

VOLUME 5.

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CASE NO. SHD.1/66.

7th JANUARY, 1966.

THE STATE versus EPHRAIM MABUSO (And Others)

Contents: Witness Jacob Knaou.
(Khunou?)

SAAK HERVAT OP 7 JANUARIE 1966.

VERSKYNING SOOS VOORHEEN.

JACOB BUTCHER KNAOU (KHUNOU (?)) v.o.e.

ONDERVRAGING DEUR AANKLAER (vervolg): Gister by die verdaging het jy gesê hoedat jy ingesweer is as lid van die Pan Africanist Congress, is dit reg? --- Ja.

Ken jy die saluut of groet van die P.A.C.? --- Ja.

Wat is die saluut? --- Ek lig my hand op en sê:

Iswe Lethu.

Watter hand lig jy? --- Die regterhand.

Toe jy ingesweer is, is daar enige saluut of groet gegee? --- Ja.

Wie het hierdie saluut of groet gegee? --- Beskuldigde No.3, die voorsitter.

En jy? --- Ek ook.

En ander lede wat op die vergadering teenwoordig was, wat het hulle gemaak? --- Hulle het ook die saluut gesê.

Nadat jy nou ingesweer is as lid van die Pan Africanist Congress, is die vergadering uiteen of het iemand julle verder toegesprek daar? --- Beskuldigde No.1 het opgestaan en gesê ek moet drie dinge leer. Dit is: 'obedience, discipline and industrial'. Toe het hy gesê hy sal my later weer sien.

Het hy vir jou op enige ander stadium gesê watter posisie hy in hierdie organisasie beklee? --- Ja.

Hoe het hy gesê, watter posisie beklee hy? --- Hy het gesê hy is Chief of the Task Force.

HOF: Dit is nou No.1 wat gesê het hy is Chief of the Task Force? --- Dit is hy.

AANKLAER: Nadat beskuldigde No.1 vir jou gesê het hy sal jou weer sien, is die vergadering toe uiteen? --- Ja.

By 'n latere geleentheid, is daar weer vergadering

gehou? --- Ja.

Kan jy min of meer aan die Hof sê wanneer dit was?

--- Dit was gedurende die jaar 1964.

Watter maand min of meer? --- Dit was aan die einde van die jaar, gedurende Augustus of September.

Is jy nie seker watter maand dit was nie? --- Dit is reg.

In watter sel is hierdie vergadering weer gehou?

--- In C.2.

Wie het jou kennis gegee omtrent hierdie vergadering wat gehou sou word? --- Beskuldigde No.1.

Het jy toe gegaan na hierdie vergadering? --- Ek het gegaan.

En die mense wat daar teenwoordig was, was dit dieselfde as by die vorige geleentheid, of het daar ander mense bygekome? --- Nee, dit was nog dieselfde mense wat by die vorige vergadering ook gewees het. 16
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Was hulle almal daar of was daar van hulle afwesig? --- Al die persone wat by die eerste vergadering was, was daardie dag ook teenwoordig.

By hierdie vergadering, wie het toe opgetree as leier van hulle op die vergadering? --- Beskuldigde No.3.

Wat het nou op daardie vergadering gebeur? --- Beskuldigde No.3 het gesê dat hy vir my 'n organiseerder sal maak.

Oorganiseerder waarvan? --- Dat ek mense in die P.A.C.-organisasie moet organiseer.

Hoekom het hy gesê wou hy jou organiseerder maak, of het hy geen redes aangevoer nie? --- Hy het melding gemaak van sy redes.

En watter redes het hy genoem? --- Hy het gesê die prisoniers daar in die tronk hou van my en ek hou van hulle, hulle is my eerbied en ek is hulle ook eerbiedig, en i.v.m.

hierdie werk sal hulle my gehoorsaam wat ek aan hulle sê.

Wat was jou houding omtrent hierdie pos wat jou aangebied is? --- Ek het dit aanvaar.

As jy van daardie selfde dag af aangestel as organiseerder of het jou ampsaanvaarding vanaf later eers dateer? --- Dieselfde dag.

By watter afdeling by Baviaanspoorgevangenis het jy op daardie tyd gewerk? --- Ek was by die Baviaanspoort-opleidingskollege van die bewaarders.

Bantobewaarders of Blankebewaarders? --- Bantobewaarders.

Na aanleiding daarvan, het jy enige opdrag gekry? --- Ja.

Wie het jou opdrag gegee daaromtrent? --- Beskuldigde No.1.

