 332:22	good 203:2 256:2	handed 213:20 214:9	298:17 352:22 357:3	340:20 355:4
334:13	268:19,24 318:13	handgun 259:17	helpful 215:15 247:24	identify 267:15 268:12
generalisation 342:13	340:17,19	handle 290:7 314:5	248:4,14 254:20	268:13,14 271:13,19
generalisations 342:18	Google 279:25 282:8	hands 260:14,16	255:8 259:15 267:4	identifying 295:9,14
generally 237:20 343:6	286:4,9 300:18	265:18	269:19 271:22 286:15	ignorant 326:8,19
generous 214:13	Googled 309:9	happen 234:8 238:19	Hemraj 297:12 351:14	ignored 336:18,20
gentleman 220:22	goose 211:7	254:3 279:3,7 320:3	351:16,19,22,25	337:17
345:13 354:6	government 204:11	331:22 344:6,10	352:4	illegal 342:6
gently 267:24	215:14 219:15,23	happened 204:6 207:21	<b>he'd</b> 271:1 307:18	immediately 258:11,23
getting 210:19 219:18	220:3,19 221:12	214:14 217:15 219:13	he's 211:25 215:4 251:8	259:14 260:19 263:15
219:18 248:7 349:25	223:13 224:21 225:15	220:6,7 221:24	302:13 311:19,19	300:10 336:5 339:25
<b>GG</b> 288:17,23 289:18	230:7 236:11	224:18 225:1,2 242:9	315:7 317:2 320:21	355:17
give 208:19 214:24	governments 220:12	242:10 247:23 254:6	324:6 330:9 338:9	imminent 236:3 243:10
222:11 224:8 231:23	grade 232:19	262:13,22,23 267:10	342:12 345:13	impact 229:16,17
240:6,24 244:5 245:6	granted 210:9	269:21 278:25 279:25	high 219:10 222:5	impediment 209:17
250:16 260:21 267:17	graph 320:10 357:19	286:10 298:10,11	286:9 327:13,14	211:15 345:10
270:6 271:24 273:18	357:21	300:4 321:23 322:4	highlight 227:4	impediments 225:24
274:5,22 275:25	graphing 336:5	331:2 334:23 335:8	highlights 226:16	implement 255:19
297:18,20 299:17	grateful 206:20 244:21	335:17 336:10 337:23	hill 291:24 346:9,14	implemented 222:4
304:15,18 305:2	256:18	339:25 341:18 348:1	347:16 352:12	227:13 242:1 255:25
316:20 327:8 336:13	gravamen 250:14	350:14 356:2,8,10	hilltop 291:23	importance 224:19
336:20,22 337:25	gravel 308:14	357:11,13,14,14,19	historically 232:14	324:12 331:11
338:24 339:1,4	great 213:10 228:8	357:20	history 217:11 219:25	important 204:3
given 206:16 240:19	greatest 223:19 248:3	happening 206:12	220:8,8,10 225:17	211:21 216:10 218:10
243:24 250:7 265:17	greeted 312:5,7,9	254:1 255:11 321:9	227:11 243:16 323:7	219:25 226:20 233:11
268:22 270:11 279:5	grenade 288:16 289:11	323:9,17 326:23	323:22	245:15 265:3 326:12
296:11 318:11 320:21	289:12,24 290:3,4,7	327:22	hold 212:2 257:1	337:17
324:6 339:12,13	grenades 290:4	happenings 219:1,25	266:17	impossible 267:8
350:12,24	grew 204:2	happens 226:18 250:15	holders 290:4	impress 245:18
gives 286:22 288:7	grief 245:20	happy 253:19	holding 219:7 356:5,6	impression 357:9,15
305:10	grieving 254:16	harshly 219:16	356:13	improper 343:12
giving 244:6 246:4	<b>Groot</b> 213:3 214:14	hasn't 212:4 245:12	holistic 247:20	inaudible 252:18 291:6
249:12 250:6 262:22	ground 286:11 313:7	271:6,9,23	homes 223:7	319:5 326:1 344:11
321:3 324:2,21	315:15,24 321:9	Hassan 239:25	honestly 304:20	345:19 352:25 354:6
<b>go</b> 215:9 217:17,21	322:16,23 323:15,16	hate 243:19,20 307:11	honourable 224:15	356:16
223:18 226:9 244:3	324:10 325:20 326:5	haven't 215:23 272:2	hope 206:12 225:5	incident 209:14 227:16
244:10 256:21 259:22	326:21 328:1,4,4,8,11	297:17 348:8 352:15	241:1 268:18 344:9	240:14 282:15 297:13
259:23 271:2 274:16	328:13,15,18,20,23	357:25	hoped 357:24	298:15,18 321:16,18
279:21,22 280:14,23	329:2,8,11,13,17,20	head 212:14 242:14	hopefully 225:20	321:20,25 340:23
297:17,24 302:18	330:1,22 331:13,14	302:14 326:2	345:24	348:6
307:21 310:4,7,7,12	331:21 332:15,24	headed 291:5	hospital 283:18 288:25	incidents 236:1 279:25
	333:2,9 334:9,9,10	hear 235:9 267:11,22	hostel 240:4 242:12	286:10
310:12 319:16 340:4		-	282:10	
312.21 252.1 255.11	335:12 348:19 355:4	316:7 317:4,10 319:1	hour 252:17,23 254:1	include 208:4,21 217:10 290:23
342:24 352:1 355:14	355.0 11 24 256.1			
356:22	355:9,11,24 356:1	319:18,22,25 324:23		
356:22 God 276:2,3,5	group 212:12	325:1,18 326:17	hours 218:25 221:5	included 207:2 220:10
356:22				

Tel: 011 021 6457 Fax: 011 440 9119

RealTime Transcriptions

## Marikana Commission of Inquiry

#### Rustenburg

				Page 7
includes 253:25 270:10	insensitive 224:3	interrupted 248:12	J	219:24 248:1 282:14
270:10 274:19	inside 290:8	interrupting 221:2	<b>J</b> 284:25	298:21,23 323:7,11
including 204:6 242:3	insights 217:1	intervene 338:6	<b>ja</b> 205:14 208:18	323:21 324:19 326:6
inclusion 208:10	insisting 221:11	intervention 206:21	213:18 217:24 224:11	333:4 341:25 355:17
inconvenient 344:20	insofar 227:8 343:10	236:10	241:4 282:22 286:1	killing 237:9 239:3
incorporate 293:10	345:10	intimidation 210:19	291:11 292:21 311:25	331:23 344:6,9
<b>Incorporated</b> 239:24	inspection 214:16	introduced 228:12	312:19 317:19 321:18	killings 332:7
incorrect 295:21,24	240:11 270:14 282:19	introducing 219:20	322:2,5,5 330:15	kilometres 230:19
increase 221:22	instance 229:13 268:17	investigate 250:18	333:25 335:23 345:19	kind 205:6 207:22
indebted 216:7	279:7 327:24	331:24 332:4 333:22	347:12,23 348:2	208:7 214:13 219:6
index 275:9	instances 219:14	333:25 334:4,6	349:19 351:1 353:8	237:23 249:4,14,19
<b>indicate</b> 206:11 244:4 248:9 252:15 257:4	272:21 instituted 203:24	investigated 240:23 241:24 300:24	354:7,17 355:18	257:9 271:1 272:3 273:18 274:14 348:4
269:12 280:3 292:24	224:22	investigating 237:5	jacket 228:14	348:6
296:7	instruct 242:21	306:3	<b>Jacobus</b> 272:17	kinds 218:5 274:20
indicated 222:20,24,25	instructed 228:16	investigation 239:12	Jamieson 221:10	king 238:18
229:19 239:20 246:15	239:23 240:8 247:2	242:12 306:5 333:18	Jan 219:15 Jazeera 259:12 260:2	<b>KK</b> 289:16
246:22 247:9 253:5	278:5	investigations 278:7	261:5,9 269:4 270:12	Klein 213:5 214:16
255:6 256:14 257:7	instruction 336:11	investigator 278:16	270:16,25	knew 255:20 307:9
264:23 267:3 275:9	337:1	invitation 252:13	job 230:7 233:21 234:7	311:20,20 320:9,17
292:25 295:20 301:19	instructions 211:25	invited 227:19 316:25	248:7 278:13 323:9	332:23 346:13 351:21
343:5	212:4,5 275:8 307:17	inviting 265:25	jobs 239:4	knopkieries 290:5
indicating 269:9 275:3	307:24 345:18,22	involve 237:13 346:8	<b>JOC</b> 312:15,25 313:2,3	knowing 269:2 341:25
289:16	instructors 343:11	involved 227:16 232:8	317:15 335:2 346:3	knowledge 243:6
indication 244:6	insulted 331:19	232:15 241:18,18	349:13 352:11,15,17	331:17 353:10,16,21
299:17	intact 331:11	246:4 252:4 254:24	355:16 356:22	353:23 354:1 356:24
indicative 265:24	intelligence 327:1	269:11	<b>JOHAN</b> 276:4	known 230:1 232:5
indices 275:2	intelligibly 273:25	<b>involvement</b> 237:8	<b>join</b> 228:16 231:5	258:6 277:18 285:4
indirectly 223:25 individual 243:21	intend 227:3 intended 232:10 248:19	<b>IPID</b> 333:21,24 339:14 350:5,12	<b>Joint</b> 218:23 334:15	<b>Kombis</b> 305:15 <b>koppie</b> 207:18 213:3,5
281:3	248:20	iron 290:6,6	356:20	214:14,15,17 284:16
individually 338:13	intending 295:25	irregularity 334:17	Jonathan 247:2	284:18 291:19 292:2
individuals 265:5	intends 232:9 249:14	irritating 272:4,22	journalists 266:15	292:4 325:25 348:20
indulgence 203:17,20	inter 225:24	irritation 272:5	<b>JQ400</b> 229:25	348:21 351:24
217:21 226:19	interacted 345:15	<b>isiXhosa</b> 238:25 256:24	judge 208:20 239:22 241:4,11,12,17 242:2	kraal 214:15 259:6,11
industry 217:11 220:8	interactions 354:11	260:4,13 263:20	244:14,11,12,17,242.2 244:14 245:14,15,18	284:19,19 285:4
227:12 243:15,18	interest 207:10 216:13	isn't 203:3 342:25	245:24 246:2,13,15	328:24,24,25 329:4
inequality 250:19	235:11 282:16 331:2	issue 204:16 206:23	246:16,19	329:14,21,23 330:12
inevitably 252:1	331:18 333:5	207:11 208:25 209:1	judgment 209:5	330:24 347:25
infested 234:6	interested 320:24 321:2	209:23 225:8 241:6	jump 224:12	
inform 222:25 232:22	331:6	250:1,11,15,17,23,25	jurisdiction 230:13,22	L
247:17,21	interference 249:19	273:13 274:10	justice 216:16 217:3,5	L 285:12,15
informal 235:7	interim 244:15	issued 231:17	justified 223:5	labour 217:13 220:13
information 237:20	intermediary 219:7	issues 204:6 207:3		223:7 229:9 232:3,5
245:5 268:8 271:4,8	international 212:20	209:17 210:18 211:2	<u> </u>	232:17 242:23
318:11 informed 237:17 243:9	217:5 228:13 interpose 306:21	211:13 212:15 217:13 217:14 226:18,20	<b>K</b> 285:5,6	labourers 234:6 land 229:12 230:11,12
268:24 302:1 355:17	interpret 238:21,24	232:1 235:17,20,22	<b>Karabo</b> 229:19	230:15,23 231:6,11
informing 222:21	260:10 263:7 266:5	237:15 243:11 248:10	keep 252:3,5 339:6	230.15,25 251.0,11 231:19 234:6,9 235:3
268:18	interpretation 260:4	345:2,10 353:2,20	keeping 331:11	235:6,8 236:7 239:5
infrastructural 231:22	266:21	354:19	kept 248:22 334:22	landed 313:1 335:12
inherent 250:19	interpreted 260:13	item 272:14	338:25 341:1,4,6 345:13	landscaping 273:18
initial 210:10	263:19 264:17 265:4	<b>I'd</b> 211:16 236:14	<b>key</b> 210:23 286:19	274:14
initially 210:5 231:23	266:1,17,19,22	247:1 249:23 346:2	288:8 290:12,15,20	language 256:24
injured 203:6,21 204:4	interpreter 214:20,23	I'll 203:18 206:16	<b>Kgoroeadira</b> 227:25	Lansdowne 225:11,16
205:15,20 207:15	233:8,13 238:20,23	209:2 215:9 224:8,12	228:6 229:4,20 233:7	225:18,19
283:16 288:24 303:18	254:23 255:3 263:6	227:4 262:16 266:25	233:15,18,23 236:22	laptop 276:10
303:20,23 304:1,3	264:18 265:16 266:5	316:19 327:6 334:12	238:2,10 239:1,15,16	large 229:18 342:9
injuries 205:21	266:7,24 337:9,15,15	336:14 337:10,15	Kgosi 228:1,9 230:13	largest 230:25
inquire 297:13	339:3	I've 209:16 212:18	231:3,4,17 236:8,12	Lastly 244:3
inquiry 208:17 227:7	interrogated 267:24	216:25 225:17 229:22	238:18 239:9	late 297:23,25
228:8,16 236:13	273:22 interrunt 205:1 208:13	233:16 245:7 252:2,5	kieries 290:5	latitude 250:6,7
237:1,1 239:11 249:23 256:1,1	<b>interrupt</b> 205:1 208:13 213:12 240:10,20	256:17 295:23 296:10 296:11 309:20 322:19	kill 242:8 268:1 325:24	laugh 326:11,15 law 232:3 242:23 247:2
275:20,20 308:5,5	248:5 255:2 286:13	343:23 344:15 350:23	325:25	lawyering 226:9
344:21,21 358:7	248.5 255.2 280.15	JTJ.2J JTT.1J JJU.2J	killed 209:13 213:1,5	lawyerng 220.9 lawyers 209:9
	200.5			1411 JUI 0 207.7
ARCHIVE FOR JUSTIC	6			

Tel: 011 021 6457 Fax: 011 440 9119

**RealTime Transcriptions** 

Email: realtime@mweb.co.za

				Page 8
lax 248:15	liking 204:10	321:11 322:6 327:23	<b>Masilo</b> 229:21	mention 238:12 290:9
lay 217:5	limb 229:25 234:2	328:5 330:21 334:9	massacre 204:8 215:12	mentioned 207:4
LCRC 301:1 302:3	limbs 207:15	343:25	216:11,14 225:4	210:18 229:23 245:7
331:13 332:14,15	limitless 226:5	loud 325:18	229:7,11,16,17	257:17,19 292:23
333:1 336:3 355:8,14	limits 203:17 237:19	lumped 223:4	230:15,16 231:1	mere 250:17
355:23	line 220:24 221:19	lunch 256:20 257:18	235:13	Merensky 230:1 234:3
lead 234:17,21 235:2	258:15,17,21 259:1,4	lying 290:11 328:16,18	massacring 225:9	merits 252:4
272:13 273:25 294:18	259:11 261:21 282:16	329:11,13 330:1,23	massive 219:21 220:3	mess 341:22 342:1
294:25 324:9	282:17 283:4,6,8,9	529.11,15 550.1,25	Masuhlo 208:4 209:12	met 240:3,5 293:3
leader 246:18	285:22 289:18,18,19	M	mate 210:6	317:23 320:2
leaders 204:18 228:18	290:13 297:3,5,9	Mabelane 239:25	material 215:16 251:15	methods 218:3
229:2 244:23 245:4	308:13,17 309:4,7,10	Machel 224:21	252:1 265:14 270:11	metre 290:11,11
261:15 268:11 273:18	310:9,15,24 311:10	Madibeng 230:23	275:3,7,8 295:14	metres 285:21 330:6,8
275:5,6,9 279:24	link 255:11	magistrate 207:6	297:1 340:10 350:6	330:18,18,23
295:17 299:11 300:19	linked 207:3 237:11	Mahlangu 215:6 233:2	350:13	microcosm 223:15
323:3 339:14	listen 334:20	233:16 253:15 260:5	materialise 207:8	microphone 319:24
leadership 220:1	listened 268:20	260:15 263:25 267:1	materialises 208:8	middle 318:22 327:19
234:19	listening 247:24	319:18	matter 206:14 209:8	migrant 234:6
leading 229:15 273:4	little 288:16	main 215:12 217:9	210:16,17 211:3	mil 289:25
273:19	lives 236:3 243:8 244:1	320:19 330:2 345:12	210:10,17 211.5 212:2 229:2 241:8,10	millimetre 288:19
leads 241:25 279:19			-	millions 232:23
	living 223:3 225:13	358:3	247:16 257:17 275:11	
learned 204:18 210:5	loaded 354:21	major 232:17 349:8	325:5,9,12 340:5 354:3	mind 205:19 326:15
210:11 219:11 250:13	loath 338:6	majority 213:4		mine 218:19 220:18
269:1,24 294:21	local 230:7,8 276:23	making 239:21 249:3	matters 240:22,23	231:25 232:9,16
326:4 338:7,15	332:15,22 340:1	250:8 267:6,11 331:5	247:14 250:18 278:12	351:5
355:16	locals 235:19,21	342:17 347:8 348:3	337:4 340:11,13	mineral 226:25 227:11
learning 210:3 340:18	locate 263:5	349:10,14	<b>Ma'am</b> 351:18	229:10,14 230:4
lease 228:21 229:8	located 356:20	males 223:4	<b>Mbombo</b> 262:12	232:7 234:4 237:12
230:2 231:8,11,11	<b>loco</b> 240:12 270:14	Malunga 238:14	mean 257:8 289:8	minerals 220:19 231:19
leave 228:13,20 233:7	282:19	man 267:25 270:25	296:2 297:4 298:21	miners 219:14 220:5
254:17,25	logistical 204:13	managed 207:4 323:10	325:17 334:7 355:15	225:10,13 266:19
leaves 244:2	long 207:5 215:4	management 220:18	means 244:9,12 343:13	346:14
led 229:6,20 235:23	221:19 245:16 263:21	234:23 343:13	measurements 285:18	mines 219:20 220:15
237:6 247:17	268:19 297:13 299:22	mandate 227:13	285:20,25 286:2	225:15 230:10,24
left 225:6 245:16	302:23 307:24 309:21	manner 242:8 244:1,13	293:14	234:8
252:20 285:17 310:18	342:5 347:14	294:9 342:17	Measures 220:6	mineworkers 219:17
310:22 357:5	longer 236:19 258:19	map 269:3,8,13,13	measuring 278:6	219:18,22 220:1
left-hand 270:25	longest 250:7	270:16 279:25 280:8	meat 217:17	minimum 252:2,3
legal 204:19 208:7,8	Lonmin 215:14 217:9	282:4,8 285:17 286:4	media 230:17 241:9	mining 217:11 220:8
210:7 249:8,9	218:11,19,24 219:4	286:9 300:18,21	251:6 262:11,21	225:13 229:12 230:4
lens 321:11	221:6,10 223:14,15	mapped 225:17	263:15 264:9 272:1,3	230:6 231:15,15,17
letter 290:10	227:14 229:8,9,13,13	mapping 295:7	meet 228:10 231:13,21	232:4,8,10,11,12,20
lettering 282:3 283:12	229:23 230:2,10,23	maps 268:24 269:18,22	232:11 234:20 245:4	234:4,14 237:14
letters 282:7	230:24 231:9,10,19	270:1,10,17 280:21	259:23	243:15
let's 260:9 270:22	231:25 232:18 234:15	280:24	meeting 222:2,6,11,12	<b>Minister</b> 220:19,20
315:17,18	234:16,20,22 235:2	Marakaneng 230:18	222:18 233:4 237:16	221:11,14,15 222:6
let's 253:11 279:22	235:10,18,18 239:3,5	March 343:18	237:17 238:14 337:22	223:1
287:21	239:6 356:21	marchers 298:14,24	340:16,21 341:2,11	minute 222:8 253:24
level 218:11,12 223:10	Lonmin's 235:25 237:8	Margo 224:22 225:18	341:16,25 346:4	263:21 275:16,17,18
223:14 286:11 338:12	240:1	Marikana 216:11	meetings 341:5	minutes 218:21,23
levels 216:15 338:13	look 224:22 242:20	223:23 226:21 229:11	member 283:20,22	222:6 236:18,25
liaise 250:13	243:12 251:17 280:5	229:16,17,23 230:16	284:9 300:19,23,25	239:8 272:24 273:2
liberty 203:10	292:20 297:18,24	230:18,24 235:13,14	307:8 313:18,20	297:21 299:22 316:21
licence 231:17 232:4	298:2 306:10,18	280:1 282:9,15	members 226:1 228:7	341:1,4,6,11 344:18
lie 354:20	310:13 323:2 333:10	283:14,15,18,19,21	231:23 234:19 235:15	344:20 347:10,18
lies 269:7	334:10 340:12,15	284:9,23 285:1,7	244:18 245:11 246:25	357:6
LIEUTENANT 276:4	347:7,23 350:2	287:16,18 288:3	247:12 248:18 251:19	misheard 339:21
Lieutenant-Colonel	looked 268:17 306:9	290:19 291:20,25	253:6 256:5 258:16	misplaced 276:10
272:16 275:14,22	321:9 328:15	297:5 305:18	258:21 272:24 302:3	misses 279:1
276:15	looking 244:6 287:3	mark 271:17 282:6	304:8 306:15,16,17	missing 279:13
Lieutenant-General	looks 308:16 309:9	marked 262:18 282:7	306:21 307:7 331:13	mistake 342:25
262:12	lose 273:14	288:2,16 291:22	331:25 332:3 336:1,2	mistaken 225:14
life 236:2	loss 236:1	301:18 311:10	337:24 341:4,5	297:17 302:13 355:6
lift 234:24	lost 207:13,15 236:4	marker 282:9	343:12 345:1 355:8	mistakes 340:20 342:6
light 320:20	lot 211:1 244:2 245:17	markings 280:8	355:23	343:18
lights 252:25 253:2	268:3,16 316:6	marks 291:10	men 207:20	misunderstand 332:17

