

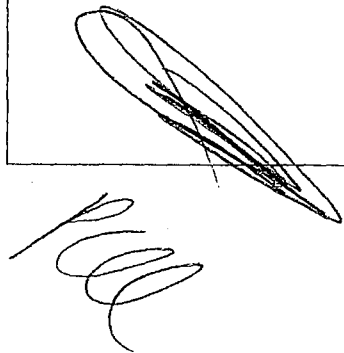


**MINISTRY OF POLICE
REPUBLIC OF SOUTH AFRICA**

DRAFT MINMEC MINUTES

CAPE TOWN LODGE
16 March 2012, Friday
10h00

CHAIRPERSON	Minister of Police, Mr EN Mthethwa
OPENING AND WELCOME	The Minister of Police welcomed the MECs and all present.
PRESENT	<ol style="list-style-type: none">1. MR EN MTHETHWA, MINISTER OF POLICE2. MS F. MAZIBUKO, MEC: GAUTENG3. MR B. KOMPELA, MEC: FREE STATE4. LT. GEN. MKHWANAZI, ACTING NATIONAL COMMISSIONER



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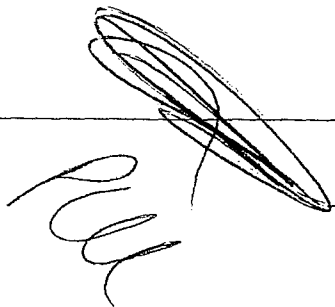
	<ul style="list-style-type: none"> 5. MR P. MABILO, MEC: NORTHERN CAPE 6. MS F. DZHOMBERE, MEC: LIMPOPO 7. MR W. MCHUNU, MEC: KZN 8. MR V.R. SHONGWE, MEC: MPUMALANGA 9. MR G.A. LAWRENCE, HOD: WESTERN CAPE 10. MS J. IRISH-QHOBOSHEANE, SECRETARY OF POLICE 11. MS J. MOTUBATSI, CHIEF OF STAFF 12. MS N. HANI, HEAD OF DM OFFICE 13. MR Z. MNISI, SPOKESPERSON 14. S. NKANUNU 		
AGENDA ITEM	ISSUE	ACTION TO BE TAKEN	BY WHOM & WHEN
APOLOGIES	<ul style="list-style-type: none"> 1. MS MM SOTYU, DEPUTY MINISTER OF POLICE 2. NORTH WEST, MEC 3. EASTERN CAPE, MEC 		
MINUTES	The minutes of the 24 th November 2011 were adopted.		
MATTERS ARISING			
Building of New Police Stations	The Acting National Commissioner reported to the meeting that the department is on the process to build	The SAPS is still awaiting authorisation.	National Treasury to authorise the manner in which the buildings of such police stations

Building of New Police Stations

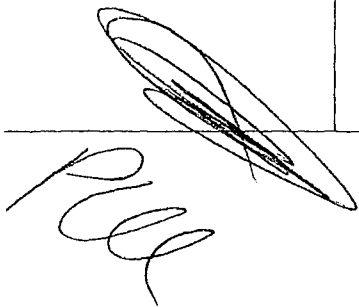


	police stations.		should be administered. Further information will be communicated through Provincial Commissioners to MECs.
LEGISLATIVE PROGRAMME	<p><i>An update on the current Legislative Programme on the following Bills that are to be submitted was made:</i></p> <p>PSIRA Regulation Amendment Act is to enhance the existing framework and protect consumer and ordinary citizens. The legislation is being discussed at the JCPS cluster, further discussion will take place.</p> <p>Dangerous Weapon Bill principle approach is to ensure consistency all over the country pertaining to the carrying of dangerous weapons, aligning with the Weapons Act and Constitutional Court rationale.</p> <p>Firearm Control Amendment Bill is the Bill that is put forward for the purpose of reinforcing the control over firearms to protect members of the public against irresponsible firearm controls.</p> <p>Criminal Procedure Amendment Act will enable the establishment of the DNA database which will further ensure easy identification of offenders charged on crimes related to women and children abuse</p>	<p>To be submitted to Cabinet</p> <p>Will be submitted to Parliament</p> <p>To be submitted to Parliament</p> <p>The Bill will be tabled to Parliament.</p>	<p>By Ministry of Police, in April 2012</p> <p>By Ministry of Police, in April 2012,</p> <p>By Ministry of Police, in June 2012</p> <p>By Ministry of Police, in September 2012</p>
DPCI LEGISLATION	The MECs were informed that the Directorate for Priority Crime Investigation (DPCI) Legislation meets the requirement of operational independence as stipulated in the Glenister judgement. The Bill seeks to give effect to the Constitutional Court's judgment. The	Submitted to Parliament	By Ministry of Police, March 2012

