

young innocents wanting to have their schooling in Swaziland and that they should be helped or assisted? -- No, I did not say that.

You took all the trouble of coming up from Cape Town by aeroplane to Johannesburg; you took all the trouble of getting a vehicle for these people and you were not in the least interested in what would happen with them further on. -- Yes, I took the trouble of getting them to Johannesburg. They had said to me that they would arrange their own transport from Johannesburg. What actually made me come to Johannesburg (10) was that I should be able to see to it that the Combi will not proceed further and that it would be taken back to Cape Town. Mncedisi was in charge of their travelling.

This accused No. 10 he was a prominent man in the newspaper business, or let me rephrase the question: he was with The World newspaper. Did you know that? -- I came to know that.

When? -- I was told by Vicky.

Before going to Johannesburg? -- Yes.

Now certainly he must have known many people, many responsible people in Soweto. -- If you could explain what (20) you mean by responsible people.

Didn't you ever think of asking accused No. 10 whether there was anybody known to him that would take these people from Johannesburg to Swaziland? -- Mncedisi was responsible for their transport. What I was asked to do was to get a Combi for them and I was asked this because they did not have the necessary security or a bank card. What I did for them was just to get the Combi.

BY THE COURT: Yes, but I think the question is didn't you think of asking No. 10 or think of him as a person who could (30) arrange their transport further, for someone to take them

further/...

further. -- No, I did not ask this.

Can I just ask you something? Did Victoria not tell you that No. 10 would be able to arrange or know people who would take them further or get another Combi? -- No, she did not say this to me.

Well, I may be wrong, you may have a better memory. Didn't Victoria say so in the witness-box? -- What she said here was that I had said I wanted a place where I could go with the students from where they would get transport to proceed to Swaziland. (10)

So am I wrong then? She did not testify that she had said that her friend, No. 10, would know about people who could get transport? -- Yes, she did not say that.

THE COURT ADJOURNS FOR LUNCH.

THE COURT RESUMES AT 14h15 on the 12th FEBRUARY, 1979.

JULIUS LANDINGWE: still under oath:

FURTHER CROSS-EXAMINATION BY MR ACKERMANN: Would you please repeat what arrangements you had with accused No. 10 or with Victoria Makheta? -- I had no arrangements with accused No. 10 but with Victoria.

Was that that accommodation would be provided for these students on their way to Swaziland? -- As well as the place where they would get a Combi and make their own arrangements to proceed to Swaziland. (10)

Did you make any other arrangements as to transport that would take them along from Johannesburg to Swaziland or were they to get a Combi themselves? -- They were to make their own arrangements for their transport to Swaziland.

You had nothing to do with that? -- Getting transport for them?

Yes. -- I did not do anything like getting transport for them.

Nor was it the responsibility of accused No. 10 or Victoria Makheta to get them some transport between Johannes--(20) burg and Swaziland. -- This was Mncedisi's responsibility.

You see, Victoria Makheta gave evidence in court and she testified about a discussion between the two of you in Cape Town. Volume 50, page 2 119:

"He (that is you) told me that it is more than a Combi load. He then said he does not want to use the same Combi that he is going to use from Cape Town to Johannesburg, to Swaziland, he wants to change his Combi when he gets to Johannesburg and use a Johannesburg (30)

Combi/...

Combi to Swaziland.

What did he mean by a Johannesburg Combi? -- He meant that he will hire a Combi from Johannesburg and proceed to Swaziland.

Yes, go on. -- And he asked me if I knew anywhere where you could hire a car in Johannesburg. I told him I do not know, but my boyfriend, a press man, should know and I gave him his phone number. My boyfriend's phone number, Moffat Zungu." (10)

Did you tell her that? -- Yes.

Do you still maintain that accused No. 10 had nothing to do with the transport between Swaziland and Johannesburg?

BY THE COURT: You did tell her that? What has been read out.

-- Yes.

MR ACKERMANN: So the transportation of these students between Johannesburg and Swaziland did concern you. -- I had knowledge of the fact that they would proceed to Swaziland but what I (20) had to do was just to get a Combi for them as far as Johannesburg. Mncedisi had to do the rest from Johannesburg.