Tel: 011 021 6457 Fax: 011 440 9119

**RealTime Transcriptions** 

## Marikana Commission of Inquiry

				Page 9
modules 278:1	274:6,13 295:21,23	0	248:8 250:1 251:2	P
Mogagabe 229:20	296:7	obey 333:14 337:11	298:23	pack 273:6 280:4,21,24
Mogale 228:1,9,10,12	necessary 205:9 206:2	object 247:13 250:9	openings 298:14	pact 219:19
229:11 230:3,9,12,14	224:6,9 236:11	objection 277:8 338:15	operate 235:7	page 215:11 216:4
231:2,12,14,18	237:15 249:11 253:8	objective 269:20	operated 230:11	217:8 227:15 273:16
232:24 233:17,24	260:8 271:4 340:2	<b>objectives</b> 232:11,23	operating 235:4 353:3	pages 215:17 281:3
234:10,15,24 235:3	necessitate 208:7	obligation 231:14	354:14	paid 225:13
235:10,19 236:6,8,13 238:15,18 239:9,10	necessitated 204:6 need 221:12 249:19	234:21	<b>operation</b> 222:3 299:25 316:17,24,25 317:21	panel 250:6
moment 213:13 253:12	250:16 256:13 268:21	obligations 231:21	317:25 318:8,13,19	panellists 224:15
306:21 315:18 332:9	317:2,13 319:11	334:16	319:9 320:11,13,16	paper 226:14 280:6 289:5
352:15 354:15	345:5	observations 278:20,22 297:7	320:18 321:3 324:8	<b>para</b> 293:12,13,24,25
momentous 323:6	needs 220:25 239:12	observe 354:22	334:15,16 335:8	294:1,17 346:21
341:7	244:19 254:10	observed 223:3 279:6	342:23 346:7,7,19,23	paragraph 224:6,10,12
Monday 257:5 358:1,4	negotiations 222:23	obstruction 249:14,19	349:4,8,14,19,21	224:13 225:23 227:15
money 226:2	neither 255:20 295:25	<b>obtain</b> 266:21	350:7 351:8,17,20	278:4 279:15,17,20
monitor 237:13	never 205:18 224:16	<b>obvious</b> 216:12 233:11	356:20 357:5,10,11	281:23 292:22,24
monitoring 218:17	244:10 344:8 357:14	250:8	357:19,20	294:23 316:24 336:14
237:13 356:19,23	news 251:12,25 253:23	<b>obviously</b> 205:4 206:9	operational 218:19 222:24	paragraphs 215:2
month 209:13 months 204:14 226:3	254:2,4,7,8 257:20 258:12,25 259:8,24	206:21 211:9 216:19	operations 218:23	227:6
226:14 226:3	258:12,25 259:8,24 260:17,24 261:18,22	226:4 240:25 250:13	229:23 230:25,25	parallel 310:24 311:2
morning 203:2 262:10	262:15 263:2,11,17	255:1 274:11 278:19	235:25	paramedics 354:11
358:1,5	263:24 265:10 298:16	279:13 306:10 321:1	operator 276:20,23	paras 293:22
<b>Moshwana</b> 284:3,12	newspapers 211:17	328:5 329:14 341:18 344:9	opinion 339:18,18,20	<b>pardon</b> 262:4 333:23 335:3 343:21
287:25 303:15	nicely 274:22	occasion 262:17,19	<b>Opperman</b> 301:5	parked 304:19 308:23
mountain 221:6	Nkaiseng 239:23	323:6 345:4,25	opportunities 231:24	part 210:17 214:22
move 224:9,13 228:6	nodded 274:9	352:23	235:11,20	220:10 221:6,18
273:15 286:6 287:21	noise 324:22 325:17	occupiers 234:9	opportunity 224:8	225:16 238:16 241:10
304:25 305:1 336:3	non-contentious	occur 333:3	226:1 249:13 254:16	258:19 260:1 282:23
moved 283:23 284:2	352:21	occurred 218:14	254:25 257:15 265:17	305:19 306:3,4
<b>movement</b> 240:7 259:10 331:14	normal 333:1 normally 278:15,17	223:22 230:16 231:1	268:22 271:15,15,20 271:25 273:14	319:20 320:19 326:12
moving 259:5,10,11,20	289:12 307:22	235:14 297:13,16	oppressive 220:12	340:18,23 341:9,12
327:25	north 287:16 291:23	October 203:1 238:13	<b>Ops</b> 317:7	343:24 349:8
mowed 221:5	302:14	240:12,13 282:20 offended 233:9	order 231:11 244:16	participate 241:1 participating 204:9
Mphiri 229:21	notarial 229:8 230:2	offered 216:18	248:11 267:15,24	211:12
<b>Mpofu's</b> 249:7	231:8,10	office 219:7	286:13 306:22,24	participation 205:23
Mpumalanga 224:21	notary 228:21	officer 314:18,22	307:1,4 311:22 331:3	particular 225:15
multilingual 266:24	notes 264:12	323:25 327:14,15	334:19 336:15 337:17	252:14 268:10 269:5
murder 209:3 212:18	notice 305:19	334:3	338:2,14,21,23	274:7 303:17 309:16
221:24 224:1,20	novel 307:16	officers 239:25 240:1,5	340:20 342:5 343:10	352:1
249:10 283:14	no-one 247:7 350:19	243:11 244:4,8,10	343:14 349:3	particularly 227:14
<b>murdered</b> 209:10,10 <b>mustn't</b> 342:1 344:6	Ntsebeza 253:3 255:5,7	285:14 300:15 334:10	ordered 267:22 orders 324:2,6,6,6,21	235:16 256:19 342:9
mutual 242:25	255:15,16,24 256:14 256:16 260:3 272:18	341:9 342:7	333:12,17,19,21,25	parties 212:13 216:12
mutual 272.23	272:20 308:2 344:23	official 276:19,22	334:3,13 336:18	216:22 223:21 229:22
N	344:23,25	283:15,17 officials 221:12 242:3	337:19 340:16 342:7	233:8 237:18 246:22 247:8,14 249:2
N 291:23	Ntsebeza's 209:15	Oh 215:22 267:14	354:2	251:16 252:4,13,14
nag 307:11	216:19	310:20 322:1 335:18	organising 337:24	254:16 265:11 270:11
name 233:8,11 239:22	number 204:2 219:6	351:6	originally 230:18	270:18 274:15 275:2
247:1 301:2 311:17	238:22 242:22 243:2	okay 251:1 279:23	ought 279:2	275:13
named 289:22	254:22 255:3 260:15	286:5 294:8 310:20	outcome 207:9,10	partly 334:25
names 303:12	260:20 261:13 281:2	335:19 337:14 354:18	211:6 225:20	partners 220:15
national 212:20 222:21	285:14,15 301:18	355:21 356:14,17	outer 289:17	parts 229:6
222:25 264:12,13 265:21	304:13,14,18 305:2 345:2 354:25	old 288:7 334:13	outline 213:10 outside 247:15 352:16	party 226:24 227:23
<b>nature</b> 219:6 225:21	numbered 281:13	once 259:16 263:20	outstanding 287:9	239:18,20 249:3
248:21 278:10 317:21	numbering 281:13	ones 296:14	overdue 215:4	275:7
318:8 320:13,18	numbers 293:11,16	oneself 335:20	overlooked 235:10	passed 216:17
333:5	297:20	<b>open</b> 212:6 330:19,20 <b>opening</b> 203:5,19	overlooking 235:18	passenger 300:9 patiently 214:21
near 214:15 240:4	numerically 216:10	209:19 210:13,17	overruled 273:12	pattern 204:5,7 219:1,2
329:13,20	Nyala 308:22,25	212:10 213:11 226:25	o'clock 236:15 298:1	277:15
nearby 256:5	Nyalas 259:5,10,22	227:23 228:3,5 238:8	302:20 303:17 316:20	patterns 220:7
nearest 329:19	306:16,25 307:3,8,12	239:18 247:15,16	316:22 317:17,19	Pauline 208:4 209:12
necessarily 206:13	Nzuza 249:7 250:12	<i>,</i>	344:19 346:4 358:4	
ARCHIVE FOR JUSTIC			I	L]

Tel: 011 021 6457 Fax: 011 440 9119

**RealTime Transcriptions** 

## Marikana Commission of Inquiry

### Rustenburg

				_
				Page
pause 216:18 254:9	pilot 313:12 314:11	pointed 284:3 293:4	preceding 229:10,15	333:17 354:2
263:22	327:21	297:6 302:9,16	235:13 258:11	proceed 206:16 208:10
payment 231:12	<b>pistol</b> 244:7	pointers 218:15	precipitated 219:21	208:22 210:13 212:10
PCs 217:17	place 210:21 216:24	pointing 303:23	precise 297:18	228:5 237:3 255:13
	1		-	
peer 307:17	218:22 220:23 223:9	points 209:24 216:3	precisely 264:6 267:7	255:24 256:8 258:2
perception 241:5	225:12 240:13,14	217:18,20,22,24,25	270:16 297:25 299:23	275:13,16 280:10
perform 278:9 342:6	247:1 256:21 257:3	227:5 238:8 243:14	302:19 312:15 325:3	290:14,24 344:18
performed 334:15,17	258:19 259:5,7,14,23	246:24 247:10 261:8	351:20	proceedings 203:1
period 204:14 235:4	274:6 284:17,19	278:19 282:6 288:2	preference 231:23	205:24 211:12 212:3
259:3	298:6 305:3 308:19	292:25 309:17 310:2	preliminary 210:16,17	212:17 216:6 227:8
permissible 249:8	308:24 309:19 317:25	policeman 268:19	252:7 253:13,18	231:6 233:1 237:21
perpetrators 216:15,23	321:15,21 322:14,23	269:11 270:21 288:4	premeditated 221:24	318:24,25 336:24
persists 338:15	328:21 334:21,24	288:24 302:1 304:1	premises 218:20	338:4
person 209:12 211:21	337:22 342:23 346:3	304:24 331:10	preparation 341:13	process 246:19 255:8
219:3 243:19 279:11	346:7 347:15 348:3	policemen 220:4	prepare 244:13 247:19	278:20 336:1 340:18
284:4 288:15 297:21	349:9 351:20 357:10	271:19 278:17 285:23	269:17 295:17 300:18	processed 287:25 301:1
300:23 301:3 303:14	357:15	297:16 305:20,23	352:22	303:14 341:19
314:23,24 315:4	placed 287:25 300:20	306:2 325:23 330:15	prepared 246:16	processing 276:16
318:7 327:13 345:11	339:7	331:21,22 332:6,11	247:18 264:10,12,14	303:9
personally 254:24	places 257:25	332:20 333:2,9,9	265:9 280:1,17	produce 269:25
persons 203:21 207:1,1	placing 211:14	334:6,9,9 342:11,15	291:20 292:8	produced 261:8
207:13 212:16 225:4		342:21 342:21		professional 209:5,16
	plainly 220:23		prepares 269:3	
246:6 253:12 267:5	plan 222:3,24 232:5	policemen's 297:19	presence 234:5	programmes 232:20
268:12 320:2	293:13,15	<b>Policing</b> 306:22 307:1	present 226:17 229:21	promise 356:17
perspectives 260:21	planned 357:9	311:22	238:23 244:5 245:6	promote 232:15
persuade 265:12	planning 218:21 321:4	pools 288:22 304:2	246:14 247:19 249:2	promulgated 334:13
pertains 250:17	335:22,23	poor 214:23 224:3	251:4,9 253:12	pronounce 233:14
Petroleum 230:5	plans 214:6 229:9	226:3	254:24 269:25	pronounced 233:12
phase 222:23	232:3,19 278:7	<b>POP</b> 306:16,21,22	presentation 247:14	properly 245:21 342:8
phenomenon 218:13	293:21 296:8	307:6,8,9	249:3 251:20 259:18	property 235:24
Phokeng 276:17	platinum 229:23 230:1	<b>POPs</b> 306:15	274:19,20 282:24	proposal 230:10 267:10
phone 344:17	230:1,24,24,25 234:3	portion 229:25	341:13 343:24	propose 247:12 261:24
phoned 317:12 336:1	play 238:16	position 216:24 227:10	presentations 248:21	262:7 264:20 294:25
355:13	please 206:16 208:22	255:22 257:21 259:11	263:4,4	351:11
<b>photo</b> 287:17,19,24	228:5 239:4,19	282:9,17 283:14,15	presented 245:21 251:23 269:23 270:15	proposed 351:17
288:1,1 290:17,18,22	240:15 245:9 248:17	283:18,19,21,21		proposing 236:16
291:15,20,21,22	252:15 260:2 275:14	284:8,15,22,25 285:6	270:19	238:9 261:16
293:13,14 297:23	275:16 276:1,11,12	285:14 288:15 309:4	presenters 265:10	prosecuted 211:5
304:20 310:16	279:14 280:7 282:3	309:7 327:17 345:7	Presently 231:17	protect 331:4 332:7,11
photocopying 226:14	283:11 284:7 287:14	positioned 268:9	Presidency 208:3,6	protected 332:8
photograph 286:9,18	288:13 290:14,24	positive 242:4	press 212:22 304:14,23	protesters 203:6 224:1
293:12 310:18 357:13	295:12 296:5 319:3	possession 220:17	presumably 205:4,16	224:2 259:16,20
photographer 276:19	325:12 326:15 328:2	266:6 270:18 274:13	327:14 348:2	265:24 266:11
276:23	334:19 336:5 337:14	275:3	presume 245:10 313:19	protesting 223:9
photographs 214:6	339:16 342:18 354:6	possibility 244:14	314:19 331:20 332:11	provide 333:17 334:3
269:25 270:10 273:4	pleased 245:4	possible 204:8 245:20	<b>Pretoria</b> 276:25	340:16
273:7 280:21,24	pleases 246:13	261:14 269:10 271:10	prevent 340:19	provided 246:9 269:10
288:8 293:14,21	plenty 216:10	271:12 289:6 296:20	prevented 211:11	provides 334:14
295:8 313:17,22,24	plus-minus 212:25	299:13 308:9 336:16	previous 262:14,23	province 302:14 335:25
295.8 515.17,22,24 314:16	-		-	337:24
	305:8 moduate 226:2	possibly 237:22 253:2	290:22 291:15	
photography 278:6	pockets 226:2	264:4 280:22 317:14	previously 235:22	provincial 222:7,20
photos 287:16 288:9	point 203:4,5 208:22	posted 310:6	236:3	262:12,20 264:11
292:8 295:17 301:1	209:8 210:1 212:1	postponement 204:7	prima 265:13	276:16 302:14
314:5,18,19 328:5	217:23,24 218:8,10	207:5	primarily 216:22	proving 217:20
341:19	218:15 221:23 223:24	post-mortem 257:4,8	primary 216:9 217:15	provisional 207:7
phrase 346:20	223:25 224:9 233:1	257:13 287:7,8,10	223:20,21 247:16	public 251:19 306:22
picked 296:1	242:17 243:24 252:10	Potchefstroom 340:24	principle 211:3	306:24 307:1,4
pictorials 265:3	253:13 261:21 271:9	potential 243:10	printed 269:11	311:21
picture 269:6	281:7,25 283:1,20	power 225:6	probably 240:8 246:18	pull 319:23
pictures 295:20	284:8,15,22,25 285:5	powers 206:22	255:12 257:5 352:23	purely 248:22
piece 253:24 254:5,5	285:6,15 288:23,24	practical 276:21	probe 340:5	purpose 224:2 242:4,4
258:19 263:1 271:19	289:16 298:6 300:17	practices 340:17,19	probed 211:1,14	247:16 268:25 326:25
=	300:20 301:24 303:7	prayer 208:21	problem 233:21 319:20	327:2,12 349:25
289:5 290:16		Prayer 200.21		
289:5 290:1,6 pieces 262:8 280:6	13	nravers 208.0	nrohlems 210.1 227.12	nurnoses 20/1.2 281.15
pieces 262:8 280:6	308:10,22 309:8	prayers 208:9	problems 210:4 337:13	<b>purposes</b> 204:3 281:15
	13	prayers 208:9 preceded 230:4 235:15 258:10	<b>problems</b> 210:4 337:13 <b>procedure</b> 339:5 <b>procedures</b> 237:21	purposes 204:3 281:15 336:24 purview 247:15

Tel: 011 021 6457 Fax: 011 440 9119

**RealTime Transcriptions** 

### Marikana Commission of Inquiry

#### Rustenburg

				Page 1
				-
put 225:11 226:20	Ramaphosa 220:22	reconcile 216:23	relation 203:24 210:25	256:7
231:7 237:25 239:19	Rampile 239:22,23	reconciliation 216:21	211:13 218:4 227:14	requiring 207:16
247:6 251:24 256:10	240:17 241:4 245:14	reconstruction 277:15	231:21 244:25 249:6	reservation 238:6
256:20 257:3,14	245:24 246:2,7,13	283:2 311:6,12	250:23 267:7 271:19	resolved 207:24
260:25 281:19 291:23	ran 207:19	record 210:21 211:14	286:11 333:17 343:6	<b>Resource</b> 230:5
323:6 350:21 351:2	rands 232:23	222:15,17 227:4	relations 217:13	resources 225:25 226:4
357:8	rank 323:24 331:1	239:19 247:1,7	relationship 242:25	226:25 227:12 229:10
putting 357:16	ranking 327:14,15	249:21 257:14 276:24	relatively 255:13	229:14 232:7 234:4
puzzlement 206:11	ranks 342:8	276:25 277:25 279:15	release 212:23	237:12 243:2
208:13,21	razor 328:22	281:16 316:25 318:1	released 212:20,21	respect 206:2 223:19
Q	reached 203:4 222:22	318:2 322:11 323:22	relevant 237:24 245:1,8	235:19 241:2,21
<b>QQ</b> 289:18	254:12 read 211:17 215:24	332:16,23 334:21 340:1,3 349:3	249:11,22 251:22	248:4 261:24 264:1 268:11 269:14 273:16
qualifications 292:14	216:2 233:4 264:17	recorded 218:23	266:2,4,12 267:16 270:5 271:4	273:20,21 312:5
qualified 257:22	278:3 279:15,17	222:19 318:24 340:18	remain 273:8	respectfully 227:19
331:10	281:23 286:14,21	350:20,21	remark 224:14 252:7	response 204:20 239:8
qualify 277:18,20	292:16,17 293:16	recorder 300:7	remarks 222:19	246:23
327:16	334:12 336:14 338:7	recording 264:9 278:6	remember 204:17	responsibility 223:22
querying 233:5	338:7 343:7	294:17 299:8,13,16	214:15,23 269:13	237:12 251:4
querying 255.5 question 242:16 243:1	readers 265:10	299:18 300:1,9	299:20,22 302:19	responsible 205:20
270:4 295:12 296:5	reading 222:8 227:3	318:25 319:17,21	304:20 305:12 306:14	243:8,22 253:16
300:14 309:13,15	264:14 277:2,2,4,9	321:14 346:18,22,24	306:18,19 307:6,13	318:25
319:19 320:16,20,22	286:16 288:6,10	349:10,14,18,21	307:15 308:23 311:16	rest 307:9
319.19 320.10,20,22 322:25 323:11 325:8	300:20	351:8	316:5 319:15 321:13	restorative 216:15
326:17 327:17 329:13	reads 292:12	recordings 356:3	324:15 325:3,15,17	restraint 248:22
330:10 332:1,4,5	ready 256:21 308:2	rectify 343:12	325:19,21 336:4	result 228:16 241:6
337:16 338:16,19	344:23	recurrences 340:19	339:13 341:10 345:12	244:12 343:17
339:17 341:15 342:14	real 223:7	red 311:21	347:4 348:4,9 353:21	resulted 236:1
342:18,19 343:2	realise 233:3	reduce 252:2	355:2,5	results 219:16 257:8
344:3 349:15 351:13	realised 254:11 255:20	reduced 219:17,19	reminded 224:19	resume 255:23 358:1
351:14 352:19 356:8	326:20	<b>Reef</b> 230:1 234:3	reminds 214:20	resumes 203:3 237:1,2
356:8,18	really 226:8 244:14,19	refer 211:17,18 240:14	removed 283:17 288:25	256:1,3 275:20,21
questions 245:17	245:18,18 247:17	241:8 284:23	repeat 328:2 337:16	308:5,6 344:21,22
261:14,15 267:16	261:20 262:25 264:5	reference 203:23 204:2	342:6	Reuters 261:20
295:4 296:21,24	265:1 267:8 269:21	207:2 208:4,14,15,16	repeated 216:5 342:25	revealing 259:13
298:4 308:9 316:13	270:4 305:19 306:1	208:17 224:7 230:7	repeatedly 239:7	revert 210:11
319:22 326:12,13	307:10 321:11 356:17	238:15 240:21,24	repetition 252:2	review 343:12
327:5 344:12 345:6	reason 203:18 207:1,4	241:7,11 245:2,3,9	repetitive 252:1	re-shown 252:14
346:2 351:12 352:21	207:24 209:11 211:4	294:6,16	rephrase 295:11	rich 234:3
353:14,17	225:3 241:13 250:22	referred 213:20,22	replaced 220:14	rid 352:24
<b>quickly</b> 347:19	338:25	219:2 223:21 225:9	replayed 252:8,9 264:3	ridiculous 248:2
quite 210:23 256:21	reasonable 206:2	253:14,18 289:1	reply 247:10	<b>rifle</b> 289:11,12
260:15 263:21 268:3	reasonably 309:11,16	294:21 298:23 301:10	<b>report</b> 327:8	right 238:7 243:25
270:15 273:8 297:3	reasons 209:16 250:8	353:14	reported 211:20	259:4 261:6 276:2
297:15,23 304:7,13	358:2	referring 210:5 227:18	reporter 254:2	281:10 288:8 294:1
334:13 345:1 353:25	rebuked 339:2	266:13 283:7 284:4	reports 257:4,8,13	295:15,21 301:12
quote 238:20 325:2	recall 263:21 275:1	286:20 332:22 338:9	287:7,9,10	310:18,22 314:4
<b>quoting</b> 220:23 221:18	304:2 305:14,18	refers 293:11,12,14,21	represent 204:12 209:7	319:1 335:19
D	317:24 324:5,16	293:22	209:9,12 212:13	rights 226:9 234:12
<u> </u>	325:1,18 328:19	reformulate 320:21	216:10,12 220:5	rise 237:9
racist 248:2	329:22 340:22	refusal 204:11 234:22	225:4 226:3,8 239:24	road 284:2 304:9,19
radio 315:14,19,21	receive 256:6	regard 205:12 209:24	240:1	307:15 308:14,15,17
316:9,11 327:24	received 204:20 208:1	235:5 267:16 331:16	representative 204:12	308:18,23 310:24
radios 328:6	246:9 261:16	331:17	233:12	311:2,4,6,8,13,14
railway 282:16,17	recognise 312:3,6	regarded 211:21 249:3	representatives 237:18 275:12	<b>Roger</b> 221:16,16
283:4,6,8,8 285:22	<b>recognised</b> 307:6,8 311:16,24,25	<b>regarding</b> 227:11 231:24 237:11		<b>role</b> 229:12 236:14 238:16
309:4,7,10 310:9,15	recognition 242:13		<b>representing</b> 203:21 247:3	room 223:5 255:10
310:24 rain 319:4	recollect 350:11	regularly 278:9 regulator 229:14 232:6	represents 295:13	256:5 260:7 273:9
raise 260:14 276:2	recollection 282:18	rejected 225:15	request 208:2,6 253:4	317:8
raised 204:16 209:25	reconnection 282.18	relate 207:17 227:8	266:24	roughly 259:3 310:2
LOINEN 2014 111 / 119 / 1	241:19	274:6	requested 234:20	round 261:19 262:9,25
		2/T.U		
212:19 232:2 247:10		related 274.11	279.21 282.6 282.11	289.7 10 11 25
212:19 232:2 247:10 250:23 273:16	recommendations	related 274:11 relates 237:4 5 7 10 14	279:24 282:6 285:14 295:16 300:18 339:14	289:7,10,11,25
212:19 232:2 247:10 250:23 273:16 raises 211:1	recommendations 241:22 244:15 247:22	relates 237:4,5,7,10,14	295:16 300:18 339:14	rows 307:17
212:19 232:2 247:10 250:23 273:16	recommendations			