Wat het hy gesê? --- Hy het gesê ek werk by die Kollege, as ek papiere daar kry, soos koerante, moet ek hulle optel en aan beskuldigde No.3 oorhandig, of aan hom.

Wat was jou houding daaromtrent? --- Ek het ingestem.

Het hy melding gemaak van spesifieke koerante, of kon dit net enigeen wees waar jy jou hande op kon lê? --- Hy het melding gemaak van spesifieke koerante.

Watter koerante het hy genoem? --- Die Daily Mail, Transvaler, Vaderland, Post, dit is al.

Het jy ooit daardie opdrag uitgevoer? Was jy ooit in die geleentheid gestel om dit te doen? --- Ja.

Net eenkeer of by meer as een geleentheid? --- By meer as een geleentheid.

Watter koerante het jy toe in die hande gekry? --- Ek het die Daily Mail en Post gekry, dit was die meeste.

Was dit ou koerante of was dit betreklik nuwe koerante? --- Dit was nuwe koerante.

Hoe het jy dit reggekry om die koerante daar te neem en aan ander persone te oorhandig? --- Ek het hulle weggesteek.

Hoe het jy hulle weggesteek? --- Aan my.

Onder jou klere, bedoel jy of hoe? --- Onder my klere, ja.

Aan wie het jy toe hierdie koerante oorhandig? --- Ek het dit aan beskuldigde No.1 oorhandig.

By al die geleenthede of het No.3 ook sy kwota gekry?--- Al die tyd het ek beskuldigde No.1 ontmoet en die koerante aan hom oorhandig.

Was daar ander persone by toe jy dit gedoen het, of het jy dit net op 'n geheimsinnige manier oorhandig? --- Dit was op 'n geheimsinnige wyse gewees want dit is 'n oortreding, ons was bang.

Was jy toe jy hierdie dinge gedoen het in die oop kamp of in watter kamp was jy? --- Ek was in die oop kamp.

Het jy al die tyd in die oop kamp gebly of is jy later oorgeplaas na die toe kamp toe? --- Ek was later oorgeplaas na die toe kamp. why

Watter sel het jy geokkupeer in die toe kamp? --- Ek was in sel No.9.

Het jy ander persone ook in die toe kamp aangetref wat lede van die Pan Africanist Congress gewees het? --- In sel No.9 het ek twee aangetref.

Is hulle vandag hier voor die Hof? --- Die wat ek daardie dag in sel No.9 gekry het, is vandag nie voor die Hof nie.

Het jy by 'n ander geleentheid ook lede van die P.A.C.-lede in sel No.9 of in die toe kamp aangetref? --- Ja.

Is hulle hier voor die Hof vandag? --- Ja.

Behalwe beskuldiges Nos. 1 en 3, watter persone

was dit nou? --- Dit was beskuldigdes Nos. 2, 5, 6, 7, 8, 9, 10, 11, 12 en 13. Dit is hulle wat ek ken.

Hoe het jy toe geweet hulle is lede van die Pan Africanist Congress? --- By die vergadering wat ons insel No.9 gehou het, wat moet ek nou sê?

My vraag is: hoe het jy toe geweet dat hulle lede van die P.A.C. is, het hulle dit aan jou gesê of het jy dit self gewerf in jou hoedanigheid as organiseerder, of wat het gebeur? --- Beskuldigde No.2 was alreeds 'n lid. Beskuldigde No.5 was ook 'n lid, asook beskuldigde No.6.

Het hulle dit aan jou gesê? --- Ja. Beskuldigde No.7 was deur my gewerf, ek het hom laat aansluit. Beskuldigde No.8 hy het na die tronk gekom terwyl hy 'n lid van die organisasie is.

Hoe het jy dit geweet? --- Dit is aan my gesê deur hulle.

Wie is nou 'hulle' wat jy van praat? --- Beskuldigde Nos. 7 en 8.

Ja.?---Toe beskuldigde No.9 daar gekom het, was hy ook alreeds 'n lid gewees.

Hoe het jy dit geweet? --- Ek het dit by die vergadering gehoor.

Was hy ook teenwoordig op die vergadering? --- Hy was teenwoordig.

Wat van beskuldigdes Nos. 10, 11, 12 en 13? --- Ek het hulle by die vergadering insel No.9 leer ken die dag toe die eed op hulle gelê is. dat hulle lede van die P.A.C. is.

Wie het die eed op hulle gelê? --- Beskuldigde No.3.

