

COURT Warns witness in terms of Section 254.

EXAMINATION BY MR. MASTERS:

Mr. Gay, what are your academic qualifications?---A Master of Science.

What Science is that?---In Physics.

And you are a married man, are you?---I am, yes.

How many children?---Two.

And you were arrested on the 26th of June this year, were you?---On the 27th of June.

And at the time of your arrest you were a lecturer in physics at the local University?---The University of the Witwatersrand, yes.

(Witness called 'D'). And Mr. Gay, then what specialised knowledge have ^{you} got in radio, electricity, or explosives?---I am not sure, how to understand the question - in the sense of having received education, in those particular fields?

Well, we can put it that first?---Well, physics is a broad subject in which I did not come to grips with explosives of any kind, but of course, as part of 20 my first degree course, I read one year in chemistry and this gave me some familiarity with chemistry and of course, that could have been used later in connection with explosives. Insofar as radio is concerned, I was employed with the S.A.B.C. for four years before embarking upon my University education.

On the technical side?---Yes, on the Engineering staff, but of course, in the degree course of physics, one again comes to grips with basic electronical radio theory, but not to any great extent. 30

Did you make it your hobby as well?---Yes,

radio was essentially my hobby, but in physics one could specialise in that field, although I did not do so.

And what about electricity?---Electricity again, one of the basic branches of physics.

Now, I think in 1961, you were living in Durban were you?---I was, yes.

Now, up to that stage, did you take any interest in politics?---Very little. I was a member of the Torch Commando, but I had little understanding of politics at the time.

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And what happened in 1961 then?---In 1961, I joined the Congress of Democrats, probably after July of that year, I do not quite remember the exact date, I joined the Congress of Democrats in Durban.

Do you remember who approached you to join the organisation?---One of two persons - I knew Mr.

1 Arenstein, I got to know him as a member of the International Film Society, and probably through him I got to
2 know Mr. Kasrils, who I believe was resident with Mr. Arenstein at the time, and through one of either of those two 20 persons, I joined the Congress of Democrats.

First of all, did you take an active part in the affairs of the C.O.D.?---I attended, I do not think more than one meeting, of the Congress of Democrats as such. After Mr. Kasrils was banned, I think he suggested that I went along to attend meetings of the Committee which sought to obtain recognition of the African Municipal Workers Union in Durban. This was a committee consisting of about eight persons. I served on that for a while, but not, I would say officially as a delegate, 30 but it was suggested that I go along to this committee.

Well, what were primarily the activities of the C.O.D. as you understood it?---The C.O.D. in Durban, it was part of the Congress Alliance, and as such it propagated ideas common to that alliance.

What are they?---I think these could be summarised by the Freedom Charter.

We will not take it any further. Now, about January, 1962, you came up to Johannesburg, did you?--- In February of 1962.

Now, before you left Durban to come up to 10 Johannesburg, were you approached again in connection with some organisation?---Yes, Ronald Kasrils approached me, and asked me if I was prepared to work on the local Technical Committee of the organisation known as Umkonto We Ziswe.

Now, at that stage, did you know what the Umkonto We Ziswe stood for?---No, I did not at that stage. As far as I am aware, its existence was only publicly announced in December. I think Kasrils approached me at about that time, and from him I understood that it was an 20 organisation consisting of volunteers from the Congress Alliance, which was set up for the performance of sabotage.

So you understood at that stage, that its aims were sabotage?---Yes.

Did Kasrils tell you what you were to do in the organisation?---Yes, it was quite clear to me that I would have worked on the local Technical Committee, had I stayed in that city, but Kasrils, knowing that I was about to come up to Johannesburg, not many weeks after he approached me, said he did not think it desirable that 30 I meet the other members of the local Technical Committee.

However, I adopted the name of Badger, and before leaving Durban, I called in at the local office of New Age. Let me say that it was a habit of mine to call in about once a week in the latter half of that year, to collect my copy of the newspaper by that name, and on the last occasion that I called in that office, Mr. Naicker who, I think was in charge of that office, called me aside and said "I am going up to Johannesburg within about three weeks, and I will introduce you to some of the people up there. Now Mr. Naicker did not say specifically that some of the people, referred to members of M.K., and when I...I do not know if I may use the letters M.K. to stand for Umkonto We Ziswe, he did not say specifically that the people up here refer to that organisation, but that is what I understood by it. His arrangement was that he would telephone me in the city, and that I was to meet him outside the St. John's office next to the station at a time and a day to be arranged on the telephone, and that he would meet me. However, he did not telephone me, and it was only some four or five months later, that I was approached in this City.

What are the initials of this Naicker, do you know?---M.P.

Well, you say you took the name of Badger?
---Yes.

Was that for the purpose of M.K.?---Yes.

And when you left Durban, was it understood that would be that/the name you have been known by here, or what was the arrangement?---Well, pseudonyms in this organisation, are of a temporary nature. They change if the conditions change. If it is considered desirable.

Anyhow, before you left Durban you were know, as far as you are aware to the M.K., by the name of Badger?
---Badger, yes.

And you told us that you came to Johannesburg at about February, 1963?---Mid February yes.

Is that to take up the appointment at the University?---Yes.

Now, when you arrived in Johannesburg, did you meet anybody up here?---Yes, it was perhaps four, five or even six months later, that Mr. Kitson approached 10 4
me one day in my office, and he mentioned the name Badger.

So that would be when do you think? About August - July/August?---July or August, I think. I am not certain on that.

Your office at the University?---At the University, yes.

Had you met Mr. Kitson before? That is No.
2 Accused?---Yes.

You had not met him before?---I had not.

This visit then, was unexpected?---Let me say, 20
that I expected to be approached within two or three weeks of arriving in the city, through M.P. Naicker, so I expected a visit, and then again, so much time had elapsed, that in the meantime, I had started taking other measures
to approach the organisation.

You say he came into your office, and how did he announce himself?---He addressed me as Badger. I think the first visit was confined purely to making my acquaintance. I do not remember the details, and I think Mr. Kitson sought at that stage, to enquire whether I was still interested. 30

Did he enquire?---Yes, he sought to know whether

I was still interested in working with the organisation.

Well, did he ask you whether you were still interested in...?---Working for M.K. Let me say, I do not know whether Mr. Kitson mentioned M.K. specifically, on that occasion, I am not sure of that, but for me it was understood - the name Badger and my association in Durban with Kasrils.

Alright, before we get onto the...what occurred at M.K., at about this time had you joined the Communist Party as well?---No, not as early as that. Of- 10
course, soon after arriving in Johannesburg, I reported my presence in the city to the local office of the Congress of Democrats, and amongst the persons I met at the 5
local office was Ben Turok.

You met Mr. Ben Turok, who was the Secretary of the C.O.D. was he, or...?---The National Secretary.

Yes?---And I approached Mr. Turok one day, and I said specifically I would like to be put in contact with the Communist Party. His reply was, it was a guarded one at that stage, he said that I made a mistake in ap- 20
proaching him, he did not know anything about it, but nevertheless, later he informed me that in connection with 6
my request, I was to see Harold Wolpe.