Tel: 011 021 6457 Fax: 011 440 9119

RealTime Transcriptions

$\begin{array}{ c c c c c c c c c c c c c c c c c c c$					Page 12
royaltics 231-13         sereen 251:15.18         2101 12:62:22:479         255:42:56:12:20:93         signt 231:93           RX 289:19         267:17.308:10         247:112:48:18:249:5         short 214:22:216:16         signt 21.39           Signt 21.89         screened 252:17         240:16:25:65:3.0         255:10:23:25:81         signt 21.39           rulled 289:6         screenes 25:19:29:25:42:5         short 214:22:21:61:6         signt 23.93         signt 23.93           rulled 289:6         screenes 25:19:23:25:82:83         screenes 25:19:23:25:83         short 23:21:35:1         signt 23.93         signt 23.93           310:15:17.18         scarche 297:14         sentior 278:16:34:18         sentior 278:16:34:18         signt 23.93         scarche 297:14         sentior 278:16:34:18         sentior 278:16:34:18         sentior 278:17         sbott 21:52:17:6         signt 23.29         scort 23:19:23         scort 23:19:23:11:33:18:11:33					
Spin Description         267:17 308:10         247:11 (248:18 20-5)         shorts 280-25         signe ce 249:2           289:23 200:1,8,8         screening 252:19         249:16 250:10 326:15         255:91,10.23 228:18         similarly 206:25           289:23 200:1,8,8         screening 252:19         266:7,13.27:12.3         344:17         similarly 206:25           289:24 20:55 26:32.3         screening 252:19         295:4,6,13.82.5         stortromings 340:14         similarly 206:25           237:23 228:6         screening 252:17         screening 232:17         stortromings 340:17         255:01.13:21:6         similarly 206:25           237:23 228:0         screening 272:17         screening 232:17         screening 232:17         259:01.12:51:27:6         similarly 206:20           334:19         screening 232:17         screening 242:14:34:34:8         screening 242:14:34:8         206:20         206:15:298:15:298:15         similarly 206:20         similarly 206:20         36:19         36:19         37:32:37:32:37:32         37:33:37:37:37:37:37:37:37:37:37:37:37:3					
screened 25:17         249:10 (2 s0:13 26:15         store 214:22 216:16         similar 274:14 34:18           ruffed 289:6         screene 25:19 280:7         264:23 25:68:30         255:91,023 258:16         similar 274:14 34:18           rule 247:16         screene 25:19 280:7         272:6 274:22,5         shortcoming 340:17         similar 274:14 34:18           rule 247:16         screene 27:14         sending 23:17         sending 23:17         similar 274:14 34:18           310:15,17,18         screene 27:14         sending 23:17         sending 23:17         similar 274:14 34:18           322:25 282.8,9         screene 27:14         seniority 33:17         score 278:16 34:18         similar 274:14 34:18           311:2         second 20:8:12 774:10         semilar 274:14 34:18         semilar 274:14 34:18         similar 274:14 34:18           Rusteburg 23:0:22         score 276:17         semilar 274:14 34:18         semilar 274:14 34:18         similar 274:14 34:18           Rusteburg 23:0:22         score 276:17         semilar 274:14 34:18         similar 274:14 34:18         similar 274:14 34:18           Rusteburg 23:14         sectore 28:18         semilar 274:14 34:18         semilar 274:14 34:18         semilar 274:14 34:18           Rusteburg 23:14         sectore 25:12         semilar 274:14 34:18         semilar 274:14 34:18 <td< td=""><td>•</td><td>, ,</td><td></td><td></td><td></td></td<>	•	, ,			
289:23         290:1.1,8,8         screening 252:19         266:71.371:23         255:91.02.32 288:18         similarly 266:25           rule 247:16         screening 252:19         266:71.371:23         201:52 520:10.344:16         similarly 266:25           rule 247:16         screening 252:17         295:46:13.825         shorten 237:21         similarly 266:323:17 332:17           string 308:14 325:24         screening 232:17         screenin					
ruffled 289:6         sercens 251:19 280:7         266:7,13 271:23         261:25 200:10 344:16         similarty 206:25           ruling 236:1         search 233:15 290:24         295:4,613,18,25         shortcoming 340:17         similarty 206:25           ruling 236:1         searche 237:21         shortcoming 340:17         similarty 231:7         senior 237:21         similarty 231:7         senior 237:21         similarty 231:7         senior 278:16 341:8         short 211:52 17:6         similare 233:17         similare 233:17:8         similare 233:17:8         similare 233:17:8         similare 233:19:23         similare 233:19:123         similare 233:19:123:11:23:14:13         similare 233:19:123:11:23:14:13         similare 233:19:123:11:23:14:13         similare 233:19:123:11:23:14:13         similare 233:11:23:11:23:14:13         similare 233:11:23:11:23:14:13         similare 233:11:23:11:23:14:13:13:11:13:13:11:123:	<i>c</i>				
ruling 266:1         search 23:15 296:24         295:46,13,18,25         shorten 37:13         simple 23:17         simple 23:12,15         226:61:16         simple 23:17         simple 23:12,15         226:62:16         Simple 23:16,23:19,23         326:14         336:12         327:23:30:21         226:62:16         Simple 23:16,23:19,23         327:52:32:27         326:32:16,23:19,23         327:23:30:21         326:42:32:16,23:19,23         326:14         336:12:33:16,23:35:10,23         326:14         336:12:33:16,23:19,23         326:14         336:12:33:16,23:19,23         327:23:33:12:33         336:14         326:12:32:16:32:16;32:16:32:1					
310:15,17,18         searched 297:26,10         senenya's 250:4         shorty 238:316,18,23         simply 233:12,15 225:7           337:25 328:8,9         seat 307:21 327:20         senior 278:16 341:8         senior 278:16 341:8         shorty 238:316,18,23         simply 233:12,15 225:7           runs 300:91,221,24         second 208:12 18:8         second 208:12 18:8         second 208:12 18:8         sino 212:23 223:23 202:0         326:8:32 20:17         326:8:23 20:17         326:8:22 20:17         326:8:22 20:17         326:8:22 20:17         326:8:22 20:17         326:8:22 20:17         326:8:22 20:17         326:8:22 20:17         326:8:22 20:17         326:8:22 20:17         326:8:22 20:17         326:8:22 20:17         326:8:22 20:17         326:18:12 30:17         326:18:22 20:17					
$ \begin{array}{llllllllllllllllllllllllllllllllllll$	·				
3227:25         senior					1.0
354:19         seated 276:7         seniority 331:17         250:02 028:15 298:15         287:23 273:23         237:24 273:23         237:24 273:23         237:24 273:23         237:24 273:23         237:24 273:23         237:24 273:23         237:23 273:23         237:23 273:23         237:23 273:23         237:23 273:23         237:23 273:23         237:23 273:23         237:23 273:23         237:23 273:23         237:23 273:23         237:23					
311:2         227:18:237.710         sensible 294:11         321:22:322.9:326.20         302:25:304:17:305.22           Ruster, 229:20         276:11:32:14,15         sensible 294:11         321:22:322.9:326.20         345:14         354:13:33:8         307:13:31:18:316.20           St 289:15:21:2         368:11:43:54:14         sectoriz 292:14         sectoriz 292:14         346:13:33:8         307:13:33:8         307:13:33:8         307:13:33:8         307:13:11:18:316:2           St 278:22:14:26:13         sectoriz 251:2         sectoriz 26:12:5         sequence 26:11:9         235:47:10:82:47:3         338:14:13:54:12           Stafety 220:02:21:14         sectoriz 26:12:5         sequence 26:11:9         235:22:24:20:11:25:34:13:34:14:35:41:12         336:16:33:64:17:34:17:49:17:24           Stafety 220:02:21:14         239:17:9:21:14:29:25         serious 27:14:29:25:38:257:22:22:22:22:22:22:22:22:22:22:22:22:22					
Rust page 20         2496 6 250:11 274:10         sent 220:3         328.8,11 333.8         307:13 311:18 316:19 320:5 322:00           Rust page 20         348:14 354:21         sectione 215:3,3         345:14 421 290:78         345:14 421 290:78           Sa 278.2 339:12         338:14         326:71         338:14         200.7         38:22 390:531:12 336:14         316:19 320:532:20           Sa 278.2 339:12         338:14         200.7         separate 209:13 256:4         shoutlar 12 74:13         336:14         216:74:14         336:14         336:14         336:14         336:14         336:14         336:14         336:14         336:14         346:14:12 343:91:15         344:14'12 349:78         346:14'12 349:15         346:14'12 349:15         346:14'12 349:15         346:14'12 349:16         346:14'12 347:17         346:23 35:27         346:23 35:27         356:22 36:29:24 26:01         357:11'12 34:12 342:14'12 339:16'12 34:13'12 34:12'12 32:14'12'12'12'12'12'12'12'12'12'12'12'12'12'					
Rusty 229:20         276:11 322:14,15         sentence 215:3.3         345:14         316:19 320:5 322:04           R5 289:15.21.22         section 251:2 307:4         section 261:2 307:4         section 220:2 307:4         shotuch 288:20.21.21         shotuch 288:20.21.21         shotuch 274:13         336:14 320:5 322:307:4         338:14         200:7         Shotuch 268:20         331:15:12 336:19         338:22 339:5 341:3         341:12 343:25 35:0;24         section 306:22         334:14         223:17,18 234:5         section 261:2 20:0;22:144 239:25         sequence 261:19         235:2 251:11 233:4         346:5,17 349:17,24         338:14,339:15         338:21 335:7         338:14 339:15         338:14		· · · · · · · · · · · · · · · · · · ·			
R5 289:15,21,22         348:14 354:21         sentencing 292:14         sentencing 292:14         sentencing 292:14         shotgun 288:20,12,13         324:4325:16 326:10           SA 278:2 339:12         338:14         200.7         338:14         200.7         339:54         336:74         346:7339:74         346:7339:74         346:7339:74         346:7339:74         346:7339:74         346:7339:74         346:7339:74         336:71         356:7357         356:7357         356:7357         356:7357         356:7357         356:7357         356:722:74         357:11         356:722:74         357:11         356:722:74         357:11         356:722:74         357:11         356:722:74         357:11         356:722:74         357:11         356:722:74         376:17         356:722:74         376:17         356:722:74         376:17         356:72         356:72:72:72         276:74:78:78:72:77         376:17         356:72         356:72:72:72:72:72:72				2	
Seconds 258:20 261:25         sertimen7208:23         289-4,14,21 207:18         336:24 327:23 336:19           341:13 343:25 350:24         338:14         2007         shouldn 1/241:13         338:15,12 336:19           341:13 343:25 350:24         section 306:22         334:14         2007         shouldn 1/241:13         341:12 345:13           3kBC 262:14 263:13         section 306:22         334:14         223:17,18 234:5         344:4 347:49,15,24           3kBC 262:1212         sequence 261:19         235:2 251:11 253:3         344:3 437:49,15,34         345:5,17 349:17,24           3safety 20:20 221:14         243:11 244:2,48,9         serious 242:13 341:8         260:2 261:4,224         352:14 335:10 357:11           salue 226:1         282:14 298:6 30:01         served 249:18         274:3 278:18 279-7         sit 42:13 33:12 32:12           SAPS 217.9 218:11         233:19 252:19 253:1         257:17,18 24:13         274:3 278:18 279-7         314:43 33:32:2           Sate 223:16:10 3203:         coi:15 261:3 263:5         service 233:8 257:22,23         278:8,13 232:10:22:14         314:12 34:2:3           Sate 23:16:12 323:16         coi:15 261:3 263:5         service 233:8 257:22,23         274:3 278:18 279-7         314:14 23:42:3           Sate 23:16:12 323:16         coi:15 261:3 263:5         service 233:8 257:22,23         274:3 278:18				shotgun 288:20,21,21	
$ \begin{array}{ c c c c c c c c c c c c c c c c c c c$	· · ·				
SA 278: 239:12         338:14         2007         shouted 268:20         338:22 339:5 341:3           SABC 262:14 263:13         sector 306:22         334:14         223:17,18 234:5         344:4 347.4,9,18,24           sadly 232:24 233:5,24         secure 207:5         sequence 261:19         235:2 251:11 253:4         344:4 347.4,9,18,24           sadly 232:24 233:5,27         sadeurity 218:24 219:4         secire 251:25         228:925:24 260:1         350:3,9,16,23 352:7           sadrey 220:20 221:14 239:23         serious 242:13 341:8         260:22 261:4,20,24         355:11 357:1         355:10 357:1           sahre 226:1         282:12 208:60:15         served 23:14         269:22 201:201:27:17         siting 214:20 275:12           samora 224:21         see 203:25 209:22         served 23:14         286:76:15         286:10,10 287:16         siting 214:20 275:12           samora 224:21         see 203:25 209:22         served 23:11 264:8 276:15         286:10,10 287:16         381:14         324:12,20 372:17           sati 20:22 316:10 320:3         260:12 263:1         276:17 182:76:15         286:10,10 287:6         231:12 44:20 275:12           sati 20:22 316:10 320:3         260:12 661:8         299:13 341:13 343:13         331:18         341:12 349:2           sati 20:22 316:10 320:3         200:15 261:3 263:5         260:10,10:2	S				
341:13         34:25         350:24         section 30:62:5         September 212:22         show 218:2219:11         341:12         343:9,15           SABC 262:14         263:13         secure 207:5         sequence 261:19         235:2 251:11 253:4         344:3 474;918;24           Sadues 228:9         220:20 221:14         239:252         251:11 253:4         346:5,17349:17,24           Sade 293:15         243:11 244:24,29         serious 242:13 341:8         260:22 20:14,20;24         355:10 357:1           sake 293:15         243:11 244:24,29         serious 242:13 341:8         206:22 20:9;27:135         sitting 214:20 275:12           Samora 224:21         sec 20:35 20:9;22         serve 239:14         269:21 270:127:15         sitting 214:20 275:12           Samora 224:21         328:19 227:17 23:1         service 238:8 257:22.23         279:8,13 285:14         334:12.20 327:16           Samora 224:21         238:19 22:19 253:1         262:11 264:8 276:15         228:10:10 287:16         situation 20:22 21:11           346:23 25:24         236:2 262 92:04         321:12 24:62         311:12 34:21         311:12 34:22:03:12         312:12 32:23:10         312:12 32:12         312:12 34:22         312:12 34:22         311:12 34:22:11         311:12 34:22:11         311:12 34:21         331:13 312:11:12 32:12         332:14:33:12:33:12:33:12:33:1	<b>SA</b> 278:2 339:12		-		
sadty 232:24 233:5,24         secure 207:5         sequence 261:19         235:2 251:11 23:4         348:5,17 349/17,24           234:10         security 218:24 219:4         series 251:25         258:9 259:24 260:1         350:3,9,16,23 352:7           Saftey 220:20 221:14         240:1,5 242:3,23         serious 24:15         260:2 261:4,20,24         351:14 353:18 354:13           Salte 293:15         243:11 244:24,8,9         serious 24:15         serious 24:21 5         269:21 270:1 273:5           Samora 224:21         see 03:25 209:22         serve 230:14         269:21 270:1 273:5         314:4,23 323:25           Santation 234:12         233:19 227:17 234:1         serve 233:14 224:15         286:10,10 287:16         344:4,23 323:25           250:8 262:3 273:20         254:71,11,4 254:15         776:17,18 278:2         294:22 301:12 300:2         314:4,23 323:25           satter 217:7         236:10 320:3         260:15 261:3 263:5         services 215:13 223:11         31:18         31:18         31:18         31:124:2         31:14 229:6 274:21         30:123 20:31:12         30:123 20:31:12         30:123 20:31:12         30:123 20:31:12         30:123 20:31:12         30:123 20:31:12         30:12         30:124:24         30:12         30:122 22:122 22:124:12         30:124:24         30:12         30:124:24:24         30:124:24         30:124:24	341:13 343:25 350:24	sections 265:5			341:12 343:9,15
254.10         security 218:24 219:4         series 251:25         258:9 259:24 260:1         350:3,9,16(23) 352:7           sadness 228:9         20:00 221:14 239:25         serious 242:13 341:8         260:22 361:4,20,24         352:14 353:18 354:12           salute 226:1         283:14 248:6 300:15         serious 242:15         263:9, 264:21 269:17         sitting 214:20 275:12           sanitation 234:12         23:19 227:17 234:1         serve 232:14         269:12 70:1 278:13         sitting 214:20 275:12           250:8 26:3: 273:20         253:7,11,14 254:15         267:11 264:8 276:15         286:10,10 287:16         sitting 214:20 275:12           276:24 282:24 283:6         254:20,21 257:12,13         39:13 341:13 343:13         39:13 341:13 343:13         39:13 341:13 343:13         39:13 341:13 343:13         39:13 341:13 343:13         39:13 341:13 343:13         39:13 22:14 228:14         23:14 228:14 229:12 22:22,22:22:22:22:22:22:22:22:22:22:22:2	SABC 262:14 263:13	sector 306:22		223:17,18 234:5	344:4 347:4,9,18,24
sudness 228:9         220:02 221:14 239:25         serious 242:13 341:8         260:22 261:40,20:4         352:14 353:18 354:12           Safety 220:00 221:14         240:1,5 242:3,23         serious 242:13         260:22 (2:8,9);17,18,24         355:10 357:1         sit 327:17           salue 23:15         243:11 244:24,8,9         283:16         265:9 264:21 269:17         sit 327:17         sit 327:17           suntaition 234:12         223:19 227:17 234:1         service 235:8 257:22.3         279:8.13 285:14         332:12 332:25         324:12,20 327:19           SAPS 217:9 218:11         238:19 257:19 253:1         276:17,18 277:2.2         279:8.13 220:31:2         334:12 20:37:19         situated 229:24,25           260:22 428:24 28:6         254:20,21 257:12,13         339:13 341:13 34:13         312:5 322:20 331:2         314:40:20:42 221:12         334:12 20:12 24:12         231:12 24:2         231:12 24:2         221:12 223:12 24:33         222:1,22 223:12 24:33         235:10 332:10         326:10 332:10         326:10 332:10         336:13         331:8         235:10 332:10         326:10 20:12         336:12         336:12         336:12         336:12         336:12         336:12         336:12         336:12         336:12         336:12         336:12         336:12         336:12         336:12         336:12         336:12         336:					
Safety 220:20 221:14         240:1, 5 242:3, 23         serious 1/2 243:11         242:32, 243:15         263:2, 269:1, 71, 82, 41         355:10 357:1           salue 226:1         38:14 249:6, 300:15         28:31:6         263:9, 264:21 269:17         314:4, 23 32:25           Samora 224:21         see 203:25 209:22         serve 23:14         269:21 270:1 273:5         314:4, 23 32:25           SAPS 217.9 218:11         238:19 252:19 253:1         262:11 264:8 276:15         286:10.10 287:16         314:4, 23 32:25           276:24 282:24 283:6         254:20, 21 257:12, 13         339:13 34:13 343:13         312:5 322:11         331:6         231:1 234:2           346:22         23:61:1 264:2         259:16, 18, 18, 19         343:25 350:24         311:8         213:16 220:14 221:1           34:22 23:16:10 320:3         265:22 266:9 269:1         233:12 327:9 289:11         300:25 303:10 323:10         279:10 323:21 340:25           save 234:5         277:12 39:11         274:12 295:12         301:25 23:24:24         356:20         259:99:17 200:13         257:19 261:19         situations 218:5           saving 243:8         297:23 300:18, 20         328:12 327:92 289:11         300:13         254:48 255:21 256:4         skuil 232:13 23:20           301:7 332:24 339:13         33:12 33:13 33:21 321:8         260:13         254:48 255:21 256:4					
sake 293:15         243:11 244:24.8,9         283:16         263:924:21 260:17         sit 327:17           salute 226:1         282:14 298:6 300:15         serve 232:14         269:21 270:12 73:5         sitting 214:20 275:12           sanitation 234:12         223:19 227:17 234:1         serve 232:8 257:22.23         278:81 8270:7.8         314:4,23 323:25           SAPS 217:9 218:11         238:19 225:19 233:1         250:8 262:3 273:20         253:7,11,14 254:15         260:11 264:8 276:15         286:10,10 287:16         situated 229:24,25           276:24 282:24 283:6         254:20,21 257:12,13         339:13 34:13 34:13         312:5 322:20 331:2         situation 203:22 211:11           sate 210:22 316:10 320:3         260:15 261:3 263:5         services 215:13 223:11         showed 279:11 300:20         222:12 22:22:12 22:31:24:39           save 234:5         277:1 290:12 295:1         set 260:23         stituations 218:5         situations 218:5           saving 243:8         297:23 303:18,20         set 203:24         showng 255:42 256:11         situations 218:5           saving 243:8         231:13 232:8         setting 258:9         257:5 258:12,14:25         situations 218:5           saving 243:8         231:4 32:15         Shabagu 221:15         Shabagu 221:15         shabing 25:42:66:11         situations 218:5           306:3 308:11,2					352:14 353:18 354:12
salue 226:1         282:14 298:6 300:15         serve 232:14         262:12 270:12 273:5         sitting 214:20 275:12           Samora 224:21         see 203:25 209:22         served 249:18         274:3 278:18 279:7,8         314:423 323:25           SAPS 217:9 218:11         238:19 252:19 253:1         260:11 264:8 276:15         284:12 01 203:6         231:12 24:2           250:8 262:3 273:20         253:71.14 254:15         276:17 12 73:1         339:13 341:13 343:13         312:5 322:20 331:2         situated 229:24.25           276:24 282:24 283:6         254:20,21 257:12,13         339:13 341:13 343:13         312:5 322:00 31:2         situation 203:22 211:11           346:22         260:15 261:3 263:5         services 21:51 32 23:11         situation 203:22 11:42:1         331:16 220:14 221:1           sauce 211:7,8         277:12 30:12 295:1         276:21 272:9 289:11         softed 255:21         356:20           saving 243:8         297:23 30:318,20         set 202:13 272:9 289:11         257:19 261:1,9         situations 218:5           301:7 302:64 305:13         331:16 32:14 232:6         setting 258:9         set 200:12         softed 255:21 256:12,14 225         softed 275:22 86:7,20           301:7 302:14 328:14         331:16 32:14 328:15         331:16 32:14 328:15         softed 275:22 86:7,20         silight 212:13 256:20           301:7 30					
Samora 224-21         see 203-25 209:22         service 249:18         2778:18 279:7.8         314,423 323:25           sanitation 234:12         223:19 227:17 234:1         service 253:8 257:22,23         279:8,13 285:14         324:12,20 327:19           250:8 262:3 273:20         233:7,11,14 254:15         262:11 264:8 276:15         286:10,10 287:16         321:1 234:2           276:24 282:24 283:6         254:02,12 257:12,13         339:13 341:13 343:13         331:18         312:5 322:20 331:2         situation 203:22 211:11           346:22         256:22 66:9 269:1         256:52 26:09 269:1         223:12 246:9 251:12         301:25 303:10 303:13         301:25 303:10 303:10         227:10 232:21 442:5           save 211:7,8         277:12 200:12 295:1         set 202:13 272:9 289:11         shown 240:13 252:14         305:20           saving 243:8         277:12 200:12 295:1         set 203:24         Sbown 240:13 252:14         stuation 203:22 13 40:25           301:3 22:43         311:3 313:21 321:8         set 203:24         257:5 258:12,26:14         305:47           saving 243:8         277:12 300:12 321:8         set 203:24         257:5 258:12,124:55         stuation 203:221 429:62 74:21           301:3 23:24         311:3 313:21 321:8         set 203:24         Stuation 203:221 429:62 74:22         305:47         stuation 203:221 32:52:61         <					
sanitation 234:12         223:19 227:17 234:1         service 253:8 257:22,23         279:8,13 285:14         324:12,20 327:19           SAPS 217:9 218:11         238:19 252:19 253:1         260:12 624:8 276:15         284:10,10 287:16         situated 229:24,25           250:8 262:23 273:20         253:71,11,4 254:15         276:17,18 278:2         294:23 301:12 303:6         231:1 234:2           346:22         259:16,18,18,19         343:25 30:241         312:5 322:03 31:2         situated 229:24,25           satisfied 255:21         260:15 26:13 263:5         services 215:13 223:11         301:7 332:10         279:10 323:21 243:3           save 234:5         277:12 20:12 295:1         set 262:13 272:9 289:11         257:19 261:1,9         situations 218:5           saw 213:2 243:0         304:6,20 308:14         Setswana 238:24         257:19 253:4,23         305:4,7           260:15 261:3         323:16 337:25 328:3         settle 206:23         settle 206:23         soboring 255:4 256:1         sill 232:13 235:20           306:3 308:11,20         328:16 37:25 328:3         settle 206:23         settle 206:23         sill 287:35 286:7,20         sill 282:12 56:1           309:13 32:14 328:15         328:16 37:25 29:15,16,6,25         Shabargu 221:15         266:24 267:15         sild 273:5 286:7,20         sild 273:5 286:7,20           309:13 326:12					
SAPS 217:9 218:11       238:19 252:19 223:1       262:11 264:8 276:15       286:10,10 287:16       situated 229:24;25         250:8 262:3 273:20       253:7,11,14 254:15       276:17,18 278:2       294:22 301:12 303:6       231:1 234:2         346:22       254:20,21 257:12,13       339:13 341:13 343:13       312:5 322:0 331:2       220:12 20:14 221:1         346:22       255:21       266:12 266:9 269:1       223:12 246:9 251:12       301:25 303:10 323:10       277:10 323:21 340:25         sauce 211:7,8       277:12 90:12 295:1       277:12 90:12 295:1       277:12 90:12 295:1       277:12 90:12 295:1       301:25 303:10 323:10       279:10 323:21 340:25         sawe 234:5       277:12 90:12 295:1       set 203:24       set 203:24       situations 218:5       situations 218:5         sawe 234:5       297:23 303:18,20       sets 203:24       Sets 203:24       Sof:4,25:12 55:4       Soi:1,20         306:3 08:11,20       328:10 2,14,17,20       328:10,21,24,17,20       setting 258:9       257:5 258:12,14,25       skill 223:13 235:20         309:18 323:14 328:15       328:12 340:11,44,14,12,33       328:10 30:12,30:30:7       328:23 30:11,20:30:7       328:22 329:15,16,25       Share 217:12 35:11       266:25,15 263:2,11,17       slae 279:20:13         309:18 323:14 328:15       328:12 340:11       328:18 368:13       329:28:32:14 </td <td></td> <td></td> <td></td> <td>-</td> <td>-</td>				-	-