Was dit 'n soortgelyke eed^{as} wat jy afgelê het, of het die eed verskil van die wat jy afgelê het? --- Dit was

dieselfde eed as myne.

En wat van die groet? --- Dieselfde.

Die eerste getuie, Solomon Nkuna, het jy hom ooit leer ken daar in die Gevangenis? --- Ek het hom in die toe kamp leer ken.

Wie het hom aan jou voorgestel? --- Beskuldigde No.3.

Toe hy hom aan jou voorstel, het hy gesê watter pos of posisie Solomon Nkuna in die organisasie bekleed, of het hy nie melding daarvan gemaak nie? --- Hy het my gesê.

Wie het dit gesê? --- Beskuldigde No.3.

Wat het hy gesê? --- Hy het gesê Solomon Nkuna was sy assistent, hy is die vise-voorsitter.

Van? --- P.A.C.

In watter sel was Solomon Nkuna en beskuldigde No.3 op daardie stadium? --- Sover ek weet was hulle in No.5.

Blok, sel? --- Sel No.5.

Is daar nie 'n blok nie. Het jy weer agterna vergaderings bygewoon nadat Solomon Nkuna aan jou voorgestel is? --- Ja, daar was baie vergaderings gehou, ek meen drie of vier in sel No.9.

Maar ek bring net jou gedagte terug na die vergaderings wat gehou is onmiddellik nadat Solomon Nkuna aan jou voorgestel is, kan jy dié onthou? --- Ja.

Was die vergadering ook in sel No.9 gehou? --- In sel No.4.

Wie het vir jou kennis gegee van daardie vergadering? --- Beskuldigde No.6.

Het jy sommer oop en bloot daar by die sel ingestap of het jy daar ingeglip, of hoe het jy gemaak? --- Ek het daar ingeglip.

Watter lede wat teenwoordig daardie aand op daardie vergadering? --- Wat ek gesien het, was Solomon Nkuna,

beskuldigde Nos. 6 en 7, en ek.

Was daar nog iemand anders? --- Die ander was aan my onbekend.

Beskuldigde No.5, waar was hy daardie aand, of kan jy nie sê nie? --- Hy was nie teenwoordig daardie dag nie.

Wie het voorgesit op daardie vergadering daardie aand? --- Ek het reeds gesê dat beskuldigde No.6 die voorsitter was. Verskoon my, beskuldigde No.6 het my gesê dat al die persone nie bymekaar gekom het daardie dag nie.

Wie was die voorsitter daardie aand of het julle nie vergadering gehou nie? --- Niks was gesê daardie dag nie.

Was die rede omdat al die persone nie daar was nie? --- Ja.

Die volgende vergadering wat gehou is, in watter sel was dit gehou? --- In sel No.9.

Wie het vir jou kennis gegee daarvan? --- Beskuldigde No.6.

Was almal nou teenwoordig daardie aand op die vergadering? --- Net een was afwesig.

Wie was afwesig? --- Beskuldigde No.3.

Wie het toe voorgesit by daardie vergadering? --- Beskuldigde No.5.

Wie was teenwoordig by die vergadering asseblief? --- Beskuldigdes Nos. 5, 8, 9, Solomon Nkuna en ek, Robert Naido en Boy Hadebe. Dit is wat ek nog kan onthou.

Wat het daardie aand by daardie vergadering gebeur? --- Beskuldigde No.5 het vir ons gesê dat hy deur die voorsitter, No.3 beskuldigde, gestuur is en gesê beskuldigde No.3 kon nie bywoon nie want die Polisie was in die pad gewees. Toe het hy vir ons gesê dat hy na ons gekom het omdat hy deur die voorsitter gestuur was om dit aan ons te kom sê.

Die voorsitter, No.3? --- Ja.

Ja, vertel wat daardie aand op die vergadering plaasgevind het? --- Beskuldigde No.5 het aan ons gesê dat die voorsitter 'n woord gekry het dat hy vir ons moet kom sê dat na 90 dae verstryk het, voordat ons met ons werk klaar is. Daarna het hy ons gevra dat hy dit aan al die mense daar teenwoordig sou oordra.

Herhaal net weer die stukkie omtrent die 90 dae? --- Hy het gesê as 90 dae verstryk het voordat ons met ons werk klaar is....