But here you were making arrangements with Victoria Makheta to enable you to hire a motor car to get these people to Swaziland.

MR PITMAN: ..(inaudible)

BY THE COURT: No, no, it is a perfectly legitimate question, flowing from what has been read out that he says he did tell her. It would be different if he had said he had not told her. -- I did not make arrangements with Victoria but what I (30) said to her was that I I wanted the place where we could go to

in/...

in Johannesburg on our arrival, from where the students will be able to get another vehicle and proceed to Swaziland.

MR ACKERMANN: Then she told you that accused No. 10 was the person who would know. -- She said I can phone her through accused No. 10, by phoning accused No. 10's place of employment and this I should do when I will be going to Johannesburg.

BY THE COURT: Did you tell her that or did she tell you that -- She told me this. To contact her. She said I must contact her through accused No. 10 by phoning accused No. 10's place of employment. (10)

Did you tell your Counsel that? -- Yes.

MR ACKERMANN: Why did you not want to use the same Combi from Cape Town to Swaziland? -- I did not want the Combi to proceed further than Johannesburg. They had asked me to help them with a Combi as far as Johannesburg. The arrangements I had made with the firm, was that the Combi would go as far as Johannesburg and if this Combi had proceeded beyond Johannesburg then if there be any damages caused to the Combi it would be my responsibility to repair whatever damages would be caused.

Do you agree that you could have made other arrangements with this firm? -- Like? (20)

Like arranging with them to make use of this Combi to take these people to Swaziland. -- I only had knowledge of the intended journey to Swaziland, but I was only asked to help by getting a Combi which would take them to Johannesburg, proceeding to Swaziland from Johannesburg was Mncedidi's responsibility.

I know it was his responsibility, but is your evidence that you had no interest in whatever they were to do as soon as they had arrived in Johannesburg with your Combi, the Combi you had hired? -- Yes, I had no interest in the journey beyond Johannesburg. (30)

Why did you ask Victoria Makh eta where you could hire a vehicle for this purpose of taking them to Swaziland? -- I asked her because I knew they wanted to proceed to Swaziland from Johannesburg.

After these students had driven off with Moffat Zungu - I am re-framing the question. Do you know what happened to these students after they had driven off together with Moffat Zungu? -- I do not know.

You say you only know that they went to Zweni's place. -- Yes, according to what was said to me. (10)

Now these students presented a security risk to you, their presence in Soweto. Isn't that so? -- I do not understand that question.

You told us that you risked prosecution by assisting them to get to Johannesburg for their eventual illegal departure for Swaziland. -- Yes.

And it was not a very good thing from your viewpoint that these people would stay in Soweto in the large number of twelve students. -- Yes, they would not stay on in Soweto.

Yes, but weren't you anxious to get them away from Soweto as soon as possible? -- My only burden which was placed on me by the request was only to get a Combi for them to transport them only as far as Johannesburg and the rest would be done by Mncedisi. (20)

But weren't you afraid of the possibility that they would get arrested by the police or even questioned and that you would be landed in trouble? -- No, I did not think of that.

Now you saw accused No. 10 the following day.

BY THE COURT: Just before you get there. There is something worrying me. You saw him, you told me, at The World offices. -- Yes. (30)

Now/...

Now that was on the day you arrived. Is that correct?
Not the next day. -- Yes.

Now, you went up and you saw him there. What did you discuss there with him? -- I was introduced to him by Vicky and I was surprised to learn that he was her husband. We then just generally spoke about life in Cape Town. He also told me about his life. Vicky had in the meantime gone to the toilet. After the return of Vicky from the toilet, I made a joke about their relationship, saying well I thought this was just a person you knew, but he is your husband. We then (10) left The World offices.

Yes, but there is something again in the back of my mind. Again I may be wrong, but let me just think. I have the impression that Victoria said that when you were leaving, that is after she had come back from the toilet, No. 10 told her to go and get the Combi ready. -- Yes, she said this here in court.

Well is that correct? -- I did not hear this. What I was aware of was the handing over of the key.

What did she ..(inaudible).. -- I do not know because No. 10 produced a bundle of many keys, took out a bundle from (20) these keys, gave it to Victoria and they were then talking in Tswana which I could not understand.