2508 262:3 273:20         253:7,11,14 254:15         276:17,18 278:2         294:22 301:12 303:6         231:1 234:2           276:24 282:24 283:6         254:20,21 257:12,13         339:13 341:13 343:13         312:5 322:20 331:2         situation 203:22 211:11           sat Sited 255:21         260:15 261:3 263:5         services 215:13 223:11         showed 279:11 300:20         222:1,22 23:1 243:3           sauce 211:7,8         270:23,24 271:25         233:18,20         set 203:24         showing 255:4 256:11         257:19 261:1.9           save 234:5         277:1 290:12 295:1         set 202:24         showing 255:4 256:11         257:19 261:1.9         six 204:14 229:6 274:21           304:6 20 308:14         260:13         Setswana 238:24         six 204:14 229:6 274:21         305:4,7           263:8 266:10 297:22         321:16 327:25 28:8         setting 258:9         259:8,17 260:17,23         sike 232:13 235:0           309:18 323:14 328:15         328:16 327:25 328:3         stile 206:23         260:24 26(-11,18,22         sike 229:6 27:62:20:17           309:18 323:14 328:15         328:16 327:25 328:36         stile 206:23         259:8,17 260:17,23         sike 228:13         side 273:5 286:7,20           309:13 35:14 328:15         328:16 327:25         338:10,12,14,17,20         shaarg 27:24 298:2         259:8,17 260:17,23         sike 28:17			-	<i>c</i>	<i>,</i>
$\begin{array}{c c c c c c c c c c c c c c c c c c c $					
346:22       259:16,18,18,19       343:25 350:24       331:18       213:16 220:14 221:1         sat 210:22 316:10 320:3       260:15 261:3 263:5       services 215:13 223:11       showed 279:11 300:20       222:1,22 223:1 243:3         satisfied 255:21       270:23,24 271:25       274:12       showed 279:11 300:20       227:10 233:21 340:25         save 234:5       277:12 290:12 295:1       set 262:13 272:9 289:11       stowed 279:11 300:20       situations 218:5         saving 243:8       297:23 303:18,20       set 262:13 272:9 289:11       situations 218:5       situations 218:5         save 213:2 243:20       304:6,20 308:14       Setswana 238:24       252:19 253:4,23       305:4,7         263:8 266:10 297:22       321:11,12 322:8       settige 28:9       257:5 258:12,14,25       skills 42:24         301:7 302:6,8 305:13       323:16 327:25 328:3       settlements 235:8       259:8,17 260:17,23       slain 298:7         306:3 308:11,20       330:20 332:8 341:14       shade 297:24 298:2       263:24 266:4 267:15       slide 273:6 279:22         330:11,23,24 339:14       348:19,24 351:7       Shaft 219:6       289:16       shows 258:9,15 259:3,1       slower 252:9,15         267:18 270:21 276:9       seek 203:20 216:16       sho's 264:9       289:16       shows 258:9,15 259:3,3       slight 212:13 236:22					
sat 210:22 316:10 320:3       260:15 261:3 263:5       services 215:13 223:11       showed 279:11 300:20       222:1,22 223:1 243:3         satisfied 255:21       265:22 266:9 269:1       223:12 246:9 251:12       301:25 303:10 323:10       279:10 323:21 340:25         save 234:5       277:1 290:12 295:1       set 262:13 272:9 289:11       showed 279:11 300:20       279:10 323:21 340:25         save 234:5       277:1 290:12 295:1       set 262:13 272:9 289:11       stituations 218:5       situations 218:5         saw 213:2 243:20       304:6,20 308:14       Setswana 238:24       Schown 240:13 252:12 256:4       skills 232:13 235:20         263:8 266:10 297:22       321:11,12 322:8       setting 258:9       257:5 258:12,14,25       skill 232:13 235:20         300:13 308:11,20       328:10,12,14,17,20       setting 258:9       260:24 261:1,18,22       slawe 220:13         300:13 323:14 328:15       338:23 341:14       shade 297:24 298:2       260:24 261:1,18,22       slawe 220:13         300:13 33:24 339:1       330:20 330:8 341:14       shade 297:24 298:2       260:24 261:0:18,22       slige 273:5 286:7,20         300:12,324 339:1       336:20 320:16:16       she's 264:2       336:17       slige 273:5 286:7,20         349:13 354:16,16       352:18 356:15       sharpened 290:6,6       282:24 300:17 303:25       slight 212:13 256:22					
satisfied 255:21       265:22 266:9 269:1       223:12 246:9 251:12       301:25 303:10 323:10       279:10 323:21 340:25         sauce 211:7,8       277:12 90:12 295:1       set 203:24       277:10 90:12 295:1       356:20         saving 243:8       297:23 303:18,20       set 203:24       shown 240:13 252:14       six 204:14 229:6 274:21         sav 13:2 243:20       304:6,20 308:14       Setswana 238:24       257:19 253:4,23       305:4,7         244:18 255:21 258:3       311:3 313:21 321:8       260:13       257:5 258:12,14,25       skull 284:24         301:7 302:6,8 305:13       323:16 327:25 328:3       settlements 235:8       259:8,17 260:17,23       slain 298:7         300:11, 20, 330:7       30:20 332:8 341:14       shade 297:24 298:2       265:24 266:4 267:15       slide 273:5 286:7,20         30:11, 23, 24 339:14       348:19,24 351:7       Shafe 217:1 235:11       shafe 290:6,6       289:24 300:17 303:25       slight 212:13 256:22         39:11, 23, 24 339:14       348:19,24 351:7       Shafe 290:6,6       289:24 300:17 303:25       slight 212:13 256:22       slight 212:13 256:22         39:11, 342:12 249:20       seek 207:18 308:23       share 217:1 235:11       shafe 290:6,6       289:24 300:17 303:25       slight 212:13 256:22         39:17, 337:16,20       seek 231:7       shao 218:18 268:1,9       259:19					
sauce 211:7,8 save 234:5         270:23,24 271:25 277:1 290:12 295:1         274:12 set 262:13 272:9 289:11 set 262:13 272:9 289:11 shown 240:13 252:14         356:20 situations 218:5 situations 218:5           save 213:2 243:20 243:12 243:20 304:6,20 308:14         304:6,20 308:14         set 203:24 263:8 266:10 297:22 311:13 313:21 321:8         soto 322:14 260:13         257:19 263:1,23         situations 218:5 situations 218:5           263:8 266:10 297:22 300:7 302:6,8 305:13         323:16 327:25 328:3 328:10,12,14,17,20         setting 258:9         257:5 258:12,14,25         skull 284:24           300:7 302:6,8 305:13         323:16 327:25 328:3 328:22 329:15,16,25         Shabangu 221:15         260:24 261:1,18,22         slain 298:7           300:13,20 330:7         330:20 332:8 341:14         shade 297:24 298:2         263:24 266:4 267:15         slide 273:5 267:20           330:11,23,24 339:14         348:19,24 351:7         shaft 219:6         269:4 272:8 273:22         slight 212:13 256:22           349:13 354:16,16         352:18 356:15         sharpened 290:6,6         28:22:4 300:17 303:25         slight 212:13 256:22           243:20 248:12 249:20         seeker 234:7         shoot 218:18 268:1,9         259:10,14261:7         SLP 232:6,19           333:13 340:20 325:14         seeker 234:7         shoot 218:18 268:1,9         259:10,4261:7         SLP 232:6,19               333:13 340:20 343:10         269:20 272:					
save 234:5         277:1 290:12 295:1         set 262:13 272:9 289:11         257:19 261:1.9         situations 218:5           saving 243:8         297:23 303:18,20         sets 203:24         shown 240:13 252:14         305:4,7           save 213:2 243:20         304:6,20 308:14         Setswana 238:24         252:19 253:4,23         305:4,7           244:18 255:21 258:3         311:3 313:21 321:8         260:13         254:4,8 255:21 256:4         skills 232:13 235:20           263:8 266:10 297:22         321:11,12 322:8         setting 258:9         257:5 258:12,14,25         skull 284:24           300:13 309:18 323:14 328:15         328:22 329:15,16,25         Shabangu 221:15         260:24 261:1,18,22         sline 273:5 286:7,20           309:18 323:14 328:15         328:22 329:15,16,25         Shabargu 221:15         266:24 267:15         slide 273:5 286:7,20           309:18 323:14 328:15         328:22 329:15,16,25         Shate 217:1 235:11         slide 273:5 286:7,20         slide 273:5 286:7,20           309:13 324:16 4         552:18 366:15         share 217:1 235:11         slide 273:5 286:7,20         slide 273:5 286:7,20           309:13 320:12 221:8         seeing 267:18 308:23         sharpened 290:6,6         282:24 300:17 303:25         slight 261:10           243:20 248:12 249:20         seek 203:20 216:16         shoe 289:16         <					
saving 243:8         297:23 303:18,20         sets 203:24         shown 240:13 252:14         six 204:14 229:6 274:21           saw 213:2 243:20         304:6,20 308:14         Setswana 238:24         252:19 253:4,23         305:4,7           244:18 255:21 258:3         311:3 313:21 321:8         260:13         255:44,8 255:21 256:4         skills 232:13 235:20           306:3 308:11,20         323:16 327:25 328:3         setting 258:9         setting 258:9         setting 258:9         setting 266:23         slain 298:7           306:3 308:11,20         328:10,12,14,17,20         Shabangu 221:15         266:24 266:12,118,22         slave 220:13         slave 220:13           309:18 323:14 328:15         328:21 335:17         Shabangu 221:15         266:24 266:4 267:15         slide 273:5 286:7,20           330:11,23,24 339:14         348:19,24 351:7         Shaft 219:6         269:4 272:8 273:22         slight 212:13 256:22           349:13 354:16,16         352:18 356:15         share 217:1 235:11         278:14,14,19,23         273:13           seeing 267:18 308:23         seeik 230:20 216:16         she's 264:2         36:17         slowe 252:9,15           267:18 270:21 276:9         seek 231:7         shoot 218:18 268:1,9         259:10,14 261:7         SLP 232:6,19           313:6 316:3 325:4         seek 203:20 276:6         254					
saw 213:2 243:20       304:6,20 308:14       Setswana 238:24       252:19 253:4,23       305:4,7         244:18 255:21 258:3       311:3 313:21 321:8       260:13       254:4,8 255:21 256:4       skills 232:13 235:20         263:8 266:10 297:22       321:11,12 322:8       setting 258:9       257:5 258:12,14,25       skull 284:24         306:3 308:11,20       328:10,12,14,17,20       settlees 206:23       260:24 261:1,18,22       sliae 273:5 286:7,20         309:18 323:14 328:15       330:20 332:8 341:14       shade 297:24 298:2       266:24 261:4,267:15       slide 273:5 286:7,20         309:13 324:13 354:16,16       352:18 356:15       share 217:1 235:11       269:4 272:8 273:22       slight 212:13 256:22         349:13 354:16,16       352:18 356:15       share 217:1 235:11       278:14,14,19,23       slight 261:10         243:20 248:12 249:20       seek 203:20 216:16       shoc 289:16       shows 288:9,15 259:3,4       slight 261:10         236:17 337:16,20       seeks 231:7       seeks 231:7       shoot 218:18 268:1,9       259:10,14 261:7       slight 261:10         338:8 341:10 345:13       see 205:2 266:6       258:7,72,22 259:2,5       267:14 270:25 287:17       small 230:19 288:22         338:6 341:10 345:13       see 205:20 260:22 26:16       258:19,2224       slight 261:10       slight 261:10					
244:18 255:21 258:3 263:8 266:10 297:22 301:7 302:68 305:13 306:3 308:11,20311:3 313:21 321:8 321:11,12 322:8 321:11,12 322:8 321:11,12 322:8 setting 258:9 setting 258:9 setting 258:9 setting 258:9 257:5 258:12,14,25 260:24 261:1,18,22 260:24 261:1,18,22 slaw 220:13 slaw 220:13 					
263:8 266:10 297:22321:11,12 322:8setting 258:9257:5 258:12,14,25skull 284:24301:7 302:6,8 305:13323:16 327:25 328:3settlements 235:8259:8,17 260:17,23slain 298:7306:3 308:11,20328:10,12,14,17,20settles 206:23260:24 261:1,18,22slave 220:13309:18 323:14 328:15328:22 329:15,16,25Shabangu 221:15262:5,15 263:2,11,17slide 273:5 286:7,20309:18 323:14 328:16336:17348:19,24 351:7Shat 297:24 298:2269:4 272:8 273:22slight 212:13 256:22349:13 354:16,16352:18 356:15share 217:1 235:11278:14,14,19,23273:13saying 204:23 221:8seeing 267:18 308:23sharpened 290:6,636:17336:17slightly 261:10263:24 264:2336:17shoe 289:16shove 258:9,15 259:3,4slower 252:9,15260:10 264:2,6218:6 236:8 274:16shoo 218:18 268:1,9259:10,14 261:7sluw 232:18267:12 370:21 276:9seekers 234:7shoot 218:18 268:1,9259:10,14 261:7sluw 232:18338:8 341:10 345:13seen 205:9 258:6254:19 258:5,10,16252:20 259:0,11321:11 325:25 348:20346:17 348:18 353:19259:20 260:22 261:6258:17,22,22 259:2,5267:14 270:25 287:17smult 230:19 288:22338:13 340:20 343:10280:1 291:22 309:20300:4 321:14,25314:24 348:24,25,25smiling 269:1338:13 340:20 343:10280:1 291:22 309:20300:4 321:14,25314:24 348:24,25,25snip 261:25scapegoats 224:4348:3,8322:3,10,11,12,14,16349:1321:11 325:23 46					
301:7 302:6,8 305:13 306:3 308:11,20323:16 327:25 328:3 328:10,12,14,17,20settlements 235:8 settles 206:23259:8,17 260:17,23 260:24 261:1,18,22slain 298:7 slave 220:13309:18 323:14 328:15 329:2,10,13,20 30:7 330:20 332:8 341:14 330:12,32,4 339:14328:22 329:15,16,25 348:19,24 351:7Shabangu 221:15 shade 297:24 298:2 Shaft 219:6260:24 261:1,18,22 263:24 266:4 267:15slide 273:5 286:7,20 slides 273:6 279:22 slight 212:13 256:22349:13 354:16,16 243:20 248:12 249:20 266:12 64:2,6352:18 356:15 seeing 267:18 308:23 seek 203:20 216:16 218:6 236:8 274:16 shoot 218:18 268:1,9 seekers 234:7 seekers 234:7sharpened 290:6,6 shoo's 218:18 268:1,9 323:1 334:8slight 212:13 256:22 sight 212:13 256:22 336:17338:8 341:10 345:13 338:8 341:10 345:13 338:13 340:20 343:10 seene 291:22seeks 231:7 263:20 272:3shooting 218:22 254:13 259:67,12,15 259:6,7,12,15 259:6,7,12,15 259:6,7,12,15 259:1,0,16 258:7,12,15 259:6,7,12,15 259:6,7,12,15 259:1,0,16 259:20 260:22 261:6 258:17,22,22 259:2,5side 206:11 251:19 267:14 270:25 287:17 287:18,18 292:2,4 304:8,19 310:21 318:6 343:10 338:13 340:20 343:10 280:1 291:22 309:20social 229:2,5,6,11 320:13 23:17,18 326:4 322:3,10,11,12,14,16 323:17,18 326:4 323:17,18 326:4side 248:24 348:24 348:19 292:20 299:23social 229:9 231:22 222:2,5,6,01,16 322:17,2 322:3,10,11,12,14,16 334:19303:15 332:8,11 303:15 332:8,11 303:15 332:8,11 303:15 332:8,11 303:15 332:8,11seek 239:11 258:16 324:12,21 228:22 330:4 32:17,18 326:4 324:12,21,25 235:6seek 239:12 231:12 300:4 321:14,25 323:17,18 326:4 323:17,18 326:4side 268:				,	
306:3 308:11,20 309:18 323:14 328:15 329:2;10,13,20 330:7328:10,12,14,17,20 328:22 329:15,16,25 328:22 329:15,16,25 329:2;10,13,20 330:7settles 206:23 328:22 329:15,16,25 Shabangu 221:15 shade 297:24 298:2 Shaft 219:6 Shaft 219:23 Shaft 219:22 265:1 Shaft 219:22 265:1 Seek 231:7 Shoot 218:18 268:1,9 Side 206:11 251:19 Shoot 218:18 268:1,9 Side 206:11 251:19 Still 229:23 274:21,21 279:2 Scapegoats 224:4 Still 230:19 291:23 Shaft 299:123 Shaft 29					
309:18 323:14 328:15 329:2,10,13,20 330:7 330:20 332:8 341:14328:22 329:15,16,25 330:20 332:8 341:14 348:19,24 351:7 348:19,24 351:7 348:19,24 351:7 saying 204:23 221:8 243:20 248:12 249:20 260:10 264:2,6 260:10 264:2,6 313:6 316:3 325:4 388: 341:10 345:13 388: 341:10 345:13 388: 341:10 345:13 289:20 260:22 261:6 260:20 260:22 261:6 260:20 260:22 261:6 260:20 260:22 261:6 258:17,22,22 259:25 260:20 261:10 268:19 259:20 260:22 261:6 258:17,22,22 259:25 260:20 261:10 268:19 260:20 261:10 268:19 280:1 291:22 309:20 300:4 321:14,25 338:13 340:20 343:10 338:13 340:20 343:10 280:1 291:22 309:20 280:1 291:22 309:20 300:4 321:14,25 338:13 340:20 343:10 280:1 291:22 309:20 300:4 321:14,25 280:1 291:22 309:20 300:4 321:14,25 333:10 336:13 331:0 336:13 331:0 336:13 341:19Sub 28:22 329:12 341:19Sub 28:22 328:18 341:10 344:19Sub 28:22 328:18 341:10 344:19Sub 28:22 328:18 341:10 344:19Sub 28:22 328:18 341:10 344:19Sub 28:22 328:18 342:14 348:13,11,15Sub 28:22 3 341:10 344:19Sub 28:22 3 341:19309:14 320:13 341:19280:1291:22 309:20 344:19Sub 28:22 3 322:317,18 326:4 344:10 344:19Sub 28:213 346:8 341:10 344:13,11,15Sub 28:213 3428:18 344:19Sub 28:213 3428:14 344:19Sub 29:223 344:19Sub 23:12,223 	,				
329:2,10,13,20 330:7 330:11,23,24 339:14 349:13 354:16,16330:20 332:8 341:14 348:19,24 351:7 349:13 354:16,16shade 297:24 298:2 Shaft 219:6 share 217:1 235:11 share 289:16 show 258:9,15 259:3,4 side 206:11 251:19 295:10,14 261:7 small 230:19 288:22 292:13,18 304:1 321:11 325:25 348:20 small 230:19 288:22 292:13,18 304:1 321:11 325:25 348:20 smiling 269:1 smining 261:2 smining 261:2 smining 261:2 smining 261:	-				
330:11,23,24 339:14 349:13 354:16,16 saying 204:23 221:8 243:20 248:12 249:20 260:10 264:2,6 260:10 264:2,6 313:6 316:3 325:4 338:8 341:10 345:13 348:19,24 351:7 261:1 232:22 265:1 338:8 341:10 345:13 338:8 341:10 345:13 338:8 341:10 345:13 338:8 341:10 345:13 338:13 340:20 343:10 218:2 224:2 252:23Shaft 219:6 share 217:1 235:11 sharpened 290:6,6 she's 264:2 shoe 289:16 shoot 218:18 268:1,9 323:1 334:8 259:10,14 261:7 259:10,14 261:7 292:13,18 304:1 321:11 325:25 348:20 321:11 325:25 348:20 321:11 325:25 348:20 321:11 325:25 348:20 338:13 340:20 343:10 338:13 340:20 343:10 280:1 291:22 309:20 300:4 321:14,25 338:13 340:20 343:10 303:15 332:8,14 333:10 336:1,3 333:10 336:1,3 333:10 336:1,3 331:13 33:10 336:1,3 331:13 33:10 336:1,3 331:13 33:10 336:1,3 341:19348:19,20:24 348:38 seff 286:11 seff-sufficient 220:12Shaft 219:6 344:10 344:19Shaft 219:6 259:20 279:13 344:19Shaft 219:6 259:20 279:13 344:19Shaft 219:6 259:20 279:13 344:19Shaft 219:16 259:20 279:13 344:19Shaft 219:16 259:20 279:13 344:19Shaft 219:16 259:20 279:13 344:19Shaft 219:19Shaft 212:13 256:22 259:67 267:14 270:25 285:13 267:14 270:25 287:17 267:14 270:25 287:17 267:14 270:25 287:17 267:14 270:25 287:17 267:14 270:25 287:17 <b< td=""><td></td><td></td><td>0</td><td></td><td></td></b<>			0		
349:13 354:16,16 saying 204:23 221:8 243:20 248:12 249:20 260:10 264:2,6 267:18 270:21 276:9 313:6 316:3 325:4 336:17 337:16,20 seeks 231:7 says 204:1,20 217:25 says 204:1,20 217:25 scapegoats 224:4 sees 239:11 258:16 sees 239:11 258:16 says 230:20 says 231:12 2309:20 solid 221:14,25 says 231:12 2309:20 says 231:13 34:6,8 341:10 says 24:14 348:24 says 24:12,21,25 235:6 says 231:13 34:6,8 34					
saying 204:23 221:8 243:20 248:12 249:20 260:10 264:2,6seeing 267:18 308:23 seek 203:20 216:16 218:6 236:8 274:16sharpened 290:6,6 she's 264:2 shoe 289:16282:24 300:17 303:25 36:17 shows 258:9,15 259:3,4slightly 261:10 slower 252:9,15267:18 270:21 276:9 313:6 316:3 325:4 336:17 337:16,20seekers 234:7 seeking 221:22 265:1shoot 218:18 268:1,9 323:1 334:8259:10,14 261:7 259:10,14 261:7SLP 232:6,19 small 230:19 288:22336:17 337:16,20 338:8 341:10 345:13 345:17 348:18 353:19 259:20 260:22 261:6shooting 218:22 254:13 259:20 260:22 261:6shooting 218:22 254:13 259:6,7,12,15 260:19side 206:11 251:19 292:13,18 304:1 321:11 325:25 348:20338:13 340:20 343:10 338:13 340:20 343:10 303:15 332:8,11 333:10 336:13 341:19sees 239:11 258:16 259:20 279:13 self 286:11 self-sufficient 220:12322:18,20,23 323:1 347:21 348:1,3,11,15side 348:24 signed 219:19social 229:9 231:22 232:2,5,6,10,16					0
243:20 248:12 249:20 260:10 264:2,6seek 203:20 216:16 218:6 236:8 274:16she's 264:2 shoe 289:16336:17 shows 258:9,15 259:3,4 259:10,14 261:7slower 252:9,15 slowly 254:15313:6 316:3 325:4 336:17 337:16,20 338:8 341:10 345:13 345:17 348:18 353:19seeks 231:7 seeks 231:7 seen 205:9 258:6shoot 218:18 268:1,9 323:1 334:8259:10,14 261:7 295:19 322:18showly 254:15 SLP 232:6,19338:8 341:10 345:13 345:17 348:18 353:19seeks 231:7 seen 205:9 258:6shooting 218:22 254:13 259:20 260:22 261:6side 206:11 251:19 259:20 260:22 261:6292:13,18 304:1 321:11 325:25 348:20338:13 340:20 343:10 338:13 340:20 343:10 333:10 336:1,3 341:19280:1 291:22 309:20 303:15 332:8,11 333:10 336:1,3 341:19341:10 seff-sufficient 220:12344:10 347:21 348:1,3,11,15sight 282:23 signed 219:19side 348:24 signed 219:19232:2,5,6,10,16 231:13	,				slightly 261:10
267:18 270:21 276:9 313:6 316:3 325:4 336:17 337:16,20 338:8 341:10 345:13 345:17 348:18 353:19seekers 234:7 seeks 231:7 seeks 231:7 seeks 231:7 seen 205:9 258:6 259:20 260:22 261:6 262:7 263:20 272:3 218:6 263:19 291:23 338:13 340:20 343:10 280:1 291:22 309:20shoot 218:18 268:1,9 323:1 334:8 254:19 258:5,10,16 258:17,22,22 259:2,5 259:6,7,12,15 260:19 260:20 261:10 268:19 300:4 321:14,25 300:4 321:14,25 322:18,20,23 323:1 338:13 340:20 343:10 338:13 340:20 343:10 280:1 291:22 309:20 303:15 332:8,11 331:0 336:1,3 341:19seekers 234:7 seeks 231:7 262:7 263:20 272:3 262:7 263:20 272:3 260:20 261:10 268:19 300:4 321:14,25 322:3,10,11,12,14,16 322:18,20,23 323:1 323:17,18 326:4 334:6,8 341:10 341:19shoot 218:18 268:1,9 259:20 279:13 323:17,18 326:4 334:6,8 341:10 341:19SLP 232:6,19 small 230:19 288:22 295:23307:15 332:8,11 333:10 336:1,3 341:19seeker 234:7 29:20 279:13 self 286:11 self-sufficient 220:12shoot 218:18 268:1,9 347:21 348:1,3,11,15259:10,14 261:7 295:19 322:18 259:20 259:6,11 252:20 259:6,11 252:20 259:6,11 267:14 270:25 287:17 287:18,18 292:2,4 304:8,19 310:21 314:24 348:24,25,25 348:3,8 self 286:11 334:6,8 341:10 341:19SLP 232:6,19 252:20 259:6,11 267:14 270:25 287:17 287:18,18 292:2,4 304:8,19 310:21 314:24 348:24,25,25 348:3,8 232:23,10,11,12,14,16 323:17,18 326:4 334:6,8 341:10 347:21 348:1,3,11,15SLP 232:6,19 259:20 279:13 344:12,21,25 235:6 246:4,10 256:24 246:4,10		seek 203:20 216:16	she's 264:2		
313:6 316:3 325:4 336:17 337:16,20 38:8 341:10 345:13 345:17 348:18 353:19seeking 221:22 265:1 seeks 231:7 seen 205:9 258:6323:1 334:8 shooting 218:22 254:13 254:19 258:5,10,16295:19 322:18 side 206:11 251:19 252:20 259:6,11 267:14 270:25 287:17 287:18,18 292:2,4small 230:19 288:22 292:13,18 304:1 321:11 325:25 348:20 smiling 269:1says 204:1,20 217:25 218:6 263:19 291:23 338:13 340:20 343:10 scapegoats 224:4 scenes 294:22 295:23259:20 260:22 261:6 260:2 261:10 268:19 300:4 321:14,25 322:3,10,11,12,14,16 322:18,20,23 323:1small 230:19 288:22 292:13,18 304:1 321:11 325:25 348:20 smiling 269:1 smiling 269:1303:15 332:8,11 333:10 336:1,3 341:19259:20 279:13 self-sufficient 220:12322:18,20,23 323:1 347:21 348:1,3,11,15sight 282:23 signed 219:19socio-economic 231:13	260:10 264:2,6	218:6 236:8 274:16		shows 258:9,15 259:3,4	slowly 254:15
336:17 337:16,20 338:8 341:10 345:13 345:17 348:18 353:19seeks 231:7 seen 205:9 258:6 259:20 260:22 261:6shooting 218:22 254:13 254:19 258:5,10,16 258:17,22,22 259:2,5side 206:11 251:19 252:20 259:6,11 267:14 270:25 287:17 287:18,18 292:2,4292:13,18 304:1 321:11 325:25 348:20 smiling 269:1 smoothly 255:13says 204:1,20 217:25 218:6 263:19 291:23 338:13 340:20 343:10 scapegoats 224:4 scenes 294:22 295:23260:20 261:10 268:19 302:1 291:22 309:20287:18,18 292:2,4 300:4 321:14,25 314:24 348:24,25,25smoothly 255:13 smiling 269:1 smoothly 255:13scapegoats 224:4 303:15 332:8,11 331:10 336:1,3 341:19seeks 239:11 258:16 259:20 279:13 self-sufficient 220:12322:18,20,23 323:1 347:21 348:1,3,11,15side 348:24 sight 282:23 signed 219:19232:2,5,6,10,16 232:12,2					SLP 232:6,19
338:8 341:10 345:13 345:17 348:18 353:19seen 205:9 258:6 259:20 260:22 261:6 262:7 263:20 272:3254:19 258:5,10,16 258:17,22,22 259:2,5 259:6,7,12,15 260:19252:20 259:6,11 267:14 270:25 287:17 287:18,18 292:2,4321:11 325:25 348:20 smiling 269:1 smoothly 255:13338:13 340:20 343:10 338:13 340:20 343:10260:27 263:20 272:3 274:21,21 279:2260:20 261:10 268:19 300:4 321:14,25304:8,19 310:21 314:24 348:24,25,253muts 219:15,23 smip 261:25scapegoats 224:4 scenes 294:22 295:23280:1 291:22 309:20 348:3,8300:4 321:14,25 322:3,10,11,12,14,16314:24 348:24,25,25 349:1snuts 219:15,23 snip 261:25303:15 332:8,11 333:10 336:1,3 341:19259:20 279:13 self-sufficient 220:12322:18,20,23 323:1 347:21 348:1,3,11,15sight 282:23 signed 219:19234:12,21,25 235:6 246:4,10 256:24 socio-economic 231:13		0			
345:17 348:18 353:19259:20 260:22 261:6258:17,22,22 259:2,5267:14 270:25 287:17smiling 269:1says 204:1,20 217:25262:7 263:20 272:3259:6,7,12,15 260:19287:18,18 292:2,4smoothly 255:13218:6 263:19 291:23274:21,21 279:2260:20 261:10 268:19304:8,19 310:21smuts 219:15,23338:13 340:20 343:10280:1 291:22 309:20300:4 321:14,25314:24 348:24,25,25smip 261:25scapegoats 224:4348:3,8322:3,10,11,12,14,16349:1social 229:9 231:22303:15 332:8,11259:20 279:13323:17,18 326:4sided 348:24232:2,5,6,10,16333:10 336:1,3self 286:11334:6,8 341:10sight 282:23246:4,10 256:24341:19self-sufficient 220:12347:21 348:1,3,11,15signed 219:19socio-economic 231:13					
says 204:1,20 217:25 218:6 263:19 291:23 338:13 340:20 343:10262:7 263:20 272:3 274:21,21 279:2 380:1 291:22 309:20259:6,7,12,15 260:19 260:20 261:10 268:19 300:4 321:14,25287:18,18 292:2,4 304:8,19 310:21 314:24 348:24,25,25smoothly 255:13 Smuts 219:15,23 snip 261:25scapegoats 224:4 scenes 294:22 295:23280:1 291:22 309:20 348:3,8300:4 321:14,25 322:3,10,11,12,14,16 322:18,20,23 323:1304:8,19 310:21 314:24 348:24,25,25Smuts 219:15,23 snip 261:25303:15 332:8,11 333:10 336:1,3 341:19259:20 279:13 self-sufficient 220:12322:18,20,23 323:1 347:21 348:1,3,11,15sided 348:24 sight 282:23 sight 282:23232:2,5,6,10,16 246:4,10 256:24 socio-economic 231:13					321:11 325:25 348:20
218:6 263:19 291:23 338:13 340:20 343:10274:21,21 279:2 280:1 291:22 309:20260:20 261:10 268:19 300:4 321:14,25304:8,19 310:21 314:24 348:24,25,25Smuts 219:15,23 snip 261:25scapegoats 224:4 scenes 294:22 295:23348:3,8 248:3,8322:3,10,11,12,14,16 322:18,20,23 323:1304:8,19 310:21 314:24 348:24,25,25Smuts 219:15,23 snip 261:25303:15 332:8,11 333:10 336:1,3 341:19259:20 279:13 self-sufficient 220:12322:18,20,23 323:1 347:21 348:1,3,11,15sided 348:24 sight 282:23 sight 282:23232:2,5,6,10,16 246:4,10 256:24 socio-economic 231:13					
338:13 340:20 343:10280:1 291:22 309:20300:4 321:14,25314:24 348:24,25,25snip 261:25scapegoats 224:4348:3,8322:3,10,11,12,14,16349:1social 229:9 231:22scenes 294:22 295:23sees 239:11 258:16322:18,20,23 323:1sided 348:24social 229:9 231:22303:15 332:8,11259:20 279:13323:17,18 326:4sides 268:4,23 288:18234:12,21,25 235:6333:10 336:1,3self 286:11334:6,8 341:10sight 282:23sight 282:23341:19self-sufficient 220:12347:21 348:1,3,11,15signed 219:19socio-economic 231:13	•				
scapegoats 224:4 scenes 294:22 295:23348:3,8 sees 239:11 258:16 259:20 279:13 self 286:11 341:19322:3,10,11,12,14,16 322:18,20,23 323:1 323:17,18 326:4 334:6,8 341:10 347:21 348:1,3,11,15349:1 sided 348:24 sides 268:4,23 288:18 sight 282:23 signed 219:19social 229:9 231:22 232:2,5,6,10,16 232:12,2,5,6,10,16 234:12,21,25 235:6 246:4,10 256:24 socio-economic 231:13					-
scenes 294:22 295:23sees 239:11 258:16322:18,20,23 323:1sided 348:24232:2,5,6,10,16303:15 332:8,11259:20 279:13323:17,18 326:4sides 268:4,23 288:18234:12,21,25 235:6333:10 336:1,3self 286:11334:6,8 341:10sight 282:23246:4,10 256:24341:19self-sufficient 220:12347:21 348:1,3,11,15signed 219:19socio-economic 231:13					-
303:15 332:8,11 333:10 336:1,3259:20 279:13 self 286:11 self-sufficient 220:12323:17,18 326:4 334:6,8 341:10 347:21 348:1,3,11,15sides 268:4,23 288:18 sight 282:23 signed 219:19234:12,21,25 235:6 246:4,10 256:24 socio-economic 231:13		· · · · · · · · · · · · · · · · · · ·			
333:10 336:1,3self 286:11334:6,8 341:10sight 282:23246:4,10 256:24341:19347:21 348:1,3,11,15signed 219:19socio-economic 231:13					
341:19 self-sufficient 220:12 347:21 348:1,3,11,15 signed 219:19 socio-economic 231:13	( 3) (CTOBE 9) ( 2.0)	ci,			
and have the set of the last			· · · · · · · · · · · · · · · · · · ·		
secure-secure 220.14 [ Secure 243.7 ] 346.21 333.10 337.7 [ significance 219:10 ] solution 241:25	Same Land Mana Mr. In Land				
	scene-setting 258:14	ocii 223./	340.21 333:10 337:7	significance 219:10	solution 241:23