AANKLAER AAN HOF: Die beskuldigdes sê dat hulle nie verstaan wat hier aangaan nie en hulle vra dat dit in Zoeloe ook aan hulle oorgetolk word. Hierdie tolk kan dit doen maar aangesien dit dan langer sal duur moet ons 'n ander plan maak.

HOF VERDAAG om 'n ander tolk by te kry.

BY HERVATTING:

GETUIE is weer ingesweer.

ONDERVRAGING DEUR AANKLAER (vervolg): Jy sê beskuldigde No.3 het vir beskuldigde No.5 gestuur om vir julle te sê dat die voorsitter woord gekry het dat hy vir julle moet sê ná 90 dae verstryk het, voordat julle met julle werk klaar is. Kan jy net 'n bietjie uitbrei daarop? Wat sou dan gebeur? --- Hy het gesê as 90 dae verstryk, voordat ons met ons werk klaar is om die Blankes dood te maak, ons sal die wapens waarvoor ons gevra het, kry.

KWes En as julle nou die wapens gekry het, wat sou julle met die wapens gemaak het voordat julle dit gebruik? --- Ons sou hulle versteek.

Waar sou julle die wapens versteek het? --- By die werk.

Watter plek by die werk? --- By die 'quarry', waar ons 'n dam gebou het.

Wat sou julle met daardie wapens maak? --- Ons

sou die Polisie daarmee skiet en die Blankes en ons sou hulle vuurwapens van hulle afneem.

En dan, nadat julle dit gedoen het? --- Daarna sou ons elkeen wat Blank is, doodmaak. Ons sou dan deur Lynn East gaan na Pretoria toe. Hier sou ons ander lede van die P.A.C. ontmoet, hier in Pretoria. Die oorlog sou dan hier begin. Toe het hy gevra dat hy aan almal teenwoordig daar in die sel, 'n paar woorde wou sê. Ons het hom toestemming gegee.

Wie was dit nou? --- Beskuldigde No.5.

Wat het hy gesê? --- Hy het opgestaan en na die monitor van die sel gegaan.

Wie was dit? --- Dit was Willem Kumane. Hy het hom toe gevra of hy met almal kon praat wat in die sel teenwoordig was. Die monitor het toe almal wat in die sel teenwoordig was, stilgemaak. Toe het hy gesê: 'Manne, hier is No.5, hy wil met julle almal hier in die huis praat.' Hulle het almal ingestem en hy het toe begin praat.

Wat het hy gesê? --- Hy het aan al die mense daar in die huis gesê...

In die huis of in die sel? --- In die sel. Hy het gesê die tyd het nou aangebreek, dit is nou tyd dat ons swart mense vir ons land moet veg. Hy het toe gesê dat hy 'n lid van die P.A.C. is en dat hy dit nie versteek nie. Hy het gesê hy dwing niemand nie, dit is goed as 'n man tevrede is met wat hy sê. Toe het hy gesê: 'voordat 90 dae verstryk sal ons al die Blankes doodmaak en hulle in die see ingooi.' Hy het gesê al die mense moet één ding weet: wanneer die Blanke met ons baklei, hy sal nie uitsoek dat hierdie een my bediende was en die een my skoene skoonmaak het en dat daardie een vir my tee gemaak het nie, hy sal almal wat swart is, doodmaak. Dus dwing hy niemand om aan te sluit nie, maar hy dra net aan die mense wat daar

teenwoordig is, die woord wat aan hom oorgedra is. Ons is swart en ons moet vir ons land veg. Dit is lank wat ons verdruk word. Hy het toe daar geëindig.

Wat was die algemene houding van die ander selokkupeerders toe? --- Een wat ook daar in die sel teenwoordig was, nl. Sisibia, het geantwoord en aan hom gesê: 'Ons verstaan die woorde.' Hy het aan hom gesê: 'More as jy al die mense in die moeilikheid laat beland, moet jy weet dat jy vir al die dinge sal staan.' Hy het gesê hy sal daarvoor staan want hy weet wat hy besig is om te doen. Nadat Sisibia klaar gepraat het, het beskuldigde No.10 opgestaan. Hy het ook gesê: 'Jou woorde is verstaanbaar en hulle stel my tevrede, ek verstaan hulle.' Dit was toe al.

Was dit die einde van die vergadering? --- Ja, dit was die einde van die vergadering.

Ná daardie vergadering wat jy ons so mooi vertel het, was daar nog 'n vergadering gehou? --- Ja.

Waar was dit gehou? --- In sel No.9 weer.

Wie het vir jou kennis gegee van die vergadering? --- Beskuldigde No.3.

