

12/10/14

COMMISSION OF INQUIRY INTO ALLEGATIONS OF POLICE
INEFFICIENCY IN KHAYELITSHA AND A BREAKDOWN IN RELATIONS
BETWEEN THE COMMUNITY AND THE POLICE IN KHAYELITSHA

AFFIDAVIT

T.D.

I _____, the undersigned, state under oath in isiXhosa, immediately translated into English, that I am an adult male, with ID No: _____, date of birth: _____, 29 years old, residing at _____, Tel: _____, cell: _____ employed at _____, do hereby state that:

One evening, about two years ago, in Enkanini, we were walking home a friend home around 9pm. We had been watching a soccer match. There were three of us, two of us live in Kuyasa. Suddenly two police vans approached us, stopped. Four police officers came out, two from each vehicle, and approached us. They withdrew their firearms, searched us, asked us where we were going. We told them we were accompanying our friend home since it was late at night and we didn't want him to walk alone. After we told them this, they said nothing, then they told us to get inside one of the vans. I asked what for, they said nothing and just pushed us into the van.

T.D. R

They then drove around with us in the van for about an hour, picking up other people they saw along the streets. Some of those people were intoxicated, since it was the weekend. They took us to Harare Police Station. At the station our names were taken down. When I asked what the charge was, they said for drunken noise, but we were not drunk and were just walking. We were then taken to a big cell in the station with other people already inside. We were released at 5 am. It was still dark. When I spoke up that it was not safe to walk all the way from Harare to Kuyasa, we were told we can stay longer if we wish. We were detained without being tested whether we were drunk or not, just for being found on the streets at that time. When we arrived we had to surrender some of our belongings. As a result, I lost some money. It was not safe for us because the guys inside there with tattoos rob you of your belongings, and even your clothes. Some people in the cell were actually robbed of their clothes that night.

Even if you complain when you are released in the morning nothing gets done about it, so we did not see any point in reporting because nothing will be done. At those times the station commander is not there. I feel that justice in this country only serves the elite, and only high profile cases are paid attention to, and our small complaints do not get attention from the police. I no longer have any faith whatsoever in the police or

T.D.P.

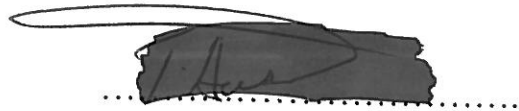
the justice system. I feel the police are abusing their power. They even assault people for no reason.

“I swear/truly affirm that the contents of this statement are true so help me God.”

I know and understand the contents of this statement.

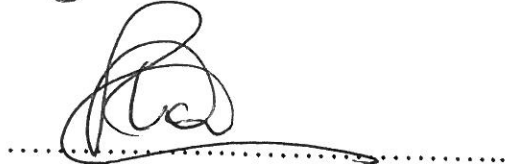
I have no objection to taking the prescribed oath.

I consider the prescribed oath as binding on my conscience.



Signature of deponent

I certify that the abovementioned was taken by me in English/..... and immediately translated into English, and that the deponent has acknowledged that he/she knows and understands the contents of this statement. I certify that regulations contained in GN R1258 have been complied with. This statement was sworn/affirmed before me and the deponent's signature was placed thereon. in my presence on 4-10-2012...(date) at...Harare, Khayelitsha.....(place)



Commissioner of oath
NAMHLA PAKADE
ADVOCATE OF THE HIGH COURT OF SA
VELOCITY CHAMBERS, 1ST FLOOR
KEERON ST
CAPE TOWN