Tel: 011 021 6457 Fax: 011 440 9119

RealTime Transcriptions

#### Rustenburg

				Dago 1
1				Page 13
solve 233:21	325:20 339:2	259:20 266:11	swear 275:22,23,24	251:12,25 257:20
somebody 221:9 264:4	<b>spoken</b> 246:17	striking 346:14	switched 300:7	258:7 261:2,25 262:4
266:5	spontaneous 221:25	struggles 234:11,13	sworn 276:7 294:6	262:5 264:21 270:24
soon 228:18 236:16	<b>spot</b> 284:3	stuff 315:15 328:1	synergy 241:21	tell 226:6 232:18
sordid 217:11 220:8	sprang 339:25	stun 288:16 290:3,7	system 223:17	236:20 272:2 276:12
sorry 205:1 208:4	spread 330:18	<b>sub</b> 230:11	systematic 220:7	299:25 304:11 306:8
210:15,16 214:19	stage 206:11 211:24	subject 325:5,9,11		306:13,19 317:20
222:13 240:10,20	215:4 222:3 224:7	submission 226:25	T	318:3,12 319:8
252:12 264:20 266:7	225:10 226:4,11	227:16 236:7 237:22	table 257:11	324:11 334:2 339:16
272:2 273:10 276:9	234:1 237:6 253:2	238:8 240:19 242:2	take 203:3 204:15	349:7 352:5
283:19 288:5,12	271:10 286:15 294:25	submissions 215:10	209:2 219:8 226:13	telling 212:5 325:23
291:1 293:7 296:4	302:3 308:4 329:10	217:17 227:10 228:17	228:14 229:2 232:25	337:3
306:20 307:2 309:13	333:8 338:10 342:23	229:5	233:25 236:16,17,18	temporary 235:25
309:14 310:20,20	351:11 354:5 357:9	submit 228:20 241:21	236:19,22 241:20	<b>ten</b> 261:25
317:4,10 319:4 322:1	stages 237:25	275:2	245:5 248:15 249:17	term 208:16 217:10
327:6,10 339:3,21	stain 277:14	submitted 226:24	253:12 255:22 257:11	290:5
350:9 352:7 355:2	stakeholder 243:21	subparagraph 336:15	258:20 271:9,23	termed 230:16,18
357:25	stand 268:6 275:14	338:14	275:19 280:8,22	234:3
sort 268:21 281:3	347:13 354:7	subpoena 249:17	282:3 289:18 293:12	terminology 214:7
289:24 342:13	standing 267:21 307:14	subpoenas 250:15,25	293:25 297:20 300:18	terms 203:23 204:1
sorted 275:11	331:1 333:12 334:12	subsequent 264:16	304:21,24 306:8	207:2 208:3,14,15,17
sound 247:24	342:7 354:2	subsequently 224:7	308:3 312:13 313:21	224:7 231:15,16
sounds 237:23 275:10	stands 332:15	238:7 339:11	313:24 314:1,7	238:15 240:21,23,24
347:21	start 207:21 212:14	succeed 349:14	316:21 317:25 324:15	241:10 242:23 245:1
sourced 243:9	252:16 253:17 269:19	succeeded 351:7	334:24 343:17 344:16	245:3,8
South 204:19 210:7	336:5 357:12	successfully 276:21	344:17,20 345:18,22	terrible 334:23
215:12 217:11 223:11	started 267:23 297:19	277:13	346:7,13 347:3,14	terribly 258:13
223:12 227:12 230:25	300:4,9 321:10,12,13	suffering 239:4	349:19 351:3,20	test 268:23
231:15 232:12,14	323:15 335:22,23	suggest 229:1 233:10	taken 206:15 223:2	testified 213:7 356:19
247:3 249:11 251:7	337:23 347:8 349:9	236:18 244:22 245:10	244:1 268:3 294:24	testify 210:20 211:3
257:21,23 262:10	357:7	246:10 253:17 255:8	304:1 323:20 331:3	213:8 249:13
267:12 276:15,17	starting 299:23	265:13 268:10 294:4	341:11,19,19 343:12	<b>text</b> 264:14
323:7,22	state 218:13 219:13	294:5,10 308:3	349:9 355:8	Thanks 206:18 212:8
southern 287:17,18	220:7 242:5 243:25	320:21	takes 258:18 266:15	214:11
292:2,3	stated 350:12	suggested 255:25 270:4	334:21 342:23	that's 204:2 206:13
<b>so-called</b> 206:23 207:7	statement 203:6 206:10	319:23 342:17	<b>Talbot</b> 241:18,19	207:23 208:20 209:11
220:11,15 221:20	206:23 210:14 212:10	suggesting 265:7 266:9	talk 209:18 220:19	213:3 214:8,17,24
224:2	213:11 227:4,5,24	269:15 349:22	235:12 236:14,17	217:6,7 226:16 239:6
space 330:19,20	228:3,5 239:18,19	suggestion 204:17	257:6 269:25 270:8	239:7,8 240:11
speak 216:20 237:15	247:16 250:1,4 251:2	211:22 221:25 255:19	300:22 301:8 306:21	246:24 247:7 250:24
266:25 268:4 274:22	277:3,5,9 278:4	271:6 274:2 294:12	327:24 337:8	258:13 262:3 264:20
303:23 312:8 315:20	279:15 280:13,23	suggestions 265:18	talking 245:2 266:8	270:17 271:1,8 296:2
316:9 322:12	281:20,20,25 286:16	suggests 261:14	295:22 316:6 324:20	296:13,14 298:8
SPEAKER 352:25	286:25,25 287:2	summoned 340:2	325:14 332:25 333:1	306:22,23 307:7
speaking 203:9 237:21	292:11,12,16 294:6	Sunday 212:21	333:21 334:1 335:7	311:7,10,21,22
238:23 256:25 263:15	294:17 316:24	superiors 343:17	335:11,14 353:18	312:19 320:16 325:3
264:11 265:8,22	statements 224:24	supplied 275:1	talks 204:4 219:9	327:18 329:12 332:11
266:20 325:14 339:3	228:21 245:5 247:15	support 204:13 250:6	293:13,25	334:5 335:13 340:20
speaks 215:1	248:8,24 250:7,8	suppose 329:19	task 224:16 315:8,9	344:19 346:10,19
spear 290:10,10	267:6 268:3,13,15	supposed 242:25	taste 207:23	349:24 354:3,4,9
special 315:8 333:17	269:1,23	247:25 318:16 320:4	tea 236:16,19,23	356:7,11,15
specific 223:22 230:6	status 277:16	349:20 357:12	307:23,24	theme 237:5,7,10
232:9 235:5 245:13	statutory 227:13	sure 208:11,23 243:17	team 210:6 213:3	themes 237:11,25 238:7
273:21 279:16 282:6	step 205:12 206:2 209:2	245:3,23 253:5,9	216:19 226:2 227:17	theoretical 276:21
315:16 321:7 331:8	steps 331:3	254:9 257:6 266:7	227:18 245:11 249:9	therapists 255:22
338:24	sticks 267:18 268:7	268:14 290:2 291:3	250:14 264:16 271:15	thereof 228:17 334:22
specifically 245:12	stone 225:6	296:16 297:16 299:10	276:16 295:14 298:16	there's 206:17 256:22
304:4 321:14 325:19	stop 206:9 208:17	303:8 312:16 318:23	306:3,5	262:16 264:3 268:16
345:16 349:18	211:9 267:23 357:23	332:20 334:1 341:3,4	teams 272:10	307:18 308:14 311:1
speculate 325:22	stopped 248:12 252:10	341:5 347:8 348:17	tears 207:20	351:10 353:2
speech 264:4,10,14	275:12	348:22 355:10	technician 258:20	theses 215:9
speed 252:9,15	straight 285:21 290:13	surprised 266:25	263:13 277:19,21	they'd 248:9
spend 309:22	D atreas 221.15	survived 204:24	278:12,16 279:1	they're 245:6 317:24
and the state of the later of the state	stress 221:15			
spent 232:23 309:25	strike 219:15,21,22	suspect 212:4	techniques 343:14	they've 351:1,4,5
spirit 230:6	<b>strike</b> 219:15,21,22 220:3 240:7	suspects 332:6,10,10	telephone 208:5	thing 210:8 249:6,6
	strike 219:15,21,22			