Now, was this after you had been approached by No. 2 Accused, or about the same time or what?---I am not certain of the sequence of events. Soon after this, under Wolpe's direction, I embarked upon a study of Marxism, and as the result of that, I joined the Communist Party in August of that year.

Yes, I was just trying to get the time. You 30
do not remember whether it was before you were approached by

Kitson?---No, I am not sure whether I approached Mr. Turok before or after Mr. Kitson saw me in my office, and greeted me as Badger.

Well, it was somewhere around the same time then?---Yes, about the same time.

And did you later become a member of a Communist cell?---Yes, I did. I became a member of a cell which consisted of five persons, the other four were Arthur Goldreich, Harold Wolpe, Lionel Bernstein and Vivian Esra.

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And what activities did this cell carry out? 10
---This cell, with one exception, it used to meet at Rivonia, and the one exception was a meeting held at the home of Mr. Esra, when I think, Harold Wolpe was travelling abroad....sorry, not Harold Wolpe, when Arthur Goldreich was travelling abroad. Well, essentially then, this cell used to meet at Rivonia, and our activities - first of all, we occasionally embarked upon political discussions. I would say that essentially, our activities were concerned with the duplicating of various documents, this work was usually performed in the thatched cottage, 20 at Rivonia.

Do you mean you actually did the manual work of the duplicating?---Yes.

Can you remember what type of documents you duplicated?---I can remember only one document. This was the last one we did in about April of 1963. This was a document concerned with the China/Soviet(?) dispute. I did not read the document, but during the process of duplicating, I picked up the odd page and just glanced at it.

You say you do not remember the other documents which you did?---No, I do not remember any of the 30

others. As part of this activity, we did address a number of documents as well, putting them in envelopes and addressing.

Can you identify any of the documents that you sent out in that way, by the heading or something?--- No, I do not remember.

And did you meet anybody else at Rivonia, apart from the names of people you have mentioned?---I met Mrs. Goldreich, of course, and later in April or perhaps a little later than April, I had cause to meet 10 other persons, because I began working on another committee.

No, I will get to that just now. I am speaking of this first stage, when you attended the Communist Party cell meetings at Rivonia?---No, no other persons, except African domestic servants.

Of the people in the cell, was somebody living at Rivonia then, or...?---Yes, I understood that the residence was occupied by Arthur Goldreich and his family.

Arthur Goldreich?---Yes.

Well now, to get back to M.K. then - you say 20 you were approached by No. 2 Accused, Mr. Kitson, about July/August, and what happened? He met you at your office, and then what happened after that?---Yes, as I said just now, the first meeting as I remember it, was one of approach, making my acquaintance without revealing his identity, as Mr. Kitson, and just to find out whether I was interested. I do not remember the details, but sooner or later, I began serving on the local Technical Committee. Whether it was Mr. Kitson who took me to that first meeting or not, I do not remember, but I think 30 it was Mr. Kitson who took me to my first meeting.

Well, about how long after you had first met Mr. Kitson, did you appear on the Technical Committee? ---I am not sure of the period. A month or two months, and I am not sure whether my accepted membership of the Communist Party preceded my serving on the Technical Committee or not. That I do not remember.

Now, this Technical Committee you referred to - a Technical Committee of which organisation?---The Technical Committee of Umkonto We Ziswe,

And was it a Regional or a union-wide Technical Committee?---No, I understood it was a local Technical Committee. 10

Local?---I understood this from my knowledge of affairs in Durban, that there was also a local Technical Committee there.

And first of all, where was the first meeting of this Technical Committee?---Well, without exception, all the meetings which I attended of that Technical Committee, were held at the home of Mr. Leviton in Empire Road. 10 20

How did you know you were appointed to this Committee?---Well, I was invited to attend a meeting, I think, by Mr. Kitson.

And then you just went on attending these meetings?---Yes.

There was no sort of formal appointment?--- No formal appointment.

I take it there is no formal way of joining the organisation of M.K.?---I would say one is generally approached privately, one is sounded out in a security conscious way, and then later/^{if} one is considered suitable, one 30

becomes a member.

I mean there are no forms to be signed, or ...

?---No.

Or membership cards or anything like that?---

No, no.

And what about fees, do you have to pay any?

---You are referring now to M.K.?

Let us deal with that for the moment?---No,

M.K. you have no fees at all.

And in regard to the Communist Party, is the 10 procedure the same - no formalities?---No formalities, but on a monthly subscription, which is based, it was based on the level of income.

So, what fees did you pay in the Communist Party?---My personal contribution was £4 a month.

Who were the members of the Technical Committee?

---At the time that I joined the Technical Committee, it was under, it appeared to me, the Chairmanship of Jack Hodgson. I think his correct name is Percy, Percy 11 Hodgson. The other members were Mr. Kitson, Mr. Matthews 20 12- and Mr. Leviton.

Now Mr. Matthews, is he in Court?---Mr. Matthews is in Court, fourth from the left.

Accused No. 4. AND what was the function of the Technical Committee?---This was not defined to me when I joined it, but from my observations of what went on, it was concerned with the acquisition of a working practical knowledge of explosives and accessories.

And approximately how often did the Technical Committee hold meetings?---On an average, between weekly 30 and every fortnight. With regard to personnel, let me add

that after his travels abroad, Arthur Goldreich came to a number of meetings.

Now, had you met Accused No. 4, Mr. Matthews before you met him on the Technical Committee?---No, not before I met Mr. Matthews on the Trechnical Committee.

And Hodgson, had you met him before?---I think Mr. Turok introduced him to me when I was in the C.O.D. office one day.

You had not known him as a member of another organisation?---Mr. Hodgson? 10

5 Yes?---No, not at that stage.

And Mr. Levitan, had you met him before?---No, I only met him when I went to Technical Committee meetings at his home. I did not know him as Mr. Levitan at that stage, I simply knew him as Archie.

And these people you have mentioned, No. 4 - Matthews, Levitan, Hodgson - did they attend the meetings regularly with you?---Regularly, yes.

And did you have a chairman?---Well, as I said, Mr. Hodgson appeared to act in that capacity. 20

No formal appointment?---Well, not to my knowledge.

And what business was discussed at these meetings?---Mr. Hodgson, at one stage, used to talk about forthcoming projects. He would seek technical advice, for example, at one meeting he mentioned that a sabotage attempt was going to be made against a Sasol storage tank, and one of the questions he raised with the Technical Committee, was did we think it advisable that personnel enter the premises, and strike a match for the purposes 30 of igniting a fuse, an explosive fuse.

Just a minute - you are going a bit fast for me now. You mention Sasolburg, my lord I think is 7. You say Mr. Hodgson, said there was going to be an attempt on the Sasol storage...?---Petrol stroage tank.

AT THIS STAGE THE COURT ADJOURNS FOR TEA. .

ON RESUMING:

LIONEL STANLEY GAY, still under oath

EXAMINATION BY MR. MASTERS (CONTINUED):

Mr. Gay, we are still dealing with discussions on the Technical Committee. You had mentioned, I 10 think, that Mr. Hodgson referred to a sabotage act to be performed on the Sasol storage tank?---Yes.

Do you know whether anything eventuated there?---.....

Was there any report back?---Yes, an attempt was made, but Mr. Kitson explained this later, because of the peculiar construction of the tanks, the effort was not successful, but the explosion did take place.