Correct me if I am wrong. When you arrived at Victoria's house, that is now with the two cars, the one with the students and the one that you had filled with petrol. Is that correct?
-- Yes.

Now, I have an idea that Mazamanzi said that you told him that that woman was going to take the students across the border into Swaziland. Do you remember that? -- No, I do not remember that. (30)

Well, did you say that to him? -- No, I did not.

Now/...

Now I think, again cast your mind back, I have a recollection that Mazamanzi said that Mncedisi was going off with you to fetch someone who would show the youngsters the way across the fence. Do you remember Mazamanzi saying anything like that here in court? -- It is not Mazamanzi who said this.

Who said that? Victoria? -- Victoria said something like that that somebody was to be fetched.

Now let me just ask you. Did Mncedisi tell her then or Mazamanzi that they were going off to fetch someone to take them across the border? -- I do not know whether this was (10) said but what actually happened is that Zweni was fetched and after Zweni's arrival, he offered to accommodate the youngsters and it was also said that he is the person who would help Mncedisi.

What I want to know is this: As I understand your evidence, Mncedisi and someone else went off to fetch Zweni. Is that right? -- Yes.

And if he told either Victoria or Mazamanzi that they were going off to fetch someone and Zweni was being fetched in order to accommodate them, is that correct? -- He would help (20) Mncedisi.

Well now which was it? Was it to give them accommodation or was it to get them through a secret way across the border? -- He would help them by giving them accommodation and help to get a vehicle for their journey to Swaziland.

Not to show them the way across the fence? -- That is one thing. He would help by taking these students from Moffat's place to his place, accommodate them there until they get transport to proceed to Swaziland. He would also be of help in their way to Swaziland. (30)

Zweni, what is his name? -- Zweni Sizane.

Now/...

Now, did you tell your Counsel about Zweni Sizani and that he was going to accommodate and all that? -- Yes, I did.

Let me ask you this, my memory is not very good. Were you satisfied that your Counsel cross-examined Victoria in terms of your instructions? -- Yes.

Also cross-examined Bathembu in terms of your instructions? -- Yes.

And Mazamanzi? -- Yes.

Who was the other one? Vicks. -- Yes, Vicks.

You were satisfied also in that regard? -- Yes, I was. (10)

MR ACKERMANN: I just want to have it clear. No. 10's Combi was in no way to be involved in this trip from Johannesburg to Swaziland? -- As far as I knew.

You never had that belief that No. 10's Combi would be used for this purpose? -- As far as I know it was not used.

And there was no plan to use No. 10's Combi. -- Yes, there was not.

I read to you from Mazamanzi's evidence, that is Volume 38, page 1 667, that was after you had met Victoria in Johannesburg. He said: (20)

"It was dark or it was at dark when we left the restaurant and we were left by Julius and a woman who was driving the vehicle. We drove up to a house where Julius instructed me to drive the vehicle into the garage so that the students would use the backdoor into the house.

Yes and then? -- He told the students as well to use the backdoor into the house. Julius, after having spoken to the students told me that the students would be taken by the/... (30)

the Combi which was driven by the woman by the border."

Now did you ever instruct your Counsel to contest this evidence on the part of Mazamanzi? -- I contested it even from the allegation that I had said the students should use the backdoor.

You are nevertheless satisfied that your Counsel cross-examined Mazamanzi according to your instructions? -- Yes.

Now, you saw accused No. 10 the next day after he had left for Zweni's place with the students. -- Yes.

Did you see or meet him by chance or did you actually (10) want to see him? -- I met him. What actually happened is that Vicky came to me at the hotel and told me that her husband had not returned since he left on the previous night after the misunderstanding they had. I then left together with her to her husband's place of employment looking for him.

Did you ever tell her the previous night that you would like to see accused No. 10 before your departure for Cape Town? -- I did not.

She testified in Volume 50, page 2 123 that:

"Before leaving them (that is at the hotel) Vondela asked me to come and pick them up the following day as he wanted to see Moffat before he leaves for Cape Town." (20)

-- No, I did not say that.