Tel: 011 021 6457 Fax: 011 440 9119

**RealTime Transcriptions** 

Email: realtime@mweb.co.za

## Marikana Commission of Inquiry

#### Rustenburg

	Page 336:12,13,16,21,21 336:22 337:25 338:23 338:24,25 339:2,4,6 346:18,22,22 347:8 347:24 348:4,19,25 349:3,14,18 350:6,13 355:14 357:19,21 videoed 338:3 347:25 348:22 videoing 336:24 videos 271:14 355:11 355:18,19 356:9,9,12 view 208:7 209:3 241:16,20,21 243:13 245:19 259:15 265:13 281:7 324:10 326:23 327:18 viewing 251:14 village 230:20,21,21 violence 219:16 235:23 236:2 virtually 291:6,10 visible 288:1 visited 309:19 vitally 254:24
281:4 293:20 324:11         torch 220:16         turns 348:25         unprecedented 219:12           324:23 325:1         touch 238:12         touch 238:12         tw 271:3         unturned 225:7           237:23 241:7 247:13         tour 30:19         240:2;4,8,13,22         uppre 242:14,15         uppre 242:14,15           248:1,13 250:10         tw 230:25         trace 225:17         247:12 252:17,17         uppre 242:14,15         uppre 242:14,15           246:1,12 23         trace 225:17         trade 225:17         247:12 252:17,17         use 225:18 226:1 307:1           thorough 36:15         traditional 228:2,9,12         287:9 288:18,19,22         useful 286:12         useful 286:25           thorough 296:24         231:9,12,14,18,20         298:17 300:14 302:1         useful 286:25         utilise 232:12           277:3,10         231:9,12,14,18,20,24         304:1 313:13 314:15         useful 286:25         utilise 232:12           214:2 249:20         234:6,11,15,18,20,24         304:1 313:13 314:15         useful 266:20         utered 248:25           234:24 24:22         traged 218:1 223:22         training 276:21 277:2         302:41,46 303:5,10;14         266:16         utered 248:25           237:19 240:42 46:16         training 276:21 277:25         332:12,233:12         333:18 347:17 357:6         underying 216:14 <td>336:22 337:25 338:23 338:24,25 339:2,4,6 346:18,22,22 347:8 347:24 348:4,19,25 349:3,14,18 350:6,13 355:14 357:19,21 videoed 338:3 347:25 348:22 videoing 336:24 videos 271:14 355:11 355:18,19 356:9,9,12 view 208:7 209:3 241:16,20,21 243:13 245:19 259:15 265:13 281:7 324:10 326:23 327:18 viewing 251:14 village 230:12 232:25 234:1 Villages 230:20,21,21 violence 219:16 235:23 236:2 virtually 291:6,10 visible 288:1 visited 309:19</td>	336:22 337:25 338:23 338:24,25 339:2,4,6 346:18,22,22 347:8 347:24 348:4,19,25 349:3,14,18 350:6,13 355:14 357:19,21 videoed 338:3 347:25 348:22 videoing 336:24 videos 271:14 355:11 355:18,19 356:9,9,12 view 208:7 209:3 241:16,20,21 243:13 245:19 259:15 265:13 281:7 324:10 326:23 327:18 viewing 251:14 village 230:12 232:25 234:1 Villages 230:20,21,21 violence 219:16 235:23 236:2 virtually 291:6,10 visible 288:1 visited 309:19
Bit 4 293:20 324:11         torch 220:16         turns 348:25         unprecedented 219:12           324:23 325:1         touch 233:12         touch 238:12         trace 235:23 226:20         untrmed 225:7           235:12 326:10         tour 320:25 234:1         touch 238:12         tour 320:25 234:1         226:31 329:24         uppre 242:14,15           248:1,13 250:10         town 30:19         240:24,8,13,22         uppre 242:14,15         Uppington 276:24           266:10 278:22 303:24         trace 225:17         trade 217:13         247:12 245:1,200:34,4         use 225:18 226:1 307:1           41:20 342:24 343:25         trade 217:13         228:23 229:12,18         289:15 202:8 28:14,14         use 215:18 226:1 307:1           41:20 342:24 343:25         trade 217:13         228:23 229:12,18         289:15 21 200:3,4,4         useful 268:25           thorough 36:15         trade 217:13         228:22 329:12,18         230:24,16 303:5,10,12         useful 268:25           though 206:10 216:3         323:8,15,24 233:25         302:4,16 303:5,10,12         utrered 248:25           247:12 242:12,26         traged 218:1,15,18,20,24         304:1 313:13 314:15         utrered 248:25           144:19         traged 218:1,223:22         trade 217:23         302:4,16 303:5,10,12         266:16         utrered 248:25           2	336:22 337:25 338:23 338:24,25 339:2,4,6 346:18,22,22 347:8 347:24 348:4,19,25 349:3,14,18 350:6,13 355:14 357:19,21 videoed 338:3 347:25 348:22 videoing 336:24 videos 271:14 355:11 355:18,19 356:9,9,12 view 208:7 209:3 241:16,20,21 243:13 245:19 259:15 265:13 281:7 324:10 326:23 327:18 viewing 251:14 village 230:12 232:25 234:1 Villages 230:20,21,21 violence 219:16 235:23 236:2 virtually 291:6,10 visible 288:1 visited 309:19
324:23         total 304:18         true 27:12         tore 23:23         tore 23:23         umrer 23:23         23:24:23         umrer 23:23         23:24:24         umrer 23:23         23:24:23         umrer 23:23         23:24:23         umrer 23:23         23:24:25         umrer 23:23         23:24:25         umrer 23:25:23         23:24:25         umprer 24:14:15         upper 24:14:15         upper 24:14:15         upper 24:14:15         upper 24:14:15         upper 24:21:41:15         u	338:24,25 339:2,4,6 346:18,22,22 347:8 347:24 348:4,19,25 349:3,14,18 350:6,13 355:14 357:19,21 videoed 338:3 347:25 348:22 videoing 336:24 videos 271:14 355:11 355:18,19 356:9,9,12 view 208:7 209:3 241:16,20,21 243:13 245:19 259:15 265:13 281:7 324:10 326:23 327:18 viewing 251:14 village 230:12 232:25 234:1 Villages 230:20,21,21 violence 219:16 235:23 236:2 virtually 291:6,10 visible 288:1 visited 309:19
things 204:5 207:8 225:12 226:10 233:4 237:32 241:7 247:13 248:1,13 250:10 361:5 233:225 234:1 248:1,13 250:10 361:2 233:225 234:1 248:1,13 250:10 361:2 233:225 234:1 248:1,13 250:10 361:2 233:225 234:1 251:3 334:23 335:2 thoroug 336:15 228:12 23 140roug 336:15 228:23 229:12,18 228:15,21 2003,4,4 140roug 336:15 228:23 229:12,18 230:3,9,12,14 231:2,5 230:3,9,12,14 231:2,5 230:3,9,12,14 231:2,5 230:3,9,12,14 231:2,5 230:3,9,12,14 231:2,5 230:3,9,12,14 231:2,5 234:52 335:522 140roug 346:14 140roug 346:14 150usand 346:15 150usand 346:14 150usand 346:15 150usand 340	346:18,22,22 347:8 347:24 348:4,19,25 349:3,14,18 350:6,13 355:14 357:19,21 videoed 338:3 347:25 348:22 videoing 336:24 videos 271:14 355:11 355:18,19 356:9,9,12 view 208:7 209:3 241:16,20,21 243:13 245:19 259:15 265:13 281:7 324:10 326:23 327:18 viewing 251:14 village 230:12 232:25 234:1 Villages 230:20,21,21 violence 219:16 235:23 236:2 virtually 291:6,10 visible 288:1 visited 309:19
225:12         226:12         226:12         226:31         226:42         226:31         226:42         226:42         226:42         226:42         226:42         226:42         226:42         226:42         226:42         226:42         226:42         226:42         226:42         226:42         227:42<	347:24 348:4,19,25 349:3,14,18 350:6,13 355:14 357:19,21 videoed 338:3 347:25 348:22 videoing 336:24 videos 271:14 355:11 355:18,19 356:9,9,12 view 208:7 209:3 241:16,20,21 243:13 245:19 259:15 265:13 281:7 324:10 326:23 327:18 viewing 251:14 village 230:12 232:25 234:1 Villages 230:20,21,21 violence 219:16 235:23 236:2 virtually 291:6,10 visible 288:1 visited 309:19
$\begin{array}{c c c c c c c c c c c c c c c c c c c $	349:3,14,18 350:6,13 355:14 357:19,21 videoed 338:3 347:25 348:22 videoing 336:24 videos 271:14 355:11 355:18,19 356:9,9,12 view 208:7 209:3 241:16,20,21 243:13 245:19 259:15 265:13 281:7 324:10 326:23 327:18 viewing 251:14 village 230:12 232:25 234:1 Villages 230:20,21,21 violence 219:16 235:23 236:2 virtually 291:6,10 visible 288:1 visited 309:19
$\begin{array}{c c c c c c c c c c c c c c c c c c c $	355:14 357:19,21 videoed 338:3 347:25 348:22 videoing 336:24 videos 271:14 355:11 355:18,19 356:9,9,12 view 208:7 209:3 241:16,20,21 243:13 245:19 259:15 265:13 281:7 324:10 326:23 327:18 viewing 251:14 village 230:12 232:25 234:1 Villages 230:20,21,21 violence 219:16 235:23 236:2 virtually 291:6,10 visible 288:1 visited 309:19
266:10 278:22 303:24         toxic 218:10 248:1         242:11 244:1,3,8,9         upsetting 256:12 273:8           325:19 334:23 338:9         traced 225:17         traced 225:17         urgent 236:10           third 221:23         traced 225:17         traced 225:17         urgent 236:10           third 221:23         traditional 228:2,9,12         28:515 26:28 228:14         useful 268:25           297:3,10         231:9,12,14,18,20         298:15,21 290:3,4,4         useful 268:25           222:14 244:2 49:20         234:6,11,15,18,20,24         302:4,16 303:5,10,15         uttreances 265:23           245:12 269:19 332:20         234:6,223:25         302:4,16 303:5,10,15         uttread 248:25           345:3 355:22         236:7,9,12 238:16         304:1 313:13 314:15         uttread 249:20           243:10         traged 24:2 249:20         297:7 335:14 236:1         underlying 216:14           203:37 235:4,68 358:3         tragic 240:2         underlying 216:14         293:3 301:19,23           111 44:19         342:5,8,11,15,17,21         342:5,8,11,15,17,21         underlying 216:14         293:3 301:19,23           216 32:17 204:17         742:12,25         underlying 216:14         293:3 301:19,23         302:11,24 303:6,22           216 32:20:227:13         training 276:21 277:25         256:23 257:4 260:5	videoed 338:3 347:25 348:22 videoing 336:24 videos 271:14 355:11 355:18,19 356:9,9,12 view 208:7 209:3 241:16,20,21 243:13 245:19 259:15 265:13 281:7 324:10 326:23 327:18 viewing 251:14 village 230:12 232:25 234:1 Villages 230:20,21,21 violence 219:16 235:23 236:2 virtually 291:6,10 visible 288:1 visited 309:19
$\begin{array}{c c c c c c c c c c c c c c c c c c c $	348:22 videoing 336:24 videos 271:14 355:11 355:18,19 356:9,9,12 view 208:7 209:3 241:16,20,21 243:13 245:19 259:15 265:13 281:7 324:10 326:23 327:18 viewing 251:14 village 230:12 232:25 234:1 Villages 230:20,21,21 violence 219:16 235:23 236:2 virtually 291:6,10 visible 288:1 visited 309:19
$\begin{array}{c c c c c c c c c c c c c c c c c c c $	videoing 336:24 videos 271:14 355:11 355:18,19 356:9,9,12 view 208:7 209:3 241:16,20,21 243:13 245:19 259:15 265:13 281:7 324:10 326:23 327:18 viewing 251:14 village 230:12 232:25 234:1 Villages 230:20,21,21 violence 219:16 235:23 236:2 virtually 291:6,10 visible 288:1 visited 309:19
$\begin{array}{c c c c c c c c c c c c c c c c c c c $	videos 271:14 355:11 355:18,19 356:9,9,12 view 208:7 209:3 241:16,20,21 243:13 245:19 259:15 265:13 281:7 324:10 326:23 327:18 viewing 251:14 village 230:12 232:25 234:1 Villages 230:20,21,21 violence 219:16 235:23 236:2 virtually 291:6,10 visible 288:1 visited 309:19
thorough 336:15         228:23 229:12,18         289:15,21 290:3,4,4         useful 268:25           thoroughly 296:24         230:3,9,12,14 231:2,5         295:23 298:6,14,14         209:15,21 290:3,4,4         uttireances 265:23           thought 206:10 216:3         232:8,15,24 233:25         302:4,16 303:5,10,15         266:16         uttered 248:25           222:14 244:2 249:20         234:6,11,15,18,20,24         304:1 313:13 314:15         uttered 248:25           345:3 355:22         236:7,9,12 238:16         0         uttered 248:25           thousand 346:14         239:10         uttimatel 237:9         value 244:7 265:210           three 203:24 261:3,7         229:7 235:14 236:1         uncertain 322:22         uncertain 322:22           unterstorm 318:23         332:12,20 333:10         223:8,18         302:11,24 303:6,22           thunderstorm 318:23         32:21,20 333:10         223:8,18         302:11,24 303:6,22           111 344:19         342:5,8,11,15,17,21         underpinned 230:8         312:11 317:2,5,12,24           time 203:17 204:17         342:5,21 277:25         250:21 251:3 256:3         356:16           227:13 233:5 235:4         343:4,5,13         256:23 257:4 260:5         356:18           229:19 257:18 258:2         trains 310:12         264:2 266:8,14 270:3         356:18 <td>355:18,19 356:9,9,12 view 208:7 209:3 241:16,20,21 243:13 245:19 259:15 265:13 281:7 324:10 326:23 327:18 viewing 251:14 village 230:12 232:25 234:1 Villages 230:20,21,21 violence 219:16 235:23 236:2 virtually 291:6,10 visible 288:1 visited 309:19</td>	355:18,19 356:9,9,12 view 208:7 209:3 241:16,20,21 243:13 245:19 259:15 265:13 281:7 324:10 326:23 327:18 viewing 251:14 village 230:12 232:25 234:1 Villages 230:20,21,21 violence 219:16 235:23 236:2 virtually 291:6,10 visible 288:1 visited 309:19
thoroughly 296:24         230:3,9,12,14,231:2,5         295:23 298:6,14,14         utilise 232:12           297:3,10         231:9,12,14,18,20         298:6,14,14         298:17 300:14 302:1         utterances 265:23           222:14 244: 2249:20         234:6,11,15,18,20,24         302:4,16 303:5,10.15         302:4,16 303:5,10.15         266:16           245:3 355:22         236:7,9,12 238:16         304:1 313:13 314:15         338:18 347:17 357:6         Valid 267:9 320:19           thousand 346:14         239:10         uttered 237:9         ultimate 237:9         valie 244:7 265:2,10           288:20,21 297:19         243:10         underlying 216:14         299:3 301:19,23           335:4,6,8 358:3         tragic 240:2         underlying 216:14         293:3 301:19,23           111 44:19         342:5,8,11,15,17,21         underlying 216:14         293:3 301:19,23           11344:19         342:5,8,11,15,17,21         underlying 216:14         293:3 301:19,23           210:4,22 214:22         Trainers 343:11         trainsing 276:21 277:25         250:21 251:3 256:3         356:18           227:13 233:5 235:4         343:4,5,13         256:23 257:4 260:5         335:5,16,21         354:5,7           259:3 260:7 269:12         trainscript 265:16         270:20 271:5,21         356:18         251:6 261:2 269:11 <td>view 208:7 209:3 241:16,20,21 243:13 245:19 259:15 265:13 281:7 324:10 326:23 327:18 viewing 251:14 village 230:12 232:25 234:1 Villages 230:20,21,21 violence 219:16 235:23 236:2 virtually 291:6,10 visible 288:1 visited 309:19</td>	view 208:7 209:3 241:16,20,21 243:13 245:19 259:15 265:13 281:7 324:10 326:23 327:18 viewing 251:14 village 230:12 232:25 234:1 Villages 230:20,21,21 violence 219:16 235:23 236:2 virtually 291:6,10 visible 288:1 visited 309:19
$\begin{array}{c c c c c c c c c c c c c c c c c c c $	241:16,20,21 243:13 245:19 259:15 265:13 281:7 324:10 326:23 327:18 viewing 251:14 village 230:12 232:25 234:1 Villages 230:20,21,21 violence 219:16 235:23 236:2 virtually 291:6,10 visible 288:1 visited 309:19
thought 206:10 216:3 222:14 244:2 249:20 234:61 11,15,18,20,24 234:52 325:3,815,23 345:3 355:22         232:8,15,24 233:25 234:6,11,15,18,20,24 304:1 313:13 314:15 304:1 313:13 314:15 304:13 313:13 314:15 338:18 347:17 357:6         266:16 uttered 248:25           thousand 346:14         239:10         ulimate 237:9 ulimate 237:9         value 244:7 265:2,10 209:7 235:14 236:1           three 203:24 261:3,7 288:20,21 297:19         243:10         uncertaint 322:22         value 244:7 265:2,10           thrust 343:1         tragic 240:2 thrust 343:1         tragic 240:2 332:12,20 333:10         underlying 216:14         293:3 301:19,23           till 344:19         342:5,8,11,15,17,21         understand 205:2         value 244:7 266:2,10           time 203:17 204:17         342:21,25         training 276:21 277:25         250:21 257:4 266:3         319:16 335:6,16           210:4,22 214:22         training 276:21 277:25         250:21 251:3 225:3         36:18         Vanderbilpark 239:24           252:19 257:18 258:2         transcript 265:16         270:20 271:5,21         various 234:18 247:14           259:3 260:7 259:12         transtate 265:18         309:21 332:13,16         304:14 302:6 305:2         various 234:18 247:14           259:3 253:23 309:18 316:16         translate 265:18         309:21 332:13,16         304:21,22 309:13,15           299:23,25 309:18 316:16         transpired 247:21         349:15 305:7,18<	245:19 259:15 265:13 281:7 324:10 326:23 327:18 viewing 251:14 village 230:12 232:25 234:1 Villages 230:20,21,21 violence 219:16 235:23 236:2 virtually 291:6,10 visible 288:1 visited 309:19
222:14 244:2 249:20       234:6,11,15,18,20,24       304:1 313:13 314:15       uttered 248:25         234:52 335:3,8,15,23       236:7,9,12 238:16       338:18 347:17 357:6       V         thousand 346:14       239:10       utimate 237:9       utimate 237:9       valid 267:9 320:19         three 203:24 261:3,7       229:7 235:14 236:1       utimate 237:9       utimate 237:9       valie 244:2 265:2,10         288:20,21 297:19       243:10       ucertain 322:22       uncertain 322:21       uncertain 322:21       van 2136 629:25         thunderstorm 318:23       332:12,20 333:10       322:12,20 333:10       238:18       302:11,24 303:6,22         till 344:19       342:5,8,11,15,17,21       undertying 216:14       239:16 335:6,16       211:8 213:15 221:12         210:4,22 214:22       Trainers 343:11       traines 20:12 77:25       256:23 257:4 260:5       353:15,16,21 354:5,7         227:13 233:5 235:4       343:4,5,13       256:23 257:4 260:5       264:2 266:8,14 270:3       253:16,163 1354:5,7         259:3 260:7 269:12       transcript 265:21       277:13,22 273:5       vantage 261:8,21       vantage 261:8,21         259:3 260:7 269:12       transcript 265:21       277:13,22 273:5       vati 24:25 302:2       vati 24:22 269:11         271:24 293:16 294:8       292:20       298:9,22 299:7	281:7 324:10 326:23 327:18 viewing 251:14 village 230:12 232:25 234:1 Villages 230:20,21,21 violence 219:16 235:23 236:2 virtually 291:6,10 visible 288:1 visited 309:19
$\begin{array}{c c c c c c c c c c c c c c c c c c c $	327:18 viewing 251:14 village 230:12 232:25 234:1 Villages 230:20,21,21 violence 219:16 235:23 236:2 virtually 291:6,10 visible 288:1 visited 309:19
345:3 355:22       236:7,9,12 238:16       V         thousand 346:14       239:10       valid 267:9 320:19         thousands 242:22       tragedy 218:1 223:22       ultimate 237:9       value 244:7 265:2,10         three 203:24 261:3,7       229:7 235:14 236:1       ultimately 205:19       266:15,18 268:2,10         305:4,6,8 358:3       tragic 240:2       uncertain 322:22       uncertain 322:21       Vanid 243:6 292:25         thrust 343:1       trained 243:2 331:02       323:12,20 333:10       223:8,18       302:11,24 303:6,22         time 203:17 204:17       342:21,25       understand 205:2       319:16 335:6,16         210:4,22 214:22       Trainers 343:11       understand 205:2       319:16 335:6,16         210:4,22 214:22       Trainers 343:11       256:23 257:4 260:5       356:18       Vanderbijlpark 239:24         271:13 233:5 235:4       343:4,5,13       256:23 257:4 260:5       Vanderbijlpark 239:24         271:12 4 293:16 294:8       transcript 265:16       270:20 271:5,21       various 234:18 247:14         269:17 270:2,5 271:7       266:6 286:14,22       274:18,20 295:12       251:6 261:2 269:11         271:24 293:16 294:8       transcript 265:18       309:21 332:13,16       304:10,12,12,16,19         307:22 309:18 316:16       transhate 265:18       309:21 332:13,1	viewing 251:14 village 230:12 232:25 234:1 Villages 230:20,21,21 violence 219:16 235:23 236:2 virtually 291:6,10 visible 288:1 visited 309:19
Uvalid 267:9 320:19thousand 346:14239:10valid 267:9 320:19thousand 346:14call 239:10value 244:7 265:2,10three 203:24 261:3,7229:7 235:14 236:1288:20,21 297:19243:10ultimately 205:19using 240:2uncertaint 322:22value 244:7 265:2,10thrust 343:1trained 243:2 331:22uncertaint 322:22value 244:7 265:2,10thrust 343:11trained 243:2 331:22uncertaint 322:22value 244:7 265:2,10thrust 343:11trained 243:2 331:22value 244:7 265:2,10thrust 343:11trainer 343:11223:8,18300:11,24 303:6,22til 344:19342:21,25understand 205:2319:16 335:6,16210:4,22 214:22Trainers 343:11211:8 213:15 221:12353:15,16,21 354:5,7256:23 257:4 260:5Vanderstand 205:2257:19 240:4 246:16trainers of 265:16270:20 271:5,21271:24 293:16 294:8292:20298:9,22 299:7271:24 293:16 294:8292:20298:9,22 299:7271:23 250:15,19trainstate 265:18 <t< td=""><td>village 230:12 232:25 234:1 Villages 230:20,21,21 violence 219:16 235:23 236:2 virtually 291:6,10 visible 288:1 visited 309:19</td></t<>	village 230:12 232:25 234:1 Villages 230:20,21,21 violence 219:16 235:23 236:2 virtually 291:6,10 visible 288:1 visited 309:19
Information of the second state of the	village 230:12 232:25 234:1 Villages 230:20,21,21 violence 219:16 235:23 236:2 virtually 291:6,10 visible 288:1 visited 309:19
thousands 242:22 three 203:24 261:3,7 288:20,21 297:19 305:4,6,8 358:3 thunderstorm 318:23 ill 344:19tragic 240:2 trained 243:2 331:22 332:12,20 333:10 332:12,20 333:10 232:8,18 understand 205:2value 244:7 265:2,10 266:15,18 268:2,10 297:1till 344:19 till 344:19trained 243:2 331:22 332:12,20 333:10 332:12,20 333:10 232:8,18 understand 205:2Van 213:6 292:25 293:3 301:19,23 302:11,24 303:6,22till 344:19 till 344:19342:5,8,11,15,17,21 342:21,25underpined 230:8 understand 205:2312:11 317:2,5,12,24 319:16 335:6,16210:4,22 214:22 215:8 226:20 227:13 227:13 233:5 235:4 252:19 257:18 258:2 257:18 258:2trains 310:12 transcript 265:21 252:20 271:7 266:6 286:14,22 296:2 266:8,14 270:3 299:23,25 302:15,19vanscript 265:21 272:13,22 273:5 296:2 027:13 296:6 286:14,22 298:9,22 299:7 274:18,20 295:12 298:9,22 299:7 274:20 275:13 358:2 various 234:18 247:14 266:12 266:18 299:23,25 302:15,19 307:12 4729:24,25 349:9 316:17 318:2 319:15 316:17 318:2 319:15 3117 337:8 347:2,21 traumatice 25:79 traumatice 25:79 traumatice 25:71 traumatice 25:79 traumatice 25:79 traumatice 25:71 traumatice 25:79 traumatice 25:71 traumatice 25:71 t	234:1 Villages 230:20,21,21 violence 219:16 235:23 236:2 virtually 291:6,10 visible 288:1 visited 309:19