You say Mr. Kitson reported?---He later explained the peculiar construction of the tanks. 20

And was that at a Technical Committee meeting? ---No, I think...well, he might have explained it there, but I can recall him also explaining it this year.

At another meeting?---At another meeting.

The meeting of another committee?---Yes.

Well, we can perhaps get back to it later - do you remember any act of sabotage discussed with the Technical Committee?---Yes, Mr. Hodgson reported that an attempt had been made on the Old Synagogue in Pretoria, the sight of Nelson Mandela's trial, and this was reported 30 as a failure.

My lord, that has been referred to - it is 35. Now, at this stage Mr. Gay, were you doing anything active for the Technical Committee?---Sooner or later, Mr. Hodgson approached me and asked me to turn my attention to the construction of a timing device - let me try and outline the problem involved. At the time M.K. had at their disposal the use of dynamite and accessories, and the kind of accessories that they had at the time, were fuse, safety fuse as far as I remember, and the kind of detonator which goes with safety fuse. 10

What is that called?---Detonator. Now, the problem which we had to solve, or we were asked to try and solve, was to construct a device which would enable the fuse to be ignited after a suitable delay, and hence of course, the fuse would ignite the detonator and set off the explosion. The basic problem was to develop a timing device, and I did turn my attention to this problem.

And did you develop anything?---Well, I brought up a timing device which made use of three large torch cell batteries, the usual torch cell batteries, and a parking meter which was supplied to me by either Hodgson or Mr. Levitan. I understood that Mr. Levitan had a number of parking meters under his guardianship at that stage. So, I did construct a timing device, which I passed on to Mr. Hodgson. 20

Yes, did you receive any assistance in the construction of this timing device?---No, that I built by myself. Let me add though, that the timing device, the electrical timing device was not of much use without some other device to ignite the fuse, and as far as I remember, I did not attempt to develop, what I tried to call 30

an ignition device at that stage, this intermediate device.

I wonder, if you will have a look at this exhibit before Court, Exhibit 130. Does tha agree in any way with the timing device that you constructed?---Yes, the principle is the same, the parking meter is used as a delay switch which closes a circuit, and of course, current passes through a fuse, blows the fuse, and ignites or is supposed to ingite a mixture a combustible mixture.

Well, is that as far as you got with the timing device?---Yes, at that stage, that was as far as I got. I do not associate this particular one with the one I built. 10

No, it is just the same principle though?---
The same principle.

Is that the main activity on your part, whilst you were on the Technical Committee?---I think I was also engaged at the time, of looking through the Technical literature to see which information I could pick up on the subject of explosives. 20

Did you, at this stage, develop any explosives or not?---No, I did not turn my attention to the developing of explosives at that stage - purely the collection of information.

Now, did you at this stage, know what the relationship was of the Regional Committee with any other committee?---The Technical Committee?

Technical Committee, I am sorry?---It was quite clear that the Technical Committee served the needs of Umkonto We Ziswe. 30

Yes, and was there a higher committee, did you

know, at that stage?---No, I was not familiar with the structure of the organisation at that stage.

Now, before we get to your next committee, were you at this stage concerned with a radio transmitter, the building of a radio transmitter?---Yes, again I am not sure of the exact sequence of events, but it was soon after my joining the Technical Committee, that Mr. Hodgson raised the problem of radio communications, and for this purpose, I was introduced another gentleman in Johannesburg, Mr. Cyril Jones, and I think probably about September of that year, we ... or rather I joined Mr. Jones, and together with Mr. Matthews and Mr. Hodgson, we began work on the problem of radio communication.

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Is this radio communications generally, or is this a transmitter?---No, not generally, in the sense of point to point communications, but a transmitter for the purpose of voice broadcasts.

Transmitter - were you given a purpose for this transmitter, what purpose it was to be used for?--- Yes, it was clear that if the transmitter ever worked satisfactorily, it would be used for the purpose of political broadcasts.

Political broadcasts?---Political broadcasts, yes.

In connection with M.K.?---Uh.....

Or did you not know?---No, I did not know that. As I ... well as I see events now, the M.K. is part of ... was part of a broader organisation, and the broadcast would not be used specifically for M.K. ends, but broader political ends.

Well now did you set about building this transmitter?---Well, when I joined I knew Mr. Matthews and

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Mr. Hodgson already. For this purpose, I went to Mr. Jones' home, and it was clear to me that this problem had been receiving attention already, and there I found a power supply and an old war surplus tranceiver on which somebody had been working before.

Yes, and then?---Well, it became clear to me after a few attempts, to get the ex-army set going, that if we were to make a success, if we were to achieve success, it would be better to make a fresh start and build up a complete new set. So after salvaging a few components 10 for the ex-army set, I disposed of it, and then I began building a new set.

A new transmitting set?---Yes.

Now, did you buy the parts yourself?---I bought some of the smaller parts, such as resistors which I thought such common object would not raise any difficulties, but by and large, I used to present my requirement to Mr. Hodgson and he used to present the goods.

And these articles that you bought, did you pay for them out of your own pocket, or were you refunded? 20
---No, the money was provided for that purpose.

And did you eventually assemble a transmitting set?---Yes, I eventually assembled a transmitting set which is before the Court.

Yes, I will come to that in just one moment.
t 40 Where was the transmitting set set up?---Usually all our tests were conducted at the home of Mr. Jones.

And then later?---And then later, I undertook some tests at Rivonia.

And who assisted you with the tests you carried out at Rivonia?---At Rivonia, Joe Slovo provided

transport - he gave assistance in that sense, but from a technical point of view, I did not have much assistance, but I received a minor assistance from one of the accused, whom I knew as Bri-Bri, Accused No. 1, and for the purposes of erecting aerials, I received assistance from some of the African labourers on the farm. 15

So, was No. 1 Accused at Rivonia then, when you did your tests?---Let me say that for the purposes of testing the transmitter, we went to Rivonia, perhaps either at the end of May, or a little earlier of 1963. 10

Now, perhaps you can at this stage then, identify some of these - do you see Exhibit R.31 - could you tell us what that is Mr. Gay?---Yes, this appears to be a cable which was laid in the earth behind one of the outbuildings at Rivonia, for the purposes of providing a good earth connection in connection with the testing of a particular kind of aerial.

You did lay such a cable yourself, did you, at Rivonia?---With the assistance of Joe Slovo, and I think Bri-Bri assisted me with that project as well. 20

And Exhibit R.30?---Yes, I recognise this as the cable which I used to test the same kind of aerial.

At Rivonia?---At Rivonia.

And R.28 then?---Yes, this is the power supply which was already available when I began work on this project. I did modify it later, but it was already there in basic form.

And was that taken out to Rivonia too?---Yes, I subsequently built a new power supply, a bigger power supply, a lot of the preliminary tests were conducted with that old one, but the later tests were conducted with the 20

new power supply.

You used R.28 at Rivonia for the test? Have I got it right?---Not at Rivonia, no, previously at Mr. Jones' home.

And R.29?---This is an aerial coupling unit, which I constructed and which I tested at Rivonia. I might also have used it at Mr. Jones' home.

Did you have any assistance in constructing that, or was it done solely by yourself?---No, I built that by myself.