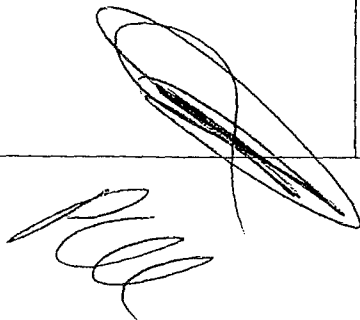
	<p>judgement gave order in the Glenister case and advice to amend the South African Police Service Act. The primary objective is to align the provisions relating to the Directorate for Priority Crime Investigation with the judgment.</p> <p>The Legislation takes into cognisance the security of tenure, remuneration, the accountability and oversight by the Ministerial Committee.</p>	<p>In terms of financial implication, there may be further financial support required to capacitate the DPCI.</p>	<p>The SAPS budget vote to accommodate DPCI a share portion from its coffers as a ring fenced resource for the DPCI.</p> <p>The Department of Public Services and Administration is mandated to assist SAPS in the establishment of the Directorate and the structure approved by the Minister and the presentation of report accepted.</p>
<p>REPORT FORMAT</p>	<p>The proposed reporting format was presented by the Minister.</p> <p>The MECs commended the report and alluded to the fact that it will assist their offices to have a standard format which will in turn enhance timeous reporting.</p> <p><i>It is recommended that the following should be incorporated into the reporting format:</i></p> <ul style="list-style-type: none"> • It is noted that the SAPS in terms of information sharing with communities needs a serious improvement. <p>In order to have achievable results the meeting</p>	<p>The objective of the reporting format is to also bridge the gap at an operational level between the Provincial Commissioners and Political Heads of the provinces (MECs).</p> <ul style="list-style-type: none"> • The issues relating to constitutionality on the reporting format should be revisited in the next meeting. The different provincial reports from MECs 	<p>MECs reports to reflect.</p>



<p>emphasis that a clear accounting line should be observed so as to avoid duplications.</p> <p>In terms of the SAPS performance chart there is still some work to be done.</p> <p>The MINMEC meeting itself should be regarded as an opportunity among the MECs to share on the best practice of their own respective provinces.</p> <p>The ultimate end-result of MINMEC committee is that it should be able to have a clear indication on both monitoring and policing mechanism.</p> <p>For instance the Free State MECs raised concern on stock theft as one of the prevalent crimes that is on the rise in some of provinces (remote rural areas) and that it is evident that police are partaking in such criminal activities. Pounding of the cattle as pretence to end up stealing the pounded cattle by SAPS was strongly emphasised as a concern. The other contributing factor is that the cattle are not even marked.</p>	<p>will be consolidated into one report.</p> <ul style="list-style-type: none"> • It is therefore recommended that information sharing on criminal cases, which should be part of the CPFs' responsibility to assist on the work load so as to speed up the process of information dissemination to communities. • Comparison on conviction of cases to be added on the template. • Proper coordination of detectives' work, the rate of performance of the stations, • Servicing of vehicles of police and turnaround strategy of police should also be clearly inclusively stipulated in the template. • The template should capture the objectives of the reporting format. • The approach should be to 	<p>By SAPS, continuous</p> <p>By SAPS for MEC reports</p> <p>By SAPS for MEC reports</p> <p>By SAPS for MECs' reports</p> <p>To reflect on the reports of MECs</p> <p>To be reflected by reports of the MECs</p>
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		<p>reflect on the nature of crimes, transformation, challenges the provinces have and how matters are dealt with</p> <ul style="list-style-type: none"> The report should clearly reflect on the status of provinces, such as trends of crimes (<i>clear indication as whether there is any decline or escalation and reasons</i>), crime prevalence, per each province. 	To be reflected by reports of the MECs
SAPS WHITE PAPER PROCESSING	<p>The South African Police Service Act of 1995 is to align the Constitution and the revised White Paper for Safety and Security to align the Act with Constitution to ensure cohesion within the operations of the SAPS.</p> <p>It was also reported that the MECs were in the past requested to make comments on the white paper, however given the fact that none of the MECs has made an input to the office of the Minister. Thus far only Northern Cape has proclaimed to have submitted the comments.</p>	<p>The paper will be tabled in Parliament.</p> <p>An extension of submission has been granted.</p> <p>Another opportunity was given for MECs to further make inputs through officials.</p>	<p>By Ministry of Police in July 2012.</p> <p>MEC to submit comments on White Paper.</p> <p>Workshop with government officials and Secretariat on the 27th March to further discuss the White Paper, in Pretoria.</p>
TRUST & CONFIDENTIALITY	<p>The Minister out of trust previously gave the MECs confidential information on issues relating to White Paper, which was only meant for MECs. Information through Cape Town Mayor ended up in the Media for public consumption. The Western Cape confessed that he gave the information to his official for advice as the MECs were expected to have some inputs. The MEC</p>	<p>The MECs gave advice that further engagement between the Minister and the MEC should take place.</p>	



said he was also not aware that this information was for his eyes only.

The MECs were very much concern about the issues of trust.

GENERAL

Delegations is taken out of CD) Domestic Violence

1. Rolling out of Domestic Violence Act by provinces will consume a lot of Provincial legislatures' funds and currently not budgeted for.

2. Mr Dan Plato to forward matters to be discussed at the next meeting agenda to Ms J. Irish-Qhobosheane.

IPID is supposed to be implemented in April 2012; however it may not be possible to affect it in April, since transitional phase should be allowed. The Civilian Secretariat is advised to interact with provinces on the processes. It is noted that the implementation will not only need more resources including.

CLOSURE

The Minister made closing remarks in thanking the MEC's for their attendance.

The next meetings will take more time to deal with substantial issues.