three 203:24 261:3,7 288:20,21 297:19229:7 235:14 236:1 243:10ultimately 205:19 uncertain 322:22266:15,18 268:2,10 297:1305:4,6,8 358:3tragic 240:2 trained 243:2 331:22uncertain 322:22 underlying 216:14Van 213:6 292:25thunderstorm 318:23332:12,20 333:10 342:5,8,11,15,17,21underlying 216:14 223:8,18293:3 301:19,23 302:11,24 303:6,22till 344:19342:5,8,11,15,17,21 342:2,125understand 205:2 understand 205:2312:11 317:2,5,12,24 319:16 335:6,16210:4,22 214:22Trainers 343:11 training 276:21 277:25211:8 213:15 221:12 250:21 251:3 256:3356:18 270:20 271:5,21227:13 233:5 235:4343:4,5,13 343:4,5,13256:23 257:4 260:5 270:20 271:5,21Vanderbijlpark 239:24 vans 354:21251:9 257:18 258:2transcribe 265:16 transcribe 265:16270:20 271:5,21 271:24 293:16 294:8 292:20298:9,22 299:7 298:9,22 299:7variage 261:8,21 various 234:18 247:14269:17 270:2,5 271:7 246:6 286:14,22266:26 305:2 299:23,25 302:15,19 316:17 318:2 319:15transcription 337:13 translate 265:18 transcription 337:13 301:14 302:6 305:2 357:7,13304:21,22 305:13,15 305:16,25 306:1 304:21,22 305:13,15 305:16,25 306:1 304:21,22 305:13,15 305:16,25 306:1 307:22 309:18 316:16 316:17 318:2 319:15transpired 247:21 traumatise 253:7 traumatise 253:7 traumatise 253:7 traumatise 253:7 traumatise 207:16 357:7,13understood 207:6veid 308:22 309:1,1	Villages 230:20,21,21 violence 219:16 235:23 236:2 virtually 291:6,10 visible 288:1 visited 309:19
288:20,21 297:19243:10uncertain 322:22297:1305:4,6,8 358:3tragic 240:2uncertainty 322:21Van 213:6 292:25thrust 343:1trained 243:2 331:22underlying 216:14293:3 301:19,23thunderstorm 318:23332:12,20 333:10223:8,18302:11,24 303:6,22till 344:19342:2,20342:2,5,8,11,15,17,21understand 205:2312:11 317:2,5,12,24time 203:17 204:17342:21,25understand 205:2319:16 335:6,16210:4,22 214:22Trainers 343:11211:8 213:15 221:12353:15,16,21 354:5,7215:8 226:20 227:13traing 276:21 277:25250:21 251:3 256:3356:18227:13 233:5 235:4343:4,5,13256:23 257:4 260:5Vanderbijlpark 239:24237:19 240:4 246:16trains 310:12264:2 266:8,14 270:3vans 354:21259:3 260:7 269:12transcript 265:16270:20 271:5,21vantage 261:8,21259:3 260:7 269:12transcript 265:12274:18,20 295:12251:6 261:2 269:11271:24 293:16 294:8292:20298:9,22 299:7274:20 275:13 358:2297:16,18 299:18,18transcription 337:13301:14 302:6 305:2vast 244:25 302:2299:23,25 302:15,19translate 265:6,14335:19 340:4 348:15304:10,12,12,16,19316:17 318:2 319:15translate 265:18309:21 332:13,16304:21,22 305:13,15331:7 337:8 347:2,21traumatic 257:9357:15304:22,200:13,15347:24,25 349:9traumatic 257:9357:15304:21,22 305:13,15357:7,13traumatie 253:7understond 2242:7	violence 219:16 235:23 236:2 virtually 291:6,10 visible 288:1 visited 309:19
305:4,6,8 358:3 thrust 343:1 thunderstorm 318:23 till 344:19tragic 240:2 trained 243:2 331:22 332:12,20 333:10 342:5,8,11,15,17,21 342:2,1,25uncertainty 322:21 underlying 216:14 223:8,18 underpinned 230:8 312:11 317:2,5,12,24 319:16 335:6,16210:4,22 214:22 210:4,22 214:22 215:8 226:20 227:13 227:13 233:5 235:4 227:13 233:5 235:4 257:19 240:4 246:16 252:19 257:18 258:2 259:3 260:7 269:12 271:24 293:16 294:8 299:23,25 302:15,19 297:16,18 299:18,18 307:22 309:18 316:16 307:22 309:18 316:16 316:17 318:2 319:15 317: 737:8 347:2,21 317: 737:8 347:2,21 347:24,25 349:9 317: 737:8 347:2,21 transtate 257:7 timelines 275:4tragic 240:2 tragic 240:2 trains 210:12uncertainty 322:21 underlying 216:14 223:8,18 underpinned 230:8 understand 205:2 211:8 213:15 221:12 250:21 251:3 256:3 256:23 257:4 260:5 266:2 266:8,14 270:3 270:20 271:5,21 271:24 293:16 294:8 292:20 298:9,22 299:7 274:20 275:13 358:2 297:16,18 299:18,18 307:22 309:18 316:16 316:17 318:2 319:15 317: 737:8 347:2,21 347:24,25 349:9 357:7,13 traumatise 253:7 traumatise 253:7 traumatise 253:7 traumatise 207:16 travelled 308:21 travelled 308:21 travelled 308:21 travelled 308:21 274:9 275:5 342:22Uncertainty 322:21 venices 209:1,1305:4,25 309:1,1305:4,25 309:1,1305:4,25 309:1,1305:4,25 309:1,1	236:2 virtually 291:6,10 visible 288:1 visited 309:19
thrust 343:1trained 243:2 331:22underlying 216:14293:3 301:19,23thunderstorm 318:23332:12,20 333:10342:5,8,11,15,17,21342:21,25312:11 317:2,5,12,24time 203:17 204:17342:21,25underpinned 230:8312:11 317:2,5,12,24210:4,22 214:22Trainers 343:11211:8 213:15 221:12353:15,16,21 354:5,7215:8 226:20 227:13343:4,5,13256:23 257:4 260:5356:18227:13 233:5 235:4343:4,5,13256:23 257:4 260:5356:18252:19 257:18 258:2trains 310:12264:2 266:8,14 270:3vans 354:21259:3 260:7 269:12transcript 265:21277:23,22 273:5vantage 261:8,21259:3 260:7 269:12transcript 265:21274:18,20 295:12251:6 261:2 269:11271:24 293:16 294:8292:20298:9,22 299:7274:20 275:13 358:2297:16,18 299:18,18transcription 337:13301:14 302:6 305:2vast 244:25 302:2299:23,25 302:15,19translate 265:6,14335:19 340:4 348:15304:10,12,12,16,19316:17 318:2 319:15transpired 247:21349:15 350:7,18304:21,22 305:13,15331:7 337:8 347:2,21traumatise 253:7understanding 242:7307:1,4 308:11,20,22357:7,13traumatise 253:7understanding 242:7307:1,4 308:11,20,22357:7,13travelled 308:21274:9 275:5 342:22vein 221:19timelines 275:4treating 204:7understood 207:6veld 308:22 309:1,1	virtually 291:6,10 visible 288:1 visited 309:19
thunderstorm 318:23 till 344:19332:12,20 333:10 342:5,8,11,15,17,21 342:21,25223:8,18 underpinned 230:8 understand 205:2 210:4,22 214:22 215:8 226:20 227:13 227:13 233:5 235:4332:12,20 333:10 343:4,5,13302:11,24 303:6,22 312:11 317:2,5,12,24 319:16 335:6,16210:4,22 214:22 215:8 226:20 227:13 227:13 233:5 235:4Trainers 343:11 training 276:21 277:25 343:4,5,13211:8 213:15 221:12 250:21 251:3 256:3 256:23 257:4 260:5302:11,24 303:6,22 312:11 317:2,5,12,24 319:16 335:6,16210:4,22 214:22 227:13 233:5 235:4 257:19 240:4 246:16 252:19 257:18 258:2 259:3 260:7 269:12 259:3 260:7 269:12 270:2,5 271:7 266:6 286:14,22 299:23,25 302:15,19Transcript 265:16 transcript 265:21 272:13,22 273:5 274:18,20 295:12 298:9,22 299:7 274:20 275:13 358:2 299:23,25 302:15,19 299:23,25 302:15,19 307:12 309:18 316:16 316:17 318:2 319:15 316:17 318:2 319:15 316:17 318:2 319:15 316:17 318:2 319:15 311:7 337:8 347:2,21 347:24,25 349:9 347:24,25 349:9 347:24,25 349:9 347:24,25 349:9 351:17 353:3 355:22 traumatise 253:7 traumatise 253:7 traumatise 253:7 traumatise 207:16 travelled 308:21 travelled 308:21 travelled 308:21 travelled 308:21 274:20 273:17,23 274:20 273:17,23 308:23 vein 221:19 vein 221:19 vein 2309:1,1	visible 288:1 visited 309:19
till 344:19342:5,8,11,15,17,21underpinned 230:8312:11 317:2,5,12,24time 203:17 204:17342:21,25understand 205:2319:16 335:6,16210:4,22 214:22Trainers 343:11211:8 213:15 221:12353:15,16,21 354:5,7215:8 226:20 227:13training 276:21 277:25250:21 251:3 256:3356:18227:13 233:5 235:4343:4,5,13256:23 257:4 260:5Vanderbijlpark 239:24237:19 240:4 246:16trains 310:12264:2 266:8,14 270:3vans 354:21259:3 260:7 269:12transcript 265:21272:13,22 273:5vantage 261:8,21259:3 260:7 269:12transcript 265:21272:13,22 273:5various 234:18 247:14269:17 270:2,5 271:7266:6 286:14,22274:18,20 295:12251:6 261:2 269:11271:24 293:16 294:8292:20298:9,22 299:7274:20 275:13 358:2297:16,18 299:18,18transcription 337:13301:14 302:6 305:2vast 244:25 302:2307:22 309:18 316:16translate 265:6,14335:19 340:4 348:15304:10,12,12,16,19316:17 318:2 319:15transpired 247:21349:15 350:7,18304:21,22 305:13,15331:7 337:8 347:2,21traumatise 253:7understanding 242:7307:1,4 308:11,20,22357:7,13travelled 308:21274:9 275:5 342:22vein 221:19timelines 275:4trating 204:7understood 207:6veld 308:22 309:1,1	visited 309:19
time 203:17 204:17342:21,25understand 205:2319:16 335:6,16210:4,22 214:22Trainers 343:11211:8 213:15 221:12353:15,16,21 354:5,7215:8 226:20 227:13training 276:21 277:25250:21 251:3 256:3356:18227:13 233:5 235:4343:4,5,13256:23 257:4 260:5356:18237:19 240:4 246:16trains 310:12264:2 266:8,14 270:3vans 354:21259:3 260:7 269:12transcript 265:21270:20 271:5,21vantage 261:8,21259:3 260:7 269:12transcript 265:21272:13,22 273:5various 234:18 247:14269:17 270:2,5 271:7266:6 286:14,22274:18,20 295:12251:6 261:2 269:11271:24 293:16 294:8292:20298:9,22 299:7274:20 275:13 358:2297:16,18 299:18,18transcription 337:13301:14 302:6 305:2vast 244:25 302:2299:23,25 302:15,19translated 265:6,14335:19 340:4 348:15304:10,12,12,16,19316:17 318:2 319:15translated 265:6,14335:19 340:4 348:15304:10,12,12,16,19311:7 337:8 347:2,21traumatic 257:9357:15305:16,25 306:1347:24,25 349:9traumatise 253:7understanding 242:7307:1,4 308:11,20,22351:17 353:3 355:22traumatise 207:16274:9 275:5 342:22vein 221:19357:7,13treating 204:7understood 207:6veid 308:22 309:1,1	
210:4,22 214:22 215:8 226:20 227:13 227:13 233:5 235:4Trainers 343:11 training 276:21 277:25 343:4,5,13211:8 213:15 221:12 250:21 251:3 256:3 250:21 251:3 256:3 266:2 3257:4 260:5353:15,16,21 354:5,7 356:18277:13 233:5 235:4 237:19 240:4 246:16 252:19 257:18 258:2 259:3 260:7 269:12 259:3 260:7 269:12 259:3 260:7 269:12 279:12 259:3 260:7 269:12 259:3 260:7 269:12 279:12 250:21 251:3 266:6 286:14,22 292:20211:8 213:15 221:12 250:21 251:3 256:3 266:6 286:14,22 298:9,22 299:7 274:20 275:13 358:2 297:16,18 299:18,18 299:23,25 302:15,19 307:22 309:18 316:16 316:17 318:2 319:15 311:7 337:8 347:2,21 311:7 357:3 355:22 347:24,25 349:9 351:17 353:3 355:22 357:7,13Trainers 343:11 translate 265:6,14 transpired 247:21 traumatise 253:7 traumatise 253:7 t	vitally 254:24
215:8 226:20 227:13training 276:21 277:25250:21 251:3 256:3356:18227:13 233:5 235:4343:4,5,13256:23 257:4 260:5Vanderbijlpark 239:24237:19 240:4 246:16trains 310:12264:2 266:8,14 270:3vans 354:21259:3 260:7 269:12transcribe 265:16270:20 271:5,21vantage 261:8,21259:3 260:7 269:12transcript 265:21274:18,20 295:12251:6 261:2 269:11266:6 286:14,22292:20298:9,22 299:7274:20 275:13 358:2297:16,18 299:18,18transcription 337:13301:14 302:6 305:2vast 244:25 302:2299:23,25 302:15,19translate 265:6,14335:19 340:4 348:15304:10,12,12,16,19316:17 318:2 319:15transpired 247:21349:15 350:7,18304:21,22 305:13,15311:7 337:8 347:2,21traumatise 253:7understanding 242:7307:1,4 308:11,20,22351:17 353:3 355:22traumatised 207:16247:20 273:17,23308:23357:7,13treating 204:7understood 207:6veil 223.09:1,1	
227:13 233:5 235:4 237:19 240:4 246:16 252:19 257:18 258:2 259:3 260:7 269:12 269:17 270:2,5 271:7 271:24 293:16 294:8 297:16,18 299:18,18 307:22 309:18 316:16 316:17 318:2 319:15 311:7 353:3 355:22 357:7,13343:4,5,13 transcript 265:16 transcript 265:21 266:6 286:14,22 292:20256:23 257:4 260:5 266:6 286:14,22 298:9,22 299:7 298:9,22 299:7 201:14 302:6 305:2 309:21 332:13,16 309:21 332:13,16 307:22 309:18 316:16 316:17 318:2 319:15 311:7 353:3 355:22343:4,5,13 translate 265:6,14 transpired 247:21 traumatic 257:9 traumatic 257:9 traumatic 257:9 traumatic 257:9 351:17 353:3 355:22256:23 257:4 260:5 266:6 286:14,22 298:9,22 299:7 301:14 302:6 305:2 309:21 332:13,16 304:10,12,12,16,19 304:21,22 305:13,15 305:16,25 306:1 306:16,25 306:1 306:16,25 306:1 308:21 traumatic 257:9 traumatic 257:9 trauma	<b>voice</b> 265:9
237:19 240:4 246:16 252:19 257:18 258:2 (259:3 260:7 269:12)trains 310:12 transcript 265:21 (26:6 286:14,22)264:2 266:8,14 270:3 (270:20 271:5,21)vans 354:21 vantage 261:8,21 various 234:18 247:14269:17 270:2,5 271:7 (271:24 293:16 294:8)266:6 286:14,22 (292:20)274:18,20 295:12 (298:9,22 299:7)251:6 261:2 269:11 (274:18,20 295:12)297:16,18 299:18,18 (299:23,25 302:15,19)transcription 337:13 translate 265:18 translate 265:6,14 (316:17 318:2 319:15)translate 265:6,14 transpired 247:21 traumatic 257:9 (351:17 353:3 355:22)309:21 332:13,16 (377:24,25 349:9)vantage 261:8,21 various 234:18 247:14 (274:20 275:13 358:2)311:7 357:3 347:2,21 (351:17 353:3 355:22) (357:7,13)translated 265:6,14 traumatised 207:16 travelled 308:21 travelled 308:21306:12 (247:20 273:17,23) (247:20 273:17,23)308:23 vein 221:19 veid 308:22 309:1,1	volatile 248:24
252:19 257:18 258:2 259:3 260:7 269:12 269:17 270:2,5 271:7transcribe 265:16 transcript 265:21 292:20270:20 271:5,21 272:13,22 273:5 274:18,20 295:12 298:9,22 299:7vantage 261:8,21 various 234:18 247:14 251:6 261:2 269:11 274:20 275:13 358:2297:16,18 299:18,18 299:23,25 302:15,19 307:22 309:18 316:16 316:17 318:2 319:15 331:7 337:8 347:2,21 347:24,25 349:9 351:17 353:3 355:22 357:7,13transcription 337:13 translate 265:6,14 transpired 247:21 traumatise 253:7 traumatise 207:16 travelled 308:21 trating 204:7270:20 271:5,21 272:13,22 273:5 297:16,18 209:512 298:9,22 299:7 301:14 302:6 305:2 309:21 332:13,16 309:21 332:13,16 309:21 332:13,16 304:10,12,12,16,19 304:21,22 305:13,15 305:16,25 306:1 307:1,4 308:11,20,22 308:23 vein 221:19 vein 221:19 veid 308:22 309:1,1	volley 259:7,23
259:3 260:7 269:12 269:17 270:2,5 271:7 271:24 293:16 294:8 297:16,18 299:18,18 307:22 309:18 316:16 316:17 318:2 319:15 331:7 337:8 347:2,21 347:24,25 349:9 351:17 353:3 355:22 357:7,13transcript 265:21 266:6 286:14,22 292:20272:13,22 273:5 274:18,20 295:12 298:9,22 299:7 301:14 302:6 305:2 309:21 332:13,16 309:21 332:13,16 309:21 332:13,16 309:21 332:13,16various 234:18 247:14 251:6 261:2 269:11 274:20 275:13 358:2 vast 244:25 302:2 vast 244:25 302:2 351:17 353:3 355:22 357:7,13 tmelines 275:4transcription 337:13 translate 265:18 translated 265:6,14 transpired 247:21 traumatic 257:9 traumatise 253:7 traumatised 207:16 travelled 308:21 trating 204:7various 234:18 247:14 251:6 261:2 269:11 274:20 275:13 358:2 vast 244:25 302:2 vast 244:25 302:2 vast 244:25 302:2 vast 244:25 302:2 vast 244:25 302:2 vehicles 267:20 304:6,8 304:10,12,12,16,19 304:21,22 305:13,15 305:16,25 306:1 308:23 vein 221:19 veid 308:22 309:1,1	volumes 281:12,12
269:17 270:2,5 271:7 271:24 293:16 294:8 297:16,18 299:18,18 307:22 309:18 316:16 316:17 318:2 319:15 331:7 337:8 347:2,21 347:24,25 349:9 351:17 353:3 355:22266:6 286:14,22 292:20 translate 265:18 translate 265:18 translate 265:6,14 336:14 302:6 305:2 309:21 332:13,16 309:21 332:13,16 304:10,12,12,16,19 304:21,22 305:13,15 305:16,25 306:1 307:1,4 308:11,20,22 308:23 309:21 309:1,11111111122222222222233333333333333333333333333333333 <tr< td=""><td></td></tr<>	
271:24 293:16 294:8 297:16,18 299:18,18 307:22 309:18 316:16 316:17 318:2 319:15 331:7 337:8 347:2,21 347:24,25 349:9 351:17 353:3 355:22 357:7,13292:20 translate 265:18 translate 265:6,14 transpired 247:21 traumatic 257:9 traumatised 207:16 travelled 308:21 trate 204:7298:9,22 299:7 301:14 302:6 305:2 301:14 302:6 305:2 309:21 332:13,16 304:10,12,12,16,19 304:21,22 305:13,15 304:21,22 305:13,15 304:21,22 305:13,15 305:16,25 306:1274:20 275:13 358:2 vast 244:25 302:2 vehicles 267:20 304:6,8 304:10,12,12,16,19 304:21,22 305:13,15 305:16,25 306:1 307:1,4 308:11,20,22 308:23 vein 221:19 vein 221:19 veid 308:22 309:1,1	W
271:24 293:16 294:8 297:16,18 299:18,18 307:22 309:18 316:16 316:17 318:2 319:15 331:7 337:8 347:2,21 347:24,25 349:9 351:17 353:3 355:22 357:7,13292:20 translate 265:18 translate 265:6,14 transpired 247:21 traumatise 253:7 traumatised 207:16 travelled 308:21 trate 204:7298:9,22 299:7 301:14 302:6 305:2 301:14 302:6 305:2 309:21 332:13,16 301:14 302:6 305:2 309:21 332:13,16 304:10,12,12,16,19 304:21,22 305:13,15 304:21,22 305:13,15 304:21,22 305:13,15 304:21,22 305:13,15 307:1,4 308:11,20,22 308:23 vein 221:19 vein 221:19 vein 201:1	wage 221:22 225:13
297:16,18 299:18,18 299:23,25 302:15,19 307:22 309:18 316:16 316:17 318:2 319:15 331:7 337:8 347:2,21 347:24,25 349:9 351:17 353:3 355:22 357:7,13transcription 337:13 translate 265:18 translated 265:6,14 transpired 247:21 349:15 350:7,18 357:15301:14 302:6 305:2 309:21 332:13,16 309:21 332:13,16 309:21 332:13,16 309:21 332:13,16 340:4 348:15 304:10,12,12,16,19 304:21,22 305:13,15 305:16,25 306:1 307:1,4 308:11,20,22 308:23 traumatised 207:16 travelled 308:21 tmelines 275:4vast 244:25 302:2 vehicles 267:20 304:6,8 304:10,12,12,16,19 304:21,22 305:13,15 305:16,25 306:1 307:1,4 308:11,20,22 308:23 vein 221:19 veid 308:22 309:1,1	wages 223:8 235:18
299:23,25 302:15,19 307:22 309:18 316:16 316:17 318:2 319:15translate 265:18 transpired 247:21 traumatic 257:9309:21 332:13,16 335:19 340:4 348:15 349:15 350:7,18vehicles 267:20 304:6,8 304:10,12,12,16,19 304:21,22 305:13,15331:7 337:8 347:2,21 347:24,25 349:9 351:17 353:3 355:22 357:7,13traumatic 257:9 traumatised 207:16 travelled 308:21 travelled 308:21309:21 332:13,16 349:15 350:7,18 357:15vehicles 267:20 304:6,8 304:10,12,12,16,19 304:21,22 305:13,15307:1,4 308:11,20,22 307:1,4 308:11,20,22traumatise 253:7 traumatised 207:16 travelled 308:21 treating 204:7understanding 242:7 247:20 273:17,23 274:9 275:5 342:22 understood 207:6vehicles 267:20 304:6,8 304:10,12,12,16,19 304:21,22 305:13,15	wait 254:16 312:21
307:22 309:18 316:16translated 265:6,14335:19 340:4 348:15304:10,12,12,16,19316:17 318:2 319:15transpired 247:21349:15 350:7,18304:21,22 305:13,15331:7 337:8 347:2,21traumatic 257:9357:15305:16,25 306:1347:24,25 349:9traumatise 253:7understanding 242:7307:1,4 308:11,20,22351:17 353:3 355:22traumatised 207:16247:20 273:17,23308:23357:7,13travelled 308:21274:9 275:5 342:22vein 221:19timelines 275:4treating 204:7understood 207:6veld 308:22 309:1,1	319:11
316:17 318:2 319:15 331:7 337:8 347:2,21transpired 247:21 traumatic 257:9 traumatise 253:7 traumatised 207:16 travelled 308:21349:15 350:7,18 357:15304:21,22 305:13,15 305:16,25 306:1347:24,25 349:9 351:17 353:3 355:22 357:7,13traumatise 253:7 traumatised 207:16 travelled 308:21understanding 242:7 247:20 273:17,23 274:9 275:5 342:22304:21,22 305:13,15 305:16,25 306:1307:1,4 308:11,20,22 308:23357:7,13travelled 308:21 treating 204:7247:20 273:17,23 understood 207:6308:23 vein 221:19	walk 214:16 311:12
331:7 337:8 347:2,21 347:24,25 349:9traumatic 257:9 traumatise 253:7 traumatise 253:7357:15 understanding 242:7 247:20 273:17,23 274:9 275:5 342:22305:16,25 306:1 307:1,4 308:11,20,22357:7,13 timelines 275:4traumatise 253:7 traumatise 207:16 traumatise 207:16357:15 understanding 242:7 247:20 273:17,23 274:9 275:5 342:22305:16,25 306:1 307:1,4 308:11,20,22307:1,4 308:11,20,22 308:23308:21 vein 221:19308:23 vein 221:19	walked 310:2 311:12
347:24,25 349:9traumatise 253:7understanding 242:7307:1,4 308:11,20,22351:17 353:3 355:22traumatised 207:16247:20 273:17,23308:23357:7,13travelled 308:21274:9 275:5 342:22vein 221:19timelines 275:4treating 204:7understood 207:6veld 308:22 309:1,1	
351:17 353:3 355:22 357:7,13traumatised 207:16 travelled 308:21 treating 204:7247:20 273:17,23 274:9 275:5 342:22 understood 207:6308:23 vein 221:19 veld 308:22 309:1,1	want 206:9,9 208:12
357:7,13travelled 308:21274:9 275:5 342:22vein 221:19timelines 275:4treating 204:7understood 207:6veld 308:22 309:1,1	209:1,18 215:8
timelines 275:4 treating 204:7 understood 207:6 veld 308:22 309:1,1	224:13,17 225:1,7
	228:6 238:19 240:16
	248:5 249:22 250:2
times 257:25 288:19,19         tribal 220:11         248:23 253:10 259:19         322:5	250:12 256:18 265:1
288:21,21 289:15,20       tribe 231:20       339:23 340:3 346:2,6       Venter 314:3,18	267:3 272:1 273:14
289:21,22,22 290:3,4 <b>tried</b> 252:2,3,5 350:20 <b>venting</b> 235:16	278:11 280:5,13,23
290:4 triggered 252:22 undertaking 210:9 veracity 268:23	283:5 286:12 304:14
tip 236:10 299:5,6,12 trite 232:3 231:21 249:12 Vermaak 350:6,10,13	304:18 317:11 354:5
299:17,24 300:5,11 trivialise 209:1 undertook 231:13 vermin 248:1	wanted 222:15 257:14
today 213:20 220:13 trouble 320:22 323:20 undervalue 327:1 vicinity 298:19 316:21	264:23 281:23,23
229:8,21 233:12 true 272:4 undeveloped 311:8 329:14,23	299:12 317:9 352:19
237:16 238:17 250:16 trust 225:6 242:24 unduly 286:13 344:19 victims 203:25 204:7	352:21 356:11
256:22 257:2 264:21 truth 216:16 225:1 unenviable 224:16 204:12,21,22 207:22	wanting 344:2
266:10 357:25 241:17,24 269:7 <b>unexplained</b> 267:5 216:9,11 219:8 225:4	wants 208:16 266:12
200.10 357.25         241.17,24 209.7         unexplained 207.5         210.9,11 219.8 225.4           Tokota 214:19 238:14         276:1,1,1 337:3         unfold 278:12         226:21	271:6 329:18
	War 220:5
told 211:7 247:25 250:9       294:23       244:11       263:4 265:23 271:20         265:23 256:17 257 2       4       207 21 254 2       247:25 1	Warrant 314:17
255:23 256:17 257:2 try 207:21 254:2 unfortunately 208:2,8 272:8,11 275:1	Warrant-Officer 301:4
298:14 303:6 304:2       271:20 274:23 324:16       247:23 267:1       276:20,23 278:6	314:3
319:12,16 320:12,16         337:10 345:24         Union 220:2         282:23 283:6 294:17	wasn't 268:20 300:16
324:23 326:5 339:24 <b>trying</b> 207:20 <b>unions</b> 217:13 294:20,23 299:8	
<b>345:21 346:23 347:20 Tshepiso 239:23 unique 216:24 300:1,3,3,7 314:1,2,7</b>	305:19 332:10,21
349:21 351:16,18,23 <b>Tswana</b> 238:20 239:2 <b>Unit</b> 306:15,16 314:9,13,14 317:2,13	
tomorrow 237:16,18 256:25 260:4 263:20 units 306:13,18 317:14,14 320:10	305:19 332:10,21
top 310:19 turn 220:12 251:17 unjustly 209:3 323:3 331:6 336:5,10	305:19 332:10,21 351:18
	305:19 332:10,21 351:18 waste 215:8