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Now, do you know in fact, Mr. Gay, whether a broadcast did take place?---Yes, I am aware that a broadcast take place. I played a considerable part in it.

Did you...could you give us the details?---
Yes. The broadcast was arranged to take place on the evening of the 26th of June of 1963, the venue chosen for this was the home of Mr. Levitan in Empire Road, the apparatus was housed in the hothouse next to the swimming bath, and on the 26th at about 5 o'clock, acting on previous arrangements, I went to this house in Empire Road, 20 and assisted Dennis Goldberg with the erection of the apparatus, the erection of the aerial, the installation of the apparatus, and later that evening I returned to make final adjustments to the apparatus before the broadcast took place, but I was not present during the time that the broadcast took place itself. I left perhaps quarter of an hour before, to go home, and it was left in charge of Dennis Goldberg.

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And was it successful or not?---Yes, it was successful.

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Did you listen in?---Yes, I did listen in from

using a receiver in my home.

And do you know who spoke?---Yes, Walter Sisulu was the speaker. 17

And do you remember more or less the gist of the speech?---I do not remember too much of that particular broadcast. I do remember a certain stage, to the effect that since the State was mobilising, we must mobilise as well.

Now, after the broadcast, what happened to the transmitting set?---After the broadcast, the apparatus was dismantled, and left for a few days at Mr. Levitan's home, and it was subsequently placed in storage, under the direction of Mr. Levitan. 10

Where was it stored?---Initially, it was stored at Miller's Warehouse in Johannesburg.

Did you take it there, or who took it?---I do not know who took it there. The storage at that stage, was under the direction, as far as I understood of Mr. Levitan.

Well, do you know who stored it there? You do not, you say?---I do not know who actually took it there. 20

And then what happened to it?---Later Mr. Levitan passed the documents on to me, and I took the apparatus out of storage early in January of this year. That is out of storage from Miller's Warehouse. Mr. Jones assisted me there with transport, and the apparatus was taken to Mr. Jones' home....I am sorry, the apparatus was taken to Mr. Matthews' home.

That is No. 4 Accused?---Yes, and it was at this stage that Mr. Matthews constructed the boxes to house the apparatus. Following that, and again with Mr. 30

Jones' assistance, I took it to store it at Morkel's, and there I stored it under the name of R. Middleton. That was, I think, on the 17th of January, that we took it to storage at Morkel's.

That would January, 1964, then?---Yes.

When did you next see it?---I next saw the apparatus on the 19th of June of this year.

Is that after your detention?---No, no, prior to my detention.

Where did you see it?---Again with Mr. Jones' 10 assistance, I took it out of storage on the 19th of June. I took it to my home, unpacked it, because I was interested in obtaining for further use, a part of it, which incidentally, was not packed with the other set, and after unpacking it, inspecting it, I passed it on to Mr. Matthews for safekeeping on the same evening - the 19th of June.

Now, I wonder - are there some of the exhibits before Court, which refer then to this first transmitter and which you say you gave to No. 4 Accused?--- 20
Yes.

Would you have a look at this Exhibit No. 36. What is that Mr. Gay?---This is the new power supply which was constructed about Easter time of 1963. I built it.

You?---I constructed it.

And that was used in the 1963 broadcast, was it?---Yes.

Now, did you construct the box itself?---No, I understand that Mr. Matthews made the box.

And ...?---Before it was taken into storage 30
at Morkel's.

The next exhibit No. 37?---This is the radio frequency section of the transmitter which was used for that broadcast.

Exhibit 31?---This is the modulator which I constructed, and which was used for the broadcast.

Now, Mr. Gay perhaps we can pass now to the next committee on which you served. You have told the Court that you were on the Technical Committee, probably about towards the end of 1962, was it?---I began serving on it, in about August 1962.

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And what was your next appointment?---My next appointment was to a committee which was called the Logistics Committee, and which was set up towards, I think, the end of May of 1963.

Now, this of course, was also a committee of the M.K.? Was it or not?---I am not certain of that. I think it was, but its scope was broader.

Well, can you tell the Court first, how did it differ from the Technical Committee?---Well, the Technical Committee as I have explained, was concerned purely 20 with explosives, acquisition of knowledge and practical working knowledge of the subject, and construction of devices. Now the Logistics Committee was set up specifically to consider technical requirements, guerilla warfare, and I use the word technical in a rather broad sense, because one of the personnel was concerned with political instruction, another member of the committee was concerned with medical aspects.

I take it you only have a Logistics Committee if you are waging a warfare, do you?---It was set up with 30 that possibility in view.

And how did you come to be appointed to this? Anything formal told you?---I think it was Harold Wolpe who informed me that I was to serve in that committee. It might have been Goldreich though.

And do you know what happened to the Technical Committee, did that carry on as far as you know?---I do not know whether it continued to exist. I doubt it, because ... well Arthur Goldreich came to a number of the last committee meetings which I attended, and he, Mr. Kitson and I, began serving on the Logistics Committee, 10 and of course, Mr. Hodgson I think, was out of the way by then, and that would have left Mr. Matthews and perhaps Mr. Levitan. So, I do not think it continued to function.

Alright, now can we have the names first of the committee then, this new Logistics Committee?-- It would be you?---Yes, Arthur Goldreich, No. 1 Accused, Mr. Kitson, Dennis Goldberg and Dr. Festenstein(?). 14

Now, I think you have mentioned everybody except Dr. Festenstein before, have you?---Yes. 20

Was this the first time you had met Dr. Festenstein?---Yes, that was the first time that I met Dr. Festenstein, at the first meeting of the Logistics Committee.

Did each member of the committee have a special task to do?---Yes. Arthur Goldreich and No. 1 Accused appeared to me to be co-chairmen, I was not sure of this. They acted in that capacity, they were not concerned with particular technical aspects. Mr. Kitson was given the task of preparing a political training programme for local recruits.. Dr. Festenstein was concerned with the 30 drawing up of a list of medical requirements, on that aspect.

WITNESS: Dennis Goldberg was concerned with explosive devices. In particular hand grenades and land mines, and I was concerned with broader aspects of communications - radio communications.

Was Dr. Festenstein a medical doctor?---I did not know much about him at that stage. I subsequently learnt that he was a research scientist in the medical field.

Now, did this committee hold regular meetings? ---It met on an average, I think of about once a week. 10 All the meetings were held.

And did the members attend regularly?---Yes, members attended regularly.

And where were the meetings of the Logistics Committee held?---At Rivonia.

At Rivonia?---Yes, the home of Mr. Goldreich.

Now, what was discussed at these meetings?---Initially, I think, it was Mr. Goldreich who presented the broad aspects of the work of the committee.

Could you give us a few details? What did 20 he say there?---It was his...it was understood that guerilla warfare was being considered. In particular, a consideration of actively starting guerilla warfare in four regions of the Republic - that was being considered, and to this end, the Technical Committee was set up to advise on aspects of that proposed plan.

And did you understand that the Logistics Committee was the ... a Union one, the head committee as it were, for the whole Union, or were there other Logistics Committees?---No, I understood that this was one committee 30 of its kind, concerned with technical aspects on a national

scale.

