

12 / 09 / 01

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

AFFIDAVIT

R. V

I, _____, the undersigned, state under oath in IsiXhosa,
immediately translated into English, that I am an adult male with ID
No _____ date of birth _____ 35 years old, residing at _____

Madayi Crescent, KHAYELITSHA

Tel(h) _____ (w) _____ cell: _____ self-employed at _____

do hereby state that:

During January 2012, I opened a case of General Theft of an amount of R90
000. 00 against my business partner, _____ at Harare Police
Station, under cas no _____

I visited Harare Police Station almost everyday from January until the first
week of March 2012 to follow up on my case. Whenever I was there, I was
told that the investigating officer for my case, Female Constable _____ was
absent at work and if she is present, she would inform me that the docket is
in court with the public prosecutor for perusal or that the head of the
investigating unit Captain _____ did not want to open the Theft case saying
it was a civil matter.

I then decided to complain about Constable _____ to the Director of Harare
Police Station, Director _____ During the first week of March 2012, I met
Director _____ The complaint was internally investigated and subsequently
allocated to Constable F _____ No investigation was ever done ever since.

R.V. R.M.

In March 2012 the very same [redacted] stole my motor vehicle, I then reported the theft of a motor vehicle at Harare Police station under case [redacted] 03/12. He was arrested and released on bail of R3000. When he came out he started harassing me non-stop.

On 05 September 2012 I received a call to see the Senior Public Prosecutor of Khayelitsha Court, Mr [redacted]. When I met with him he informed me that he is going to withdraw the case of the theft of motor vehicle because [redacted] has produced evidence that he has been paying insurance on the vehicle and that how can a thief pay insurance for a car that he stole.

On 07 September 2012, I went to Harare Police Station and had a meeting with Captain [redacted] and Inspector R [redacted] enquiring about the general theft case I opened in January. I further complained that I had received a phone call from Constable [redacted] saying that I must breach [redacted] bail conditions and make contact with him and speak to him about the theft case, I got angry and dropped the call.

Captain [redacted] and Inspector [redacted] said that I must bring evidence with regard to the theft case. I then gave them all documentary evidence required pertaining the theft case. They in turn said they will pursue my case.

It is now nine months after opening the theft case in January 2012 and I have not received any feedback from the police officials in Harare Police Station.

I feel that the police officials who dealt with my case in Harare Police Station have not been helpful.

I would like to express to the Commission that the black police officials in Harare Police Station are not doing their job properly as compared to the white and coloured police officials.


It seems that the black police officials did not receive the same training that the others received. As a result the community of Khayelitsha take the law into their own hands.

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

I know and understand the contents of this statement.

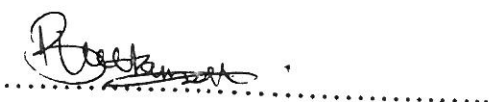
I have no objection to taking the prescribed oath.

I consider the prescribed oath as binding on my conscience.


.....
Signature of deponent

I certify that the abovementioned was taken by me in IsiXhosa and immediately translated into English, and that the deponent has acknowledged that he knows and understands the contents of this statement.

I certify that regulations contained in GN R1258 have been complied with. This statement was sworn before me and the deponent's signature was placed thereon in my presence on 18 SEPTEMBER 2012 at KHAYELITSHA.


.....
Commissioner of oath

BUSISIWE MTHAMZELI
ADVOCATE OF THE HIGH COURT
CHAMBERS
C/O BRONWIN WHARTON
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40 QUEEN VICTORIA STREET
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