

"AL 52"

From: PS OFFICE OF THE PREMIER

To: \*00123932616

16/07/2012 12:12 #161 P.001/003

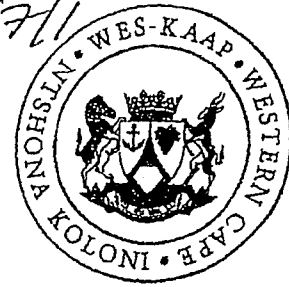
82/2/2

Compl.

63/7/1

Urgently.

6/7/1



*Kantoor van die Premier  
Office of the Premier  
I-ofisi ye Nkulumbuso*

Reference  
Verwysing  
Isingqinisiso

PM 1/4 [2011/4980]

Date  
Datum  
Umhla

16 July 2012

The Women's Legal Centre  
Attention: Sanja Bornman


Per Fax: 021 4245206

Dear Madam

**COMPLAINTS REGARDING ALLEGED POLICE INEFFICIENCY AND A  
BREAKDOWN IN POLICE-COMMUNITY RELATIONS IN KHAYELITSHA, CAPE  
TOWN**

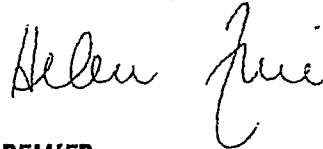
1. Further to your fax of 13 July 2012, pertaining to the above matter, I confirm that the date to which I have agreed to hold in abeyance a final decision on whether to establish a commission of enquiry, is ~~20 April 2012~~ and not 20 April 2012.
2. Your organisation and the clients you represent have repeatedly made demands of me to act expeditiously in this matter and urged me to establish a commission of enquiry, at one stage going so far as to suggest that I was assuming an overly cautious approach in this matter in relation to my insistence that the SAPS be given sufficient opportunity to comment and/or act on the said complaints. Your fax is hence somewhat of a surprise to me in that it now urges me to delay any decision I may make in this regard.

3. In addition your organisation and the clients you represent are not, as you appear to believe, the only complainants to me in this regard and I have also now received complaints from other individuals urging me to take action as regards allegations of inefficiencies by SAPS and a breakdown in the trust of SAPS by affected communities of Khayelitsha.
4. As such I have to consider many interests in taking this decision, as your clients correctly observe in their letter.
5. The Sunday Argus once again reported on the matter over the weekend and statements made by the residents therein continue to reflect a scepticism that demands an urgent response. In addition I understand that there have been another two "necklacings" in Khayelitsha of suspected criminals over the past few days. I was also interviewed on radio Zibonele over the weekend and although my talk was about my call for the army to come into gang ridden areas in Cape Town, people called in and spoke about the loss of confidence in the police in Khayelitsha and the resultant crisis they perceive to now exist. The issue is clearly of very serious concern to the residents and they are impatient at perceived lack of response to date.
6. Whilst you urge me to now further delay in making a decision as to whether to establish a commission, this being the high water mark of my constitutional powers of oversight and monitoring as they currently exist with respect to the SAPS, you will now see that politicians are seeking to use these delays to their sectarian advantage. Today, for example, Mr Tony Ehrenreich, ANC caucus leader in Cape Town, is quoted in the Cape Times describing me as a *"...reporter reporting on events, in a manner that identifies problems and provides little by way of solutions."*
7. Whilst I am very encouraged by what you have set out in your fax, in that it appears to be the first concrete steps taken by SAPS to address the situation, General Phiyega is the only new member to her organisation, and which as a whole, has hence now had almost 8 months to investigate the complaints in question which have been sent to them. Vigilante action, allegedly arising out of lack of confidence in the police to apprehend criminal and provide evidence to convict them in court, has not abated and a plan, as far as I know to address the crisis has not been formulated.



8. As such, I am not prepared to consider agreeing to an extension of time past the 20<sup>th</sup> of July 2012, without at the very least being in receipt of a motivated request from General Phiyega in this regard, setting out what has been done to date and what her plan in this regard now is. I cannot fully understand the difference that 11 days will make to changing the situation materially, after 8 months of delay.
9. I will accordingly be taking the matter up again, including any response that is now received from SAPS with respect to the complaints, after 20 July 2012.

Yours sincerely

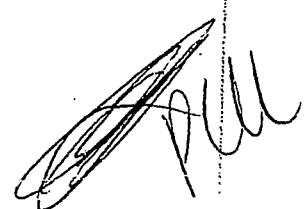


**PREMIER**

**(HELEN ZILLE)**

c.c. 1. General Phiyega

Per Fax: 012 393 2616



**Mnisi Zweli**

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**From:** Mnisi Zweli  
**Sent:** 12 July 2012 03:13 PM  
**To:** Sam Sole  
**Subject:** RE: Task Team and related matters

Noted Sam.

We shall stick to the response below in its entirety; today, tomorrow or any other day.

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**From:** Sam Sole [mailto:samsole@intekom.co.za]  
**Sent:** 12 July 2012 02:58 PM  
**To:** Mnisi Zweli  
**Subject:** Re: Task Team and related matters

Dear Zweli,  
hanks for your response.

We have decided to hold the story for next week. If you want to respond in more detail, now there is more  
ne; please do so by close of business Monday.

Sam

On 12 Jul 2012, at 12:09 PM, Mnisi Zweli wrote:

Hi Sam

The reason for the formation of the Task Team was clearly spelt out during the Minister's Budget Vote address in Parliament. Clearly what is outlined in your document is information peddling which we have no time to legitimize. Safe to say that where the name of the Minister is being dragged to the mud we will definitely take legal action and have consulted with our team to that effect.