And did you tell your Counsel to contest this evidence on the part of Victoria Makheta? -- I do not remember.

But being such an untruth you would have told him. -- Yes, I would.

Now you saw accused No. 10 the next day. Did you discuss the departure of these students with him? (30)

BY THE COURT: I just want to get one thing clear, nothing to do with the accused. My recollection is, Mr Pitman, it is in fairness to you perhaps, is that Victoria was cross-examined on No. 16's behalf by Mr Skweyiya.

MR PITMAN: On this accused's behalf, No. 8. No, M'Lord, I cross-examined.

BY THE COURT: Did Mr Skweyiya not cross-examine?

MR SKWEYIYA: I did, M'Lord, but on behalf of No. 10.

MR ACKERMANN: Did you discuss anything with him about what had happened at Zweni's place the previous night? -- I did not (10) discuss anything with him.

Although you had the chance or the opportunity to do so. -- Yes, there was an opportunity but on my arrival there what was actually happening there was that he was in the company of other reporters and they were having drinks. They were seated on the lawn.

BY THE COURT: This is the party they had at the house? -- Yes.

This is not at The World. -- No, at his place. I greeted them after my arrival, partook of the drinks and then I told them that I was leaving. (20)

MR ACKERMANN: But weren't you interested in the fate of these youngsters? -- We had discussed this on the previous evening and I knew where they were getting to.

I am certain that you were interested in whether they were able to obtain transport to get them to Swaziland. -- I have explained already that it was Mncedisi's responsibility to get them to Swaziland and he would be helped by Zweni. I also knew that there had been a misunderstanding as a result of this, so I would not go and revive this again by asking questions on that. (30)

What do you mean by a misunderstanding? A misunderstanding between/...

between Victoria Makheta and accused No. 10? -- I realised that there was a misunderstanding although Vicky did not take part in the conversation there was and I had also realised that the misunderstanding had been caused by my arrival together with these students.

Did you ever ask Victoria Makheta to make contact with Vuyisile Selando on further occasions? -- Yes, I did.

So despite this misunderstanding between accused No. 10 and Victoria Makheta, you were prepared to make further use of her as a courier or messenger or whatever you can call her. (10) -- The misunderstanding was caused by my arrival with the students at No. 10's place and not by the taking of money by Victoria to me or by being sent by Vuyisile. These students with whom I arrived at his place, got to his place without his prior knowledge.

Now let us turn to accused No. 11.

BY THE COURT: I think Victoria said she sent you a telegram telling you not to come. Did you get that? -- I did not receive a telegram.

I wondered, because it was a telegram saying you (20) should not come. -- That is what she said here, yes.

But you did not get it. -- Yes, I did not get it.

MR ACKERMANN: Did you know accused No. 11 before starting with this trial? -- Yes, I knew him from childhood.

Do you know about his departure from Cape Town for Johannesburg? -- No, I did not.

Did you at any stage or were you at any stage aware of the fact that he had left Cape Town for Johannesburg? -- No, I did not.

Not at any stage were you aware of the fact that (30) accused No. 11 had left Cape Town? -- Yes, I did not have any knowledge/...

knowledge until I met him at Lena Mawela's place.

And why did you go and look for him at Lena Mawela's place?

-- I saw him there when I had gone to Lena Mawela's home, looking for Vuyisile and I was surprised to see him there.

This was at the end of April, 1977? -- Yes, it was in about that time though I am not sure of the date.

Did you have any discussion there, you and accused No. 11?

-- I did not on that evening.

Any other stage? -- I went there on a second occasion but

I am not sure on which date this was, it could have been (10) on a Friday and I found him there in the company of Lena.

BY THE COURT: Found who there? -- No. 11 and Lena.

MR ACKERMANN: Did you ask him what he was doing in Johannesburg? -- Yes, I did.

On which occasion? The first or the second one? -- On the second occasion.

What did he tell you? -- He said he had fled. He fled from the police.

Yes, anything else? -- I then told him that my aunt who is his mother, wanted him at home. No. 11 then said to (20) tell her I am afraid of the police.

Did you ask No. 11 accused about his future plans? -- No, I did not.