Tel: 011 021 6457 Fax: 011 440 9119

**RealTime Transcriptions** 

## Marikana Commission of Inquiry

### Rustenburg

				Page 15
water 234:12	273:4 276:7 295:5	351:7	297:20	347:10 354:25
way 206:15 208:24	298:4 307:19 308:7	<b>you'll</b> 204:17	119/8/2012 283:16	<b>2nd</b> 240:12 282:20
226:24 241:16 269:2	318:19 326:13 334:25	you're 206:16 236:17	288:25	<b>2:58</b> 221:4
295:17 297:4 307:16	337:9 338:17 345:5	239:21 241:3 296:3	<b>12</b> 224:10,13	<b>20</b> 223:13 239:7 304:15
310:9,11,12,14	345:12	312:4 319:1 333:21	<b>12th</b> 240:3 298:10,12	305:4,24 316:20
331:19,21 335:18	witnesses 210:19,20,21	334:1 335:10,19	298:19 299:1	<b>20s</b> 225:10
ways 259:13 310:13	210:23 268:23 269:18	345:17	<b>12:04</b> 252:7	<b>200</b> 207:18 219:24
335:20	269:24 270:6,7,19	you've 209:25 213:16	<b>121/8/2012</b> 284:23	330:8
wearing 315:8	271:2,13,24 272:10	221:16 237:17 244:21 245:2 247:6 340:9	<b>13</b> 311:16 334:19 336:15 338:14	<b>2004</b> 334:14 <b>2012</b> 202:1 220:16
week 207:19 224:25 340:23 341:18 343:24	273:5,21,25 witness-box 271:7	346:11,12,21 347:20	<b>13th</b> 282:15 286:10	<b>2012</b> 203:1 230:16 236:6 238:13 253:22
weeks 219:4 224:20	Wits 247:2	349:21 353:14	292:23 301:20,22	291:18,19
welcome 236:13 239:10	wonder 357:3	YY 288:14 289:18	302:16 303:17 345:11	<b>23</b> 203:1
welcomes 227:6	Wonderkop 229:24	11200.11209.10	346:12	<b>24</b> 221:5
welfare 232:16	230:11,19 240:4	Z	<b>13:30</b> 222:17	<b>250</b> 204:1
went 219:14 220:3	242:12 282:10 284:16	Z 289:2,4	<b>13:59</b> 256:2	<b>26</b> 276:20
249:20 309:8 312:10	285:15 291:20,24	<b>zoom</b> 354:14,17	<b>137</b> 213:25	<b>262</b> 334:13
312:10 317:7,14	312:15	<b>Zyl</b> 213:6 293:1,3	137/8/2012 285:1	<b>272</b> 204:2 212:16
319:15 326:1 347:15	won't 215:3 226:6	301:19,23 302:11,24	<b>138</b> 214:2	250:24
348:13	299:2 310:8	303:6,22 312:11	138/8/2012 285:7	<b>28</b> 276:17
weren't 306:4 349:7,22	woollen 290:6	317:2,5,12,24 319:16	14 292:22	<b>29th</b> 358:5
West 302:14	word 233:17 316:23	335:6,16 353:15,21	<b>14th</b> 291:17,18 346:13	
western 229:25 234:2	337:21	354:5,8 356:18	<b>14.34</b> 252:20	3
we'd 210:20 301:7	words 204:22 238:19	<b>Zyl's</b> 353:16	<b>14:00</b> 222:18	<b>3</b> 215:11 217:8 222:3,3
357:23 we'll 208:9 209:12	288:6 321:16 325:2,2	0	<b>14:19</b> 261:18	222:23 278:4 302:20
<b>we'll</b> 208:9 209:12 215:2 217:4 223:17	325:19 339:24 357:12		<b>14:33</b> 252:20 253:21	303:17 316:20,20,22
213.2 217.4 223.17 223:17,24 226:5,5	work 211:10,15,23 219:3 237:19 242:21	<b>000</b> 220:2,3 <b>09:12</b> 203:2	<b>14:39</b> 264:19 <b>14:59</b> 273:13	317:16,18 336:14,15 346:4 354:25
308:2 324:21 344:17	244:25 268:3,17	<b>09:12</b> 203.2 <b>09:32</b> 215:6	<b>15</b> 236:25	<b>30</b> 304:16
we're 208:14 211:14	270:14	07.52 215.0	<b>15th</b> 221:4,18	<b>300</b> 207:14 225:25
237:5 247:18 249:22	workers 220:2,2,13	1	<b>15:00</b> 297:20	354:20
250:1 295:22 299:7	234:16 242:3,24	1 213:3,16,25 218:22	<b>15:10</b> 275:21	<b>34</b> 213:1 321:22 344:9
312:24 313:6 318:22	243:7 256:25 283:8	219:6 222:2 257:24	<b>15:30</b> 285:16	<b>35</b> 323:7,21 324:19
358:4	298:14	258:1,5,10,11,14	15:50 295:11	341:25 343:17 344:6
we've 213:20 216:13	working 203:3,11,14	259:16 261:24 262:8	<b>15:58</b> 299:21 347:8,9	
223:20 226:16 246:17	242:7 342:12 343:9	284:19 294:22 300:4	<b>16</b> 212:25 220:3 312:12	4
249:25 261:6 263:20	worth 248:16 267:18	321:13,14 322:3,6	16th 218:22 222:2,13	<b>4</b> 227:6,10 237:25
272:8 297:2 345:20	worthy 216:4	326:4 328:16 354:25	222:17 230:15 236:5	279:20 347:11 355:1
357:7	wouldn't 243:14	355:6 356:13	237:6,10 251:21	<b>40</b> 289:25
whammy 211:10	272:20 304:23	1st 212:22 240:12	252:18 253:22 294:18	<b>40s</b> 225:10
what's 265:16 270:17	wounded 330:19,23	10 217:18,20,22,24,25	299:8 316:17 334:13	41 299:22
whichever 342:12	write 233:8	224:6,12 288:18	343:18,20,21 346:4	5
whilst 299:14 323:9	writing 246:16	304:15 305:4,7,8,8,23	<b>16:10</b> 305:10	
324:12,19 whispered 210:7	written 215:11 227:17 228:17 264:4,5	<b>10-minute</b> 308:3 <b>10:12</b> 223:3	<b>16:35</b> 308:6 <b>16:55</b> 319:20	<b>5</b> 279:15 281:24 291:6 202:24 203:13 22 25
white 219:17,21	228.17 204.4,5 297:17	<b>10:12</b> 223:3 <b>10:32</b> 229:19	<b>16:58</b> 299:21 347:8	292:24 293:13,22,25 294:1 298:1 343:10
white 219.17,21 who'd 332:20	wrong 241:15 262:16	<b>10:52</b> 235:2	<b>17:15</b> 331:15	<b>50</b> 330:1
widens 289:19	262:18 265:13 342:24	<b>100</b> 330:4,6,18	<b>17:35</b> 341:21	00000.1
wild 304:21,24	355:22	<b>107/8/2012</b> 282:9	<b>17:45</b> 344:22	6
willing 217:1		<b>11</b> 224:6,12 236:15	<b>18</b> 213:4	<b>6</b> 290:14 293:12,22
wire 252:22 328:22	X	289:4	18th 238:13	344:19 346:21 357:23
wish 204:23 209:25	<b>X</b> 270:22,23 271:7	11:24 237:2	<b>18:05</b> 357:23	357:24
224:9 227:1 231:5	272:1	<b>11:44</b> 243:8	<b>1918</b> 219:19	<b>600</b> 285:21
239:20 240:25 244:4	Xhosa 238:23 239:1	<b>115</b> 287:16	<b>1920</b> 219:14	
248:7,14 252:8,14	260:10	115/8/2012 284:9	<b>1922</b> 219:22	7
254:25 255:6 260:12	Xolani 249:7 250:12	<b>116</b> 283:19 287:17,24	<b>1943</b> 225:14	7 290:15 293:25 294:17
260:21 262:9 263:4		287:25 290:18 291:14	<b>1946</b> 220:1	294:23 316:24
265:12 275:22 292:6	<u> </u>	291:14	<b>1994</b> 242:6	<b>70</b> 204:4 220:2
295:5 340:5	<b>yards</b> 330:1,4	<b>116/8/2012</b> 283:21	2	<b>70's</b> 235:5
wished 256:15 wishes 206:17 227:22	year 238:13	<b>117</b> 287:18,20 290:19		8
wishes 206:17 227:23	years 223:13 276:17,20	297:20	<b>2</b> 213:23 214:2,17	
239:18 246:21,23	yellow 308:17 311:10	<b>117/8/2012</b> 283:20 <b>118</b> 287:10 20 207:20	216:4 227:6,15	<b>8</b> 227:6,15
247:7,9 308:1 withdrawal 207:7	yesterday 203:4 208:2 280:4 298:13	<b>118</b> 287:19,20 297:20 <b>118/8/2012</b> 283:14	229:25 237:25 257:24 258:1 262:1,3,8 285:9	<b>800</b> 330:18,23
witness 211:22 217:19	youth 234:19 235:16	288:3	285:10 290:19 294:22	9
249:18 268:6 271:16	you'd 348:2,4 350:21	<b>119</b> 287:19,24 290:19	326:5,21 338:14	<b>9</b> 227:6 288:19 358:4
2010 20010 20110	<b>54 4</b> 540.2, <b>T</b> 550.21	<b>117</b> 207.19,2 <b>4</b> 270.17	520.5,21 550.14	1 221.0 200.17 330.4
ARCHIVE FOR JUSTIC	L			

Tel: 011 021 6457 Fax: 011 440 9119

**RealTime Transcriptions**