Alright, you have told us the main objects were set out, I think, you said by Mr. Goldreich, was it? ---Yes, as far as I remember, I said that No. 1 Accused appeared to act as co-chairman with Mr. Goldreich, but I think the essential outline of the work of the committee was given to us by Mr. Goldreich.

Well, could you give us some specific discussions apart from the general discussions?---Yes, where applicable, the persons involved, were asked to consider the technical requirements for a defined period of guerilla warfare, I am not sure what period was given. This was applicable in the case of Dr. Festenstein and Dennis Goldberg, in the sense that they were asked to consider requirements in their fields, of certain number of men for a particular period. I think the period was six months, I am not certain.

Well, perhaps we can deal with you - what did you have to do?---My task as presented to me, was to draw up a list at that stage, of requirements for the purposes of establishing radio communications between the National High Command and four Regional Commands and communications between the Regional Commands themselves, and further still, to establish, communications from the Regional Command level, down.

Well, I wonder if you would have a look at this document R.33? The evidence will be this was found when the police arrested the accused in the previous trial at Rivonia, my lord. Was that document prepared by you Mr. Gay?---Yes, I prepared this document in my capacity as a member of that Logistics committee, my lord.

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Perhaps you could just read its outlines?

---"Data required from the U.K....."

MR. BIZOS informs the Court that the documents will not have to be read if they are used to establish whether guerilla warfare was going to be waged or not. (After discussion with Mr. Masters, it is agreed that the documents will not have to be read.)

BY THE COURT TO MR. BIZOS: So, do you admit the contents of the documents?---I admit the contents of the documents, yes, my lord. 10

BY THE COURT TO MR. HARE: And what is your position Mr. Hare?---My position is the same, my lord.

EXAMINATION BY MR. MASTERS (CONTINUED):

Well, then you need not read it out Mr. Gay? ---Let me just add in connection with this document, that it was suggested to me that four transmitters be made available for the purposes of propaganda broadcasts in four regions of the Republic, and the information listed here is what I required for that purpose.

Now, will you have a look at document R.59? 20 Will you just explain to the Court what that document deals with Mr. Gay?---It is headed The Supply of Electric Power in South Africa. This is a document which I drew up at the request of Harold Wolpe. The information was taken from an annual report of the Electricity Supply Commission, and gives a summary of the distribution of electrical power and generation of electrical power in the Republic of South Africa.

I would just like to ~~make~~ it clear - it was actually typed by you on your own typing machine?---Yes, 30 I typed this on my typewriter.

And having prepared these documents, to whom did you hand them Mr. Gay?---I passed this document on to Hardol Wolpe.

And the other one as well?---No, the previous document, that I passed on to Arthur Goldreich, at a meeting of the Logistics Committee.

And we might just deal with this one point before we go on - at the time of the Rivonia trial, were you somewhat concerned that these documents were in the hands of the State or the police?---Yes, I was concerned 10 about this question, yes.

And what happened about that?---I reported this to Mr. Kitson. I told Mr. Kitson that I had prepared a document on the distribution of electric power. I thought that the other document had already left Rivonia, and following this report of mine to Mr. Kitson, Mr. Kitson suggested that I dispose of my typewriter. He added that he had access to a number of documents available to the Rivonia defence, and that he had seen a copy of this document amongst them. He advised me to dispose of 20 my typewriter.

He had gone through the exhibits in the Rivonia case, and he advised you that this document was there?---At least some of the exhibits.

And so what steps did you take then in regard to your typewriter?---That was some time this year that I made that report, and I later handed my typewriter on to Accused No. 3 with the request that he dump it for me.

And did you get any compensation for this?---30 Yes indeed, I received some R50 for this purpose - compensa-

tion for the loss of the machine.

Who gave you the R50?---Mr. Kitson.

Do you know whether the machine was, in fact, dumped or not?---I am not aware of that.

Now, in regard to maps, did you ever obtain maps for any purpose?---Yes, it was Harold Wolpe who presented me with a list of four or five maps, regions of the Republic. The regions were specified. He gave me the code numbers of certain maps which he required, and I went into a shop in town and bought them for him. 10

Were these large maps, or detailed maps?--- Maps approximately three feet square, I am not sure of the scale, but perhaps one in 30,000 or one in 100,000 - I am not sure. I purchased the maps, and passed them on to Wolpe.

Were these also required then for the same purpose - that is the proposed guerilla warfare?---I was not aware of this, but I can think of no other purpose.

Alright. Now, was there another transmitter 20 built by you? We are in 1963 now?---Yes, I did build another transmitter.

Well, how did that come about Mr. Gay?--- Just prior to the Rvionia raid, Mrs. Ruth Slovo called on me, another broadcast was contemplated at that stage, by Kathrada, but I think all the persons realised that the transmitter already in existence was not very satisfactory, in the sense that one had to have available a source of 220 volt A.C. power, and of course, this involved the use of premises of some kind, quiet premises, and Mrs. Slovo suggested that I embark on the construction of a 19 20

portable transmitter, which I did.

You say that was Mrs. Slovo?---Mrs. Ruth Slovo.

And did she mention the name of any person who might assist you?---No.

Alright, we can deal with this a bit later, the actual construction - do you remember you say it was after Rivonia did you say that she approached you?---No, I think this was just prior to the Rivonia raid.

Well, you did not do anything on the building 10 of the transmitter till somewhat later, did you?---Soon afterwards, I began building it, but I proceeded very slowly. I was reluctant to have a built-up transmitter in my home at the time.

Now, you have told us you are on the Logistics Committee, you have given us a brief outline of what went on there, then we have the Rivonia raid - that was about July, 1963, was it?---Yes, early July of 1963.

Well, will you take up the story from there? Or what happened?---Yes, soon after the raid Mr. Kitson 20 called on me, he asked me if I wanted to quit. I was not quite sure what he meant at the time, and I stayed, of course I stayed in the country, and very little - well, for me personally, nothing took place, except perhaps at that stage, further attempts of mine to build a new transmitter, but I was not in contact with any personnel, and towards the end of 1963, Mr. Kitson called on me again. He might have called on me an additional time before, but towards the end of 1963, he called on me to inform me that a new National High Command had 30 been set up and that I was a member of it.

Just before we go on - had you known of the existence of a National High Command, while you were on the Logistics Committee then?---Yes, of course, this had been mentioned in connection with the communications requirements.

Alright, so did the new National High Command hold a meeting?---Yes, I think the new National High Command was set up just before the Rivonia trial began, when Mr. Kitson came to see me to inform me that I was a member of it, we made arrangements for the first meeting 10 to take place.

Alright, can we have the members first of the new National High Command?---Yes, I got to know who the members were at the first meeting, I did not know before that. Mr. Kitson brought two other persons to my home to attend the first meeting. The gentleman I know as Bri-Bri And Mr. Chiba, no. 3 Accused. 21

Well, where did this first meeting take place?---At my home, all meetings of the new High Command took place at my home until about mid-April of this year, 20 with one exception - a meeting which was due to be held at my home, was not, because... was not held there, because I had an unexpected visitor. Instead of meeting there, we drove about town, and discussed our business in the car.