Didn't you ask him whether he was also leaving for Swaziland? -- I did not ask him.

Didn't you - well you were aware at that stage that the students who had left on the first trip, some of them, had left for Swaziland. -- Yes.

And these students on the first trip, the Western Cape students, they were members of the Comrades Movement. -- (30) Yes.

Accused No. 11 was he a member of this Comrades Movement as well? -- He was not when I met the SRC and he was not present there.

Which SRC are you referring to now? -- The Cape Town SRC. After my release from jail in January No. 11 was not in Cape Town.

How did you know that Vuyisile would be at Lena Mawela's place? -- I came to know this through Zweni and the Soweto SRC.

These were the people who had left on the first trip? -- Yes, some of the Soweto SRC members who had been to Cape Town were in my company when I went to Lena Mawela's place and we were travelling in a motor car owned by the Soweto SRC. (10)

Was it then that they told you that Vuyisile was staying at Lena's place? -- Not Vuyisile alone but that the SRC members were hibernating there.

So you were going to Lena Mawela's place because of the fact that the Soweto SRC were staying there at her place? -- No, I went there because I wanted to see Vuyisile and I only came to know that these SRC members were hibernating there afterwards. (20)

Now the question is did these Soweto SRC members, did they tell you that Vuyisile was at Lena Mawela's place? -- Yes.

And did they tell you that in Cape Town in passing on the first trip to Johannesburg? -- No.

When did they tell you? -- In Johannesburg.

When did these people, this first group, when did they leave in March, 1977? -- I cannot remember the date. It could have been on the 23rd March, but it was mid-March. I had then just been released from jail after my shortest period of detention. (30)

Did they leave for Johannesburg before or after Heroes Week in/...

in March, 1977, that is the commemoration of Sharpville? -- The commemoration of the Heroes Week in Cape Town started on the 21st March and it lasted until the end of March. I cannot therefore say that they left before the Heroes Week or after the Heroes Week, but the commemoration had already been on when they left.

Do you know when they first came to Cape Town on that occasion? Was it in March or February or January? -- I would say they arrived in the first week of February.

And they stayed there all along? -- Yes. (10)

And they were then in 1977 were they members of the Soweto SRC, they were not ex-members. They were members elected for 1977. -- Yes, as far as I know.

You see, the question was put to Lena Mawela by my Learned Friend to the effect that the SRC, the Soweto SRC had met at her place to arrange for a demonstration at Samuel Malinga's funeral that was to be held in March, 1977. Now do you still maintain that at least three members of the Soweto SRC were in Cape Town at the time? -- The SRC as a whole is not composed of three or four people, but there are about 24 members. It is (20) possible that the executive members be about six.

Did you and accused No. 9 distribute some pamphlets in the winter of 1977? -- Yes.

Is this the pamphlet that you distributed? -- No, it is not.

Do you know that particular document? -- Yes, I saw it in Bloemfontein.

Did you not see it before your police detention? -- No.

And what was the contents of the pamphlet distributed by you? -- It was entitled 'The Martyrs and the Struggle,' and then there was underneath that document written: 'Issued by (30) the Black People's Convention.' That document could be folded thrice/...

thrice.

And why did you distribute this particular pamphlet in Cape Town? -- It was part of the BPC policy that I distribute those documents.

What was the content, apart from the title of this document, what did you want to convey to the people? -- I cannot give the contents of that document in detail, but I can give you some of it.

Yes? -- This was to highlight the question of the disturbances in the earlier days and it was dated back to the (10) early 18th from the Sotho incidents in Sekhukhuniland.

BY THE COURT: It would be about 1870, round about there. -- Yes, this continued to the time of the formation of the ANC and then thereafter the involvement of the Black people in their struggle for freedom. It was about the number of people who died, people who were detained in Robben Island during those days.

Would that be in the sixties? -- It included the incident of Makhana as well after the time of the issue or the distribution of the pamphlet. (20)

MR ACKERMANN: Did you draw up the document? -- It was drawn up by the Department of Information for the BPC, which I was part and parcel of.

I hope you are not referring to the defunct Department of Information. (LAUGHTER) Now, EXHIBIT ZZZ, Masakhane Educational Promoters I see here on the back page the letters 'S and S Ath'. Will you please have a look at that. -- Yes.

