

12/09/04A

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

AFFIDAVIT

P.M

I, _____ the undersigned, state under oath in **English**, that I
am an adult female, with ID No: _____ with date of birth, _____
_____ and _____ years old, residing at _____

Harare

Tel(h):..... (w):....., cell _____

employed at _____

Mowbray/pensioner do hereby state that:

On 1 March 2008, sometime before 10. I was with a friend sitting in
his car outside my house. I saw a police van and car stop outside our
house. The policeman got out of the van and went to my brother's
room which is separate from our house. My brother was with his
friends in his room. The police spoke them. I did not hear what they
said. I suspect that it may have had something to do with the noise
because they were drinking there. They left after speaking to them
they drove off. Within 5 minutes they reversed and stopped again.
They got hold of _____ as he was coming and started beating him

up. I asked them why they were beating him up and not arresting him if he had done something wrong. They ignored me and continued beating him up. When they were done they put him in the van and then they came to me.

My friend got out of the car to go to the toilet. They asked me to get out of the car. I asked why and they said they are telling me to get out. They opened the door and pulled me out. I fell next to the car. They asked me to get up and I asked them where am I going. Then a lady, by the name of V [REDACTED] (I heard her being addressed as V [REDACTED] at the police station later on), told me to get up, can't I hear that I am being told to get up. I said I am not going anywhere. She began hitting me. She gave me a good clap and I then decided to get up and fight for myself. We started fighting and the policemen were just watching us. Then my friend came back. He saw us fighting and asked what was going on. He took his phone out and before he could do anything else they sprayed him with pepper spray.

Then they stopped us and M [REDACTED] told V [REDACTED] that I should be arrested. They then put me into the car and then V [REDACTED] sat next to me in the car. I was still angry and I started fighting with her again. Then the other police lady whose name I didn't know sprayed me.

Then they drove to the police station. At the police station I also saw Z [REDACTED] I heard them told Z [REDACTED] that he must go back to the cell. I

asked them why and they began beating him. I can't identify exactly who it was, but it was the police officer who originally came to the house as well as others.

They then took me to the room to write the statement. As they were writing they said that I was full of nonsense so they were going to keep me there for the whole weekend. On Monday morning I was taken to court. The person who was handling the case advised me to plead guilty so that I don't have to keep coming back to court time and again. At court the magistrate asked me if I hit V [REDACTED], I said yes. I was not given a chance to explain. I was guilty and was given a R300 fine and the magistrate told me that he did not want to see me in court for assault again. They didn't tell me anything about a criminal record. I was asked if I would pay the fine that day and I said no on Thursday. I then went to pay it on Thursday.

On the following Friday, I went with my mother and brother and Z [REDACTED] to the police station to open a case. I confirm what is said in my mother's statement regarding.

"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 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
25/09/12.....(date) at HURAZE, KHAYELITSHA.....(place)



Commissioner of oath

ADMITTED ADVOCATE

c/o G. LESLIE

6th FLOOR, 56 KEEROM STR,
CAPE TOWN