You say until about mid-April all the meetings were held at your house - how frequently were the meetings held?---Until our last meeting on the 17th of June of this year, I would say at an average of about every $2\frac{1}{2}$ weeks. 30

And were all the members regular in their

attendance? Any absentees?---There were three occasions on which one or more persons were absent. Do you want details?

Yes?---After what I understood to be the assassination of an Indian informer, Mr. Chiba did not attend a meeting. Later, this was after mid-April, Mr. Kitson was ill on one occasion, and on that occasion No. 1 Accused also failed to come to the stipulated point, for the purposes of attending the meeting, and there was one further occasion just before the Rivonia trial came to a conclusion, No. 1 Accused was again absent, because I think, of a system of road blocks set up at the time.

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As far as you can remember, those were the only occasions when members were absent?---Yes, just three occasions.

Now, you have mentioned No. 1 Accused before, and No. 2 Accused. What about No. 3 - was this the first time you had met him?---Yes, that was the first time that I had met No. 3 Accused.

And how was he introduced to you?---At that stage, I knew him as George.

Now, take your first meeting Mr. Gay - what was discussed there? This new committee, what is its functions, what is its aims, and so on?---The first meeting Mr. Kitson said that we comprised the new National High Command, and that we were constituted as an atonomous body. He used the word atonomous, although later it was clear that we were subjected to at least, one directive from political leadership.

But at this stage he described it to you as an atonomous body?---Yes.

Yes?---Which had as its purpose the ... well, he said at the first meeting, that we must carry on with the job as best we can, and it was clear to us that the job was the direction of the activities of the Umkonto We Ziswe.

And their activities were?---Of the organization known as Umkonto We Ziswe.

And their activities were?---At this stage, it had been reduced to sabotage.

And what about the guerilla warfare, was that shelved at this stage?---Yes, the new National High Command did not discuss guerilla warfare, not as a possible plan of action. There might have been an occasional theoretical discussion, but nothing in the sense of a plan.

And did you know or were you told what the policies of the previous High Command had been?---No, Mr. Kitson did not outline these at the meeting, but I personally was familiar with some of the plans of the previous High Command.

Well, what were you thinking of there? You say some of them?---Do you want me to? 20

If you would yes?---Outline the principles?

Please, yes?---Well, I understood that the guiding principles of the old High Command was respect for life and I furthermore understood that the old High Command approved of each target that was proposed to sabotage. I am trying to draw your attention to this - that the old High Command had as a policy, that they had to approve of targets. That is what I understood.

Well, what about the new High Command then? You have mentioned two points - the one was the respect for 30

life. I take it you mean there that sabotage did not endanger lives - is that the point?---Yes, with the exception that any sabotage might involve life, but this probability was considered very remote under the policy of the old High Command, but ...well, at an early meeting of the High Command, Mr. Kitson raised the question of informers. This was probably the first meeting of the new High Command. I think he argued that every young revolutionary organisation had to contend with this problem, and he was in favour of their being eliminated as an example to others.10

FALSE

Did he put this to a committee then?---Yes.

And what was the committee's views?---This proposal received the immediate support of Bri-Bri, No. 1 Accused, and Mr. Chiba, No. 3 Accused. I agreed with this what I call historical appraisal, but regarding this matter as one which should receive attention of the political leadership, I made the suggestion that the matter be referred to them for decision. However, we first took a decision in favour of that policy, but I think this decision was referred to political leadership for their consideration as well, but we first decided in favour of that policy. 20

Well, you introduced this political leadership now, so it might be as well if we just dispose of it - you say there was a body then above the National High Command?---Yes, either at the first meeting of the High Command, when reference was made to the political leadership or later, Mr. Kitson turned to me and said "You might as well know who they are", and he mentioned the names "Bram Fischer, Hilda Bernstein, Ivan Shadbroke". 30

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Did you ever, yourself, have any contact with

the political committee, or whatever you call it?---Not with these three people, but I had cause at a later stage to have another meeting with Ruth Slovo, she came to see me, and she came and told me, she said to me that the others do not know who you are, so I have come to see you to find out your opinions of the working of the new National High Command. By virtue of her saying "The others do not know who you are", and by virtue of her coming to see me in connection with the work of the new National High Command, I presumed that she had become a fourth member concerned with the direction of the activities of Umkonto We Ziswe. 10

Well, we seem to be going off at tangents, but first we can just finish this off too Mr. Gay - what was her suggestion to you? Did she make any suggestions at that stage?---Mrs. Slovo?

Yes?---She had a number of criticisms to make. One of the suggestions was that ... well, let me just go back a little before her visit.

Yes?---At one of the meetings of the new National High Command, Mr. Kitson brought a suggestion from political leadership, I understood, to the effect that our body be enlarged to five members to ... it was suggested that the gentleman I knew as Mac, Accused No. 5, 25 join the new National High Command. Now this suggestion ...did not receive sympathy from Mr. Kitson and Bri-Bri. They were completely opposed to the idea, but they were in favour of using Mac as political instructor. That is as a person who would give political instruction to Umkonto We Ziswe personnel. Now, when Mrs. Slovo came 30 to see me, she said that either we used Mac as they wanted

him used, that is as a member of the new National High Command, or else we would not have his services at all.

And just to finish it off, did you make a report then about this to...?---Yes, naturally I reported her visit to my colleagues in the High Command, and Mr. Kitson and Bri-Bri were very annoyed about this. They were annoyed because Mrs. Slovo had come to see me, and had thus gone round the normal channel of communication, and Mr. Kitson said that he would take steps to see that she did not come and see me again. She had intended to 10 come to see me again, because she sought information on numbers of personnel in the M.K. and the distribution, I did not have too much information at my fingertips, and she was to come back, and get some more information, but she did not pay a second visit.

Now, perhaps we can get back to the point we were discussing - we were discussing this question of informers - you said that the committee agreed that informers should be killed, I think is what you said?---Yes.

And then it was that this question of the 20 political committee arose. As far as you know, no action was taken following this?---At a later meeting, Mr. Chiba reported that he knew the whereabouts of an Indian informer and he put it to the High Command "What should I do about it". And a decision was taken that he be eliminated.

Well, what about the discussion with the political group? You said this was to be referred to the political leadership?---Well, that was my suggestion. I do not remember Mr. Kitson saying specifically that he had referred it to them, but at a later stage, Mr. Kitson 30 brought a directive to the National High Command, that is a

directive from the political leadership, to the effect that no action should be taken against informers, lest the chances of the Rivonia accused be prejudiced. Now when Mr. Kitson brought this directive, I think he passed a critical comment, referring to the change in policy. I am not certain of that, but the impression I got was that the matter had been referred to higher authority, that it had been reproved and then later, we decided against taking action.

Yes, well we had started^{off}/by saying what the 10
 policy of the old National High Command was, and you had mentioned this respect for life, and then I was asking you whether this committee of yours, the new National High Command, carried on the same policy - then you mentioned this. Is there any other way in which the policy of the new National High Command, failed to conform with what you understood to be the policy of the previous High Command?---Yes, another decision which we took was to the effect that groups, that is M.K. groups, should be self-sufficient, and by this was meant that they were 20
 to be in a position to manufacture their own explosive devices, and they were also expected to choose their own targets, and to execute sabotage at a time which they considered favourable.