'Ath' I presume stands for Athlone. -- Yes.

And 'S & S'? -- Sayed and Sons.

Was there more than one Sayed involved in this printing (30) business? -- This is their trademark.

BY/...

BY THE COURT: I think what Counsel is asking - you know, there was Abdul Sayed, he was the head of the firm was he? -- Yes.

Counsel just wants to know was there a son in the firm as well with him or a cousin or relation? There were a lot of them? -- Yes.

That is all that Counsel wants to know.

MR ACKERMANN: The Sayed you have been referring to in your evidence is Abdul Sayed, no other Sayed. -- Kayim.

BY THE COURT: Haven't you been referring to Abdul Sayed? (10)
-- (inaudible)

Well, as long as we do not change his name now.

MR ACKERMANN: So that is the only Sayed. -- They all use this name Abdul.

The one you have been referring to is the head of the firm? -- I cannot say he is the head because their father is still alive.

And when you, referring to the parcel found in the Combi in the Free State, when you last saw that parcel, was it still on the - I think you said the back seat of the vehicle. (20)
-- Yes, before the search of the Combi by the police. And even before we were stopped by the traffic inspectors outside Winburg.

Did you tell your Counsel that? -- Yes.

Then a last aspect.

THE COURT ADJOURNS FOR A FEW MINUTES. THE COURT RESUMES.

JULIUS LANDINGWE: still under oath:

FURTHER CROSS-EXAMINATION BY MR ACKERMANN: Was he the only person in that firm with that or those particular names as far as you know? Abdul Kayim Sayed. -- He has a younger (30)
brother of his who is Abdul Farid Sayed.

He/...

He had nothing to do with the two trips you have told us about? -- I only asked him to hire the last Combi for me because he had a Barclays card.

Is that the younger Sayed then? -- Kayim.

And did he, the older brother, Kayim, did he have anything to do with Masakhane? -- Yes.

Did you use his post office box for the purposes of receiving correspondence for Masakhane? -- We were sharing the same box. He was also a board member.

I put it to you that there is no bank account in (10) Barclays Bank in Claremont, Cape Town, bearing your name or that of Masakhane's. -- That is what you say.

And do you know anything about a visit of a group of about 50 Soweto students in June/July, 1977, that is from Johannesburg to Cape Town? -- Yes.

Did you have anything to do with them? -- They had asked me to get accommodation for them.

I put it to you this was the only occasion when you had anything to do with this visit of Soweto students to Cape Town and that the people on the first trip were all fugitives (20) running away from the police. -- The group of students which was about 50 students, were students from the Morris Isaacson School who had visited Cape Town and at that time the Soweto SRC members had been frequenting Cape Town.

RE-EXAMINATION BY MR PITMAN: You were asked if accused No. 10 worked for The World newspaper and you said that he did. Do you know what sort of work he did on that newspaper? -- Yes, he had to do with photographs.

And you spoke in your evidence of a person who was also known as Oupa and you said that Oupa was a person called (30) Eric Mangali. Is that correct? -- Yes.

M'Lord, I am just asking for a man to be brought into court, if I may, for identification purposes. Would you look at that gentleman who is being brought into court? Do you know that gentleman? -- Yes, I know him.

What is his name? -- Prof. Sayed, Abdul, the younger brother to Kayim.

BY THE COURT: Abdul Farid Sayed.

MR PITMAN: Thank you, M'Lord, may he leave the court. I just want to go back to Oupa Eric Mangali. Any other people you had known who had the name Oupa or nickname Oupa, in (10) addition to Eric Mangali? -- Yes, there is another person.

Do you know that other person's proper name or not? -- No, I cannot remember that person's other name, but he was also present on one of the trips.

When you say he was present, what do you mean by that? Do you mean he went on the trip or he saw the trip go or what? -- He went on the trip.

One of the trips you had talked about? -- Yes.

Can you recall which trip it was? -- I cannot say with certainty because I did not know these people very well. (20)

NO FURTHER QUESTIONS.

THE COURT ADJOURNS.

THE COURT RESUMES ON THE 13th FEBRUARY, 1979.