Thanks and regards  
weli

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**n:** Sam Sole [mailto:samsole@intekom.co.za]  
**Sent:** 11 July 2012 04:45 PM  
**To:** Mnisi Zweli  
**Cc:** Mbatha N - Major General  
**Subject:** Task Team and related matters

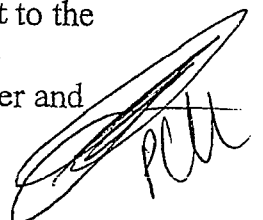
Dear Zweli & Gen Mbatha,

We have had sight of an intelligence report that we believe to have been drafted by or on behalf of Gen Richard Mdluli.

It contains a number of allegations similar to those that formed the basis of the appointment of the Task Team.

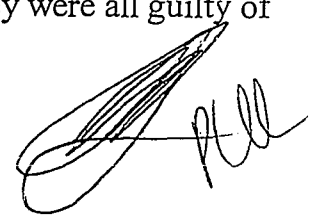
There are allegations about a) Gen Mark Hankel b) the Minister c) Gen Nhlanhla Mkhwanazi. It is our belief that this document was brought to the attention of the ministerial Task Team. The document is titled "Extensive Intelligence Report - SR 14/2/1 - Security Threat to the State". It is not dated but appears to have been drafted in June 2012.

Our understanding is that the document was used for a verbal briefing to the minister and possibly to the IGI.



It makes the following allegations:

- 1) Senior police managers are being targeted through various means, including "unhappy officers, media as well as NGOs"
- 2) Drastic steps are required or the country will land up in "a chaos situation"
- 3) The minister had been targeted for a media campaign about the wall built around his KwaMbonambi house.
- 4) General Mkhwanazi was part of this campaign against the minister and had roped in Gen Hankel to help "dig dirt"
- 5) Hankel had also been used to investigate Mdluli and is using an electronic surveillance grabber 655-2 that he had obtained with the assistance of Mossad.
- 6) Mkhwanazi and Hankel want to "intensify the campaign about the alleged love relationship" between the minister and the KZN provincial commissioner.
- 7) Mkhwanazi and Hankel are also investigating the purchase of a new vehicle driven by Philisiwe Buthelezi, who is alleged to have a romantic relationship with the minister.
- 8) Instructions have been given to investigate Gen Ngcobo of VIP protection and Gen Dladla of the Presidential Protection Unit to give Gen Mkhwanazi and Gen Masemola control over those units. Both men are being surveilled, including by means of Gen Hankels grabber. Other specific taskings in this regard were given to Gen Mothiba, Brig Madonsela and Brig Odendaal (of the legal department).
- 9) The document reports on two meetings held by Gen Mkhwanazi with crime intelligence management.
- 10) At a meeting in Cape Town, Gen van Vuuren was not present, supposedly because he was sick. Gen Mkhwanazi is alleged to have stated that Gen van Vuuren was like those friends of politicians who commit crimes and get convicted and sentenced and thereafter claim they are dying so they can be released but after three months they can be found playing golf.
- 11) Gen Mkhwanazi further stated that Gen Lazarus spent millions building a wall at the minister's house while the Deputy President was staying with his girlfriend in a house that has no guard room or wall.
- 12) Gen Mkhwanazi told members he was "not a comrade" but a policeman and he did "not expect anyone to go to Luthuli house because he was not commanded from there."
- 13) A similar meeting was held with crime intelligence operational staff at the Pretoria Police College. Gen Mkhwanazi is alleged to have accused members of being corrupt and some were murderers.
- 14) He said some members were comrades who were pushing political agendas and were busy running to Luthuli house and being managed from Luthuli house.
- 15) He said he knew who was running to the minister's at night to push political agendas and he has a team that is surveilling those members.
- 16) He claimed crime intelligence had corrupted the minister by building the wall with Secret Service money.
- 17) He said an ML Mercedes Benz was bought for the minister but was disowned when the car was found in Cape Town and he tried to find out whose car it was. He decided to take the car for his own use though his intelligence was that the car was bought for the minister.
- 18) He said that crime intelligence has R300 and this is what is used to corrupt the politicians and some of the generals. This money is "vanishing by the sea and going straight to Durban."
- 19) Some members told the General he was demoralising them by saying they were all guilty of wrong things.



20) the document states that 13 people have been identified as involved in placing the entire police service at risk:

Mkhwanazi  
Gen Lebeya  
Gen Dramat  
Gen Masemola  
Gen Mothiba  
Gen Hankel  
Gen Sibiya  
Brig Madonsela  
Brig Odendaal  
Brig Khumalo  
Col Roelofse  
Lt Col Viljoen  
W/O McLean

21) The document accuses Col Roelofse of leaking documents to organisations outside of the police.

22) The document alleges the strategy of the above members is to use media to destabilise the SAPS.

23) The document alleges that Gerrie Nel is receiving state documents from the abovementioned members and supplying them to Adriaan Basson of City Press.

Questions for the Minister and SAPS management:

- a) Are you aware of this document or the allegations it contains. If so, when and how did you become so aware?
  - b) Was the document or the allegations it contains placed before the Task Team?
  - c) Are you aware if the document or its contents were communicated by Gen Mdluli to anyone? If so, what are the details.
  - d) Was the origin and accuracy of the allegations probed by the Task Team or by anyone else? If so, what was the outcome?
- ^ Please respond to any of the allegations listed in 1 to 23 if you so wish.

Please come back to me by noon tomorrow, Thursday 12 July.

Many thanks  
Sam Sole  
Mail & Guardian  
082 418 8944