Anything else?---Yes, another decision which we, the High Command took, was of the effect that groups should endeavour to arm themselves. This I understood to be for the purpose of protecting themselves, least they were confronted by police during the performance of sabotage activities. 30

Now, was the state of the organisation, that is

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the M.K. organisation, discussed at this new National High?---Yes, at an early meeting, Bri-Bri, No. 1 Accused, reported on the state of the organisation. At that stage, I think, he mentioned a figure of 100 personnel available, and I think most of these were on the Reef and Pretoria at that time. I am not sure whether, at that stage, we were in contact with personnel in other centres. Later this year, Bri-Bri again reported on the state of affairs, and the figure had risen to some 500 personnel, which I understood, were located in approximately seven 10 centres, including a number of rural areas.

Would No. 1 be reporting on the African personnel?---Yes, Bri-Bri reported on the existence of African groups.

Any other reports from him then?---Yes, No. 3 Accused, Mr. Chiba, reported the existence of a number of Indian groups. As far as I remember, located in Johannesburg, and Johannesburg only.

Just one point I am not clear on - you did talk about decisions of High Command, that you took in 20 your committee. Do you know how these were passed on down to the lower ranks, rank and file?---Yes, it was clear to me that Bri-Bri was in contact with African personnel and that Mr. Chiba was in contact with Indian personnel.

And were there no Europeans functioning, as far as you knew?---Not to my knowledge.

As far as you know then, or did you expect Accused Nos. 1 and 3 to pass on the decisions of the High Command to their respective groups?---To a limited number - for security reasons they would not have been in contact 30 with many, but we would have had intermediate personnel,

Did you know what the organisation was below you?---At this stage, as far as I knew, it consisted simply of groups.

AND what was the report? That the M.K. functioned smoothly or, what was the...This is now when you were on the new High Command?---I do not quite understand the question?

Well, we had had the Rivonia raid, and then you had been appointed to this new National High Command, and reports were being made about the various aspects - 10 what I asked you was, did anybody report on the state of the organisation, whether it was still intact and functioning properly?---Well, I have already outlined the reports of personnel, and the distribution. I think that is all I can say on the question.

Alright, it does not matter then. Well, let us turn to another subject now - finance. Was that discussed?---Finance as such, was not discussed, but we had cause to use money for projects, various purposes, and Mr. Kitson, used to be...was the channel through which 20 money was brought to the High Command and distributed to the other three members.

And what was your position? Did you ever receive any finance?---Yes, I received money, essentially for radio requirements, but I also used money in connection with explosives.

And did you have any fixed amount?---I usually had a floating sum of about £5⁰ which I had available, but for special projects, I would simply request...make a request if I needed more. 30

And you would make your request to No. 2, you

say?---To Mr. Kitson, yes.

Now, you have told us Mr. Gay, that there was a discussion about informers during the Rivonia trial. Was there any discussion about acts of sabotage, to be performed during or after the Rivonia trial?---Well, while the trial was in progress, it was considered desirable that sabotage take place, so that the State would realise that the organisation still existed. This was prior to mid-April, when the directive was sent out that sabotage should take place, but to my knowledge, little 10 did take place at that stage.

Well, is this during the trial?---During the trial, at an early stage, yes.

And after the trial?---Yes, a decision was also taken that a few days after the trial, a sabotage should take place, and a directive was sent out to this effect.

And did you receive any report?---Yes, at a meeting ... what period are you referring to now?

Well, I was discussing whether there was 20 sabotage, before, during or after, I think we got to after the Rivonia trial?---During the trial, a number of M.K. personnel were arrested in Pretoria. Ten personnel, I think, were arrested in connection with sabotage. I do not think all ten were concerned with a particular event, but I understood that an attempt was made to blow up an electrical sub-station in Pretoria. It was this event that led to the arrest of some ten personnel. That was one event.

Well, do you remember who made the report 30 about that?---Yes, Bri-Bri brought information to the High

Command, to that effect.

Did he say whether he knew any of these people, or not?---He mentioned that his deputy was amongst the ten.

He did not mention his name?---He might have mentioned the name, but I do not remember it.

Yes?---And another attempt at an early stage, early this year, Bri-Bri reported at one meeting that a number of personnel, who were once antagonistic either towards A.N.C. or to Umkonto We Ziswe, as such, 10 one or the other - a number of personnel, once antagonistic had come to him and were more sympathetic than before, and he reported that he had supplied them with some materials, I think he mentioned pipe casings. He had supplied these personnel with some material, and they had used it for sabotage. I associate this event with an attempt to damage the structure which supported an electrical railway cable, that is, the cable which supplies electric units with power.

AT THIS STAGE THE COURT ADJOURNS FOR LUNCH. 20

ON RESUMING:

LIONEL STANLEY GAY, still under oath

EXAMINATION BY MR. MASTERS (CONTINUED):

Mr. Gay, you were dealing, I think, with a reported attempted sabotage in regard to electric cables, pylons in other words?---A cable which supplies electric power to electric units.

Now, do you know of any other reported sabotage acts? You have mentioned two now - do you remember supplying one of the accused with acid at one stage?

---Yes, I do. I supplied acid to three of the accused. 30

To Bri-Bri, to Mr. Kitson and to Mr. Chiba. I gave out the acid in that order - to Bri-Bri I gave acid rather early this year. To Mr. Kitson, a little later, and to Mr. Chiba - I gave him acid on the 12th of June.

Did you tie that up with any act of sabotage?
---Yes, well, on or about the 10th of June, we had a meeting at Mr. Kitson's home. It was at that meeting that Mr. Chiba reported, that one of the Indian groups had selected a target. I do not think he said what the target was at that stage. It was on the next Friday that I gave 10 him the acid, and at our next meeting on June the 17th, Mr. Chiba reported that sabotage had taken place at the Vrededorp Post Office.

My lord, that would be Act 47. Mr. Gay, I do not think I have dealt with this point - do you know what ammunition or explosives M.K. had at this stage?--- at this stage, to my knowledge, it had been reduced to the use of black powder, that is gun powder, and which was contained in pipe bombs, pipe containers for the purpose.

Did you know anything about the construction 20 of these pipe bombs?---Yes, it was at a meeting of the High Command, that it was decided to purchase some pipe threaded equipment in order to make pipe containers. This equipment was indeed purchased. Money was provided for that purpose, and at some stage later, it was housed at the residence occupied by Accused No. 5. That I know, because I think it was Mr. Chiba who said one day that Bri-Bri had got tired of staying in the township during the day, that he had come in and together with Accused No. 5 had threaded some pipes for the purpose of making gun 30 powder bombs.