MR PITMAN ADDRESSES THE COURT in regard to the relevance of the evidence which will be given by the witness Farid Sayed.

MR HAASBROEK ADDRESSES THE COURT and opposes the evidence which the Defence is intending to lead.

MR PITMAN ADDRESSES THE COURT IN REPLY.

DISCUSSION BETWEEN THE COURT AND MR PITMAN.

BY THE COURT: I will consider the question of his admissibility after he has given his evidence and whatever happens will be a matter of argument. (10)

FARID SAYED: sworn states:

EXAMINATION BY MR PITMAN: What is your age? -- I am 24.

And where do you live? -- I live in 67, Belgravia Road, Athlone.

Athlone, Cape? -- Athlone, Cape.

Did you matriculate at school? -- Yes, I matriculated at Alexander Sinton High School in Athlone.

And are you at present studying? -- Yes, I just enrolled with UNISA to do my B. Proc.

Have you passed some courses? -- Yes, I studied for (20) one year at Westville where I passed three courses: Private Law I, English and Afrikaans.

Who do you work for at present? -- At present I am company secretary for S & S Printers (Pty) Limited.

In Athlone in the Cape? -- In Athlone.

BY THE COURT: Who is that? -- S & S Printers.

That is your family? -- That is correct.

MR PITMAN: Now you say you are company secretary. -- I am company secretary.

And while you do that, do you also perform another (30) job? -- That is right. I am a part-time reporter, I contribute to/...

to Moslem News as well.

Is that a fortnightly newspaper? -- That is a fortnightly newspaper, it is owned by the Sayed family.

Where does it operate from? The same offices? -- Yes, they share offices.

S & S Printers? -- That is correct.

Do you know any of the accused here? -- Yes.

Which ones? -- The gentleman second from the left, Danile Landingwe.

BY THE COURT: That is No. 8. (10)

MR PITMAN: And? -- And Ghost, the person next to him.

BY THE COURT: Why he is called Ghost? (LAUGHTER) Do you know? -- No idea at all.

MR PITMAN: Now, just tell His Lordship. I think you knew accused No. 8, that is Danile Landingwe, did you know him, from what did you know him? -- That is right. I knew him quite some time ago already because of some printing that we did for the Western Province Rugby Board of which I believe he is an official and he came to see us in connection with printing. We printed their letterheads and their constitution as well (20) I think.

And did you come into contact with him in regard to Masakhane? -- That is right. That was in 1977, some time in 1977 when they came around.

Who are they? -- The first time when Landingwe came around, he came around with Ghost in connection with a brochure that they wanted printed for Masakhane Educational Promoters.

BY THE COURT: You printed the brochure? -- Yes, we printed the brochure.

MR PITMAN: Did you see them after that? -- Yes, in fact (30) we promised that we would have the job ready in a couple of days/...

days. We could not make it, they came around and after that we put them off again.. (intervenes)

BY THE COURT: But eventually it was done. -- Eventually it was done, yes.

MR PITMAN: Did you get to know them at all, that is No. 8 or No. 9 or both at all well? -- Well, particularly Danile because Ghost was not always around. Danile would come on his own and that is when I got to know him fairly well.

At a later stage did you have some negotiations with No. 8 about a postal address for Masakhane? -- Ja, they came (10) back - in fact Danile came back to us and he indicated that because of the difficulties in getting a post-box, you know, it would facilitate matters if they would have a post-box where they could receive their mail and they approached us, if we could arrange something and we obliged because our post-box, post office box 17, Athlone, is used by a number of organisations.

What sort of organisations? -- Well, it is basically cultural and fund-raising organisations. We have for instance the Moslem Societies in Bonteheuwel and Mannenburg and (20) even the Langa Moslem Association uses our post-box for all their mail and the Islamic Publications Bureau uses our box as well. In fact there is a number of organisations using our box.

So Masakhane then used it? -- That is correct.

And are you aware of him trying to raise funds for Masakhane? -- That is right, ja, in fact the brochure was to that effect that we printed. Obviously any job that we do, we know what it is all about and we went through the brochure and it was - they wanted to raise moneys for educational (3) purposes, provide money for education.