Do you know who these pipe bombs are constructed?—Yes, I have not seen a pipe bomb, but I understand that a pipe about 2 feet long is threaded at both ends, suitable fittings are screwed on to the ends. The pipe is filled with gun powder, and for the purpose of igniting the mixture, and in order to produce a suitable delay so that the personnel are able to get away from the site in time, so-called chemical fuses are used. For this purpose, sulphuric acid is placed in the capsule of some kind, I have not seen the capsules, but sulphuric acid is placed in the capsule, which is surrounded by Potassium(?) chloride and after a suitable interval of time, Mr. Chiba told me that in the case of the acid which I supplied him, the period was of the order of ten minutes after that period had elapsed the acid comes in contact with potassium chloride, and thus causes the explosion. 10

Now, at the meetings of the High Command, were hand grenades ever discussed?—Yes, at one meeting, Mr. Chiba reported that there were a number of Indian personnel who were prepared to go overseas. I understand that they had valid travel documents. The question arose as to what field these person...in what fields these persons should receive their training. This was discussed initially at my home, before the middle of April, and then later, at one of our meetings on the road, when we had no suitable venue to go to, I think we were parked next to the zoo lake when this question arose again. Mr. Chiba sought advice as to what fields these persons should be trained in. I personally suggested High explosives, with particular reference to certain chemical compounds as a 20 30

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detonating agent, and Mr. Chiba suggested field hand grenades.

Do you know whether, in fact, any arrangements were made to send recruits out?---I am not sure whether these personnel left the country. That was not reported back by Mr. Chiba, but I think, I am not too sure of this, I think some finance was allowed for in connection with their trip.

Do you know whether attempts were made to recruit other people or not?---Locally? 10

Yes, for sending overseas?---No, at an early meeting of the High Command, we had decided that it was better to have personnel in the country, and this case of the Indians was, if they did indeed go out the country, the exception.

I see. One other aspect - did you ever discuss security measures on the High Command?---Yes, as a result of the arrest of persons in connection with sabotage in Pretoria, the electrical sub-station, it was Mrs. Ruth Slovo who told me when she called on me shortly before 20 she left the country, that we should look into the question of security, and also in connection with security, again Mr. Chiba reported that there were on the Rand a number of personnel from Cape Town. They were non-Whites, and it was arranged for them to be taken out of the country. They were kept on the Rand for a number of weeks, and then finally at a meeting, Mr. Chiba reported that they had safely left the country. These personnel were taken out, because they were considered security risks.

Yes, I think there is one matter I left up 30 in the air - you said that the first meeting with the High

Command, was left at your house?---Yes, all the meetings held up until mid-April, with the exception of one.

And after that Mr. Gay?---After that, a number of meetings were held on the road, by which I mean that there was no suitable venue, and so we drove around town in a car, and discussed our business on the road. We stopped occasionally - Zoo lake is one example. We also stopped on one occasion near the Hertzog tower, and then our final two meetings were held at Mr. Kitson's home, the last one on the 17th of June, and the second- 10 last, about a week earlier.

Now, in regard to these meetings on the road as you call it, where would you meet? Was there any particular spot chosen?---In the case of meetings, other than those which were held at my home, I was always picked up first in town by Mr. Kitson. Initially, outside Kirchoff's Seed Store, and for later meetings I was picked up outside the C.N.A. University Bookshop.

Is that opposite the University?---Opposite the University. After I was picked up, we would proceed 20 and pick up the other two gentlemen, who were usually together, and the site at which we picked them up varied. I would say the limits were towards the Witwatersrand Technical College, that is one end, and a point at Braamfontein is the other extremity, somewhat near Swnaepoel's Butchery.

Do you know how No. 1 Accused used to arrive at the meetings, at the spot of the meeting?---No, 1 Accused, as far as I know, used to come by means of an African taxi. 30

Now, let me pass on to the transmitter Mr. Gay.

You told us about one transmitter you made - did you make another one?--I think you told us that Mrs. Slovo asked you to make one?---Yes.

Somewhat reluctant...?---Yes, I eventually completed this transmitter. Yes, it is before the Court.

But just before we get there Mr. Gay, is the position then that Mrs. Ruth Slovo asked you to construct this?---Yes.

That was towards the beginning, was it, of when was it?---Well, she made that suggestion just prior to the Rivonia raid, as far as I remember.

Yes?---And I proceeded during the next year to complete the task.

Well, when did you really get down to it in earnest?---Well, at an early meeting of the High Command, I would say in about February, I told Mr. Kitson that if another broadcast was contemplated, would he please let me know, because well, I would have to finish the transmitter, and secondly, I would require some assistance, and in particular, I needed certain components from Cape Town.

Did any of the accused supply you with parts required for the transmitter?---Yes. Somewhat late in June...no, not late in June - on the 10th of June, the ...we had a meeting of the High Command, on or about the 10th of June, I think it was Wednesday the 10th of June, and it was at that meeting that I told Mr. Kitson that I needed some assistance for the purchase of components, and he gave me some assistance, and furthermore, he suggested that Mr. Matthews, he suggested that Mr. Matthews would also assist me with the purchase of components. 30

Well, perhaps we can deal with these items one

by one - will you first have a look at Exhibit J.M. 25?

---(Handed to witness).

Do you recognise that sketch?---Yes, this was a drawing which I made of the box which I required to house the components comprising an aerial tuning unit, and I think I handed this document to Mr. Kitson, with the request that whereas it was written on the document, that it be either made a friend, or by a firm such as Hancroft.

Now, was this box, in fact, made?---Yes, this 10 box was made.

Exhibit 84? Who made it, do you know Mr. Gay?---I presume it was made by Mr. Matthews, because it was he who delivered it to my home.

And did you, in fact, use or not?---No, I did not make use of that box.

And it was found by the police in your garage, on your detention, was it?---Yes.

Now, will you have a look at Exhibit 1, this 12 volt battery?---This was on the 10th of June, that I 20 told Mr. Kitson that I required a 12 volt battery, for use in connection with another piece of the apparatus, and Mr. Kitson delivered this to my home on Saturday the 20th of June. He told me that he had purchased it, and that it was guaranteed in his name.

Is there any identification mark on there? Could you identify it?---It had a number on it, the letters are still here, HY, there was also a numerical number - I think the number was 888, and I removed that number myself.

And the number has been removed on that exhibit 30 has it?---Yes, I drilled out the numbers, and filled the

cavities with solder.

Now, this Exhibit 2, this battery?---At our meeting on the 17th of June, I told Mr. Kitson that I also required a 6 volt battery, I had not contemplated using an additional battery before, but I realised that I would require the second one, and this too, was delivered to my home by Mr. Kitson on Saturday the 20th of June, together with the other battery.

You did not remove the number on that battery?

---Yes, I did. I do not remember what it was. 10

Now, will you have a look at this tape recorder Exhibit 11?---Mr. Kitson called at my office on Friday the 12th of June at about 5 o'clock, and it was on that occasion that I told him what kind of tape recorder I considered desirable for the forthcoming broadcast, I recommended a (?), a Japanese made recorder, and having made previous enquiries, I suggested that it should be purchased at Etkins(?) At our meeting of the 17th of June, Mr. Kitson produced the tape recorder, this must be the machine. He produced it on the 17th of June, and it was subsequently used for the broadcast. 20

Now, this Exhibit ...?---Allow me just to say if the broadcast did indeed, take place.

Well, we will deal with the actual broadcast just now. I would just like to get through these exhibits first Mr. Gay. Exhibit 12, can you tell me what that is?--- This is the main unit of the second transmitting set which I built for the purpose of proposed second broadcast.

Exhibit 151?---This is the power supply which was designed and built for use with the section which 30 we have just seen. I also bought it, and Mr. Matthews assisted

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