Did/...

Did they ask you for help? -- Yes, they came - in fact Danile came and he said they want to step up the fund-raising effort and he asked if we could do anything in that regard. We thought about it and what we normally do, if anyone approaches us, we give them a write-up in the paper.

BY THE COURT: In the Moslem News? -- In the Moslem News, that is correct. And that is what we did in the case of Masakhane Educational Promoters.

MR PITMAN: Did you write anything yourself? -- Yes, I was personally responsible for that appeal in the newspaper. (10)

Because this article, do you recognise .. (intervenes)

BY THE COURT: That is the one, I forget what the exhibit number is.

MR PITMAN: SSSSS. Is that EXHIBIT SSSSS that you have before you? -- Yes.

Is that written by yourself? -- That is right.

BY THE COURT: I think the brochure was ZZZ, was it?

MR PITMAN: That is so, M'Lord, ZZZ. Had you in fact produced a lot of articles and comments for the Moslem News? -- Yes, I have produced quite a number of articles on various issues. (20)

Do they relate to social problems and other sorts of community problems? -- That is correct. You know, all the social problems around us and we highlight it.

How were you able to produce those articles? Were you in contact with groups and people in the area? -- Yes, we would go around. As I say I am employed by S & S Printers. So in our spare time, in our free time I would go around or a couple of us and we would speak to people, get what the general feeling is among the people.

BY THE COURT: Did you do it? -- Yes, I was personally responsible for some of these things. (30)

MR PITMAN: What was the position in the latter half of 1976 in those townships, that is Guguletu, Langa and Athlone, the ones in that vicinity? -- Well, at that stage there was quite a bit of unrest and we found that the general dissatisfaction was against the system of Bantu Education. That was the dissatisfaction expressed by most students when we spoke to them, they said they were dissatisfied with the system. This was also the feeling expressed by students in the Coloured schools, we would say the Alexander Sinton High where I had a few friends and they too expressed their dissatisfaction at the educa- (10) tion that they were getting and this is what we gathered from the work that we were doing.

And did you in fact write about that? -- Yes, we did write about that.

Is that an article which you .. -- That is right.

Is it a photostat? -- This is a photostat of the original.

About Bantu Education. -- A protest against Bantu Education.

What is the date of that? -- It is dated 22nd October, 1976.

And was this another article written - I wonder if we just couldn't put a bundle together and give it an exhibit (20) number. -- This article 'Organisations show concern' dated 20th August, 1976.

Was that also in the Moslem News? -- That was also in the Moslem News. And this basically deals with the views of Moslem organisation about what was happening at that time.

And does that article encourage Black people not to burn down schools, stop burning down schools? -- That is right. In fact one organisation, the Institute of Islamic (?) Studies who are involved in education as such among Moslems and I quote:

"Hard and difficult as it may be, we call (30)

upon the young African people not to destroy

their/...

their places of learning which should and must be used for improving their lot in a complex industrial society. There is great bitterness regarding the educational system and legitimately so, but destruction of a school is more destructive than other forms of protesting."

And were there a number of other articles of which these are photostat copies relating to social problems in the (10) area there that you wrote about in the Moslem News? Will you just look at those? Just give His Lordship the dates on those articles. -- The one here - in fact the two here 'Relief Fund' and 'To Combat Problems' dated 24th September, 1976. Both these articles deal with appeal for funds and in fact the Community Action Trust was a body formed specifically at that period during the period of unrest to deal with the problem of legal assistance or education because some of the people lost breadwinners as well and the same goes for the other appeal, the Algamia Fellowship, that is 24th September, 1976. Then (20) we have got one here also from the Moslem News dated 8th October, 1976 and the main article, the main lead there is 'Central Fund to assist Victims.' This was the leading fund set up by the Moslem Organisation at that period to help those in difficulties, education and legal assistance. This fund was based in Athlone because Athlone was highly affected but as it says that the fund would pump money to any part of the community and not only restricted to the Moslems and the same goes for a relief fund that was set up in Paarl close to Cape Town and this was organised by some businessmen in Paarl. That is this (30) one here. Now we have got here the main lead on the 5th November,

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