Het jy die vergadering bygewoon? --- Ja.

Watter P.A.C.-lede was almal teenwoordig op hierdie vergadering? --- Dit was beskuldigdes Nos. 3, 5, 6, 8, 10, 11, 12, 13, asook Robert Naidoo en myself, Boy Hadebe en Solomon Nkuna.

Wat het op die vergadering gebeur? --- Beskuldigde No.3 was die voorsitter.

Het hy enigiets gesê? --- Hy het die vergadering vertel hoedat hulle hulle hande moet ophig wanneer hulle die saluut sê.

Hoe moes hulle dit doen? --- Toe die vergadering begin het, het hy sy hand opgesteek en die mense gegroet.

Hoe het hy hulle gegroet? --- Hy het sy hand

opgesteek en gesê: Iswe Lethu.

Is dit die groet van die P.A.C.? --- Ja.

Nadat hy die mense gegroet het, wat het die mense
gedoen? --- Hulle het geantwoord: Lase Africa, d.i. Van
Afrika. Daarna het hy gepraat.

Wat het hy gesê? --- Hy het gesê dat hy daar gekom
het aan die woord van Robert Sobukwe om ons mee te deel.

Wie is Robert Sobukwe? --- Hy het gesê dat hy die
leier van die P.A.C. is.

Het beskuldigde No.3 so gesê? --- Ja.

Gaan voort. --- Daarna het hy aan ons gesê:
'Manne, die tyd het nou aangebreek om die ding wat ons wil
doen, te doen.'

Watter ding was dit? --- Om die Blankes dood te
maak.

Wat het hy verder gesê? --- Hy het gesê dat daar
wapens van buite moet kom wat van Benjamin Nzamo sal kom. X

Wie is Benjamin Nzamo? --- Hy het gesê hy is ook
'n lid van die P.A.C. Baie van ons ken hom nie, maar hy
bestaan.

Het beskuldigde No.3 so gesê? --- Ja.

Ja? --- En as daardie dinge gekom het, die dinge
wat deur Benjamin Nzamo aangestuur sal word...

Is dit nou die wapens? --- Ja, die wapens. Die
ding wat ons wil doen, sal ons by die werk begin. As hy nie
die dinge gestuur het nie, moet ons die vuurwapens van die
Bewaarders daar in die tronk neem. Hy het gesê Desember sal
nie aanbreek voordat die ding plaasgevind het nie.

Desember van watter jaar? --- Desember verlede jaar.

Gaan voort. --- Hy het toe die vergadering versoek om te sing en ons het toe gesing.

Wat het julle gesing? --- Ons het P.A.C. liedjies gesing.

Kan jy van die P.A.C. liedjies onthou wat julle gesing het? --- Ja.

Noem vir ons daarvan? --- Een sê: 'Ons is nie bang vir Verwoerd nie.'

Is Verwoerd die Eerste Minister van die land? --- Ja.

Nog een? --- Een sê: 'Daal neer Sobukwe se gees.' Die ander een sê: 'Die vyand van die mens is die pas.' Dit is die liedjies wat ek kan onthou.

Is daar enige vroe gestel deur van die lede op daardie vergadering? --- Ja.

Wie het vroe gestel? --- Robert Naidoo.

Was hy ook 'n lid van die Pan Africanist Congress? --- Hy het ook daar gesit maar hy was nog nie ingesweer nie.

Watter vroe het hy gestel? --- Hy het gevra as hy aansluit, waarvoor sal dit wees, waarvoor sal hy aansluit. Hy het die vraag aan beskuldigde No.3, wat die voorsitter was, gestel. Beskuldigde No.3 het hom geantwoord en gesê: 'Jy veg vir jou regte en vir jou land.' Toe het Robert Naidoo weer vir beskuldigde No.3 gevra: 'Wie sal die land regeer sodra ons die Blankes doodgemaak het?' Toe sê beskuldigde No.3: 'Dit is ons, die swartes.' Naidoo het toe gevra wie dan die leier sal wees en toe sê beskuldigde No.3 dit sal Robert Sobukwe wees. Toe vra hy hom of Robert Sobukwe die land beter as Verwoerd sal regeer. Toe sê hy: 'By ver, hy sal dit beter as dr. Verwoerd regeer.'

Het Naidoo nog vroe gestel? --- Ja, hy het nog vroe aan hom gestel.

Watter vroe het hy nog gestel? --- Toe vra hy: 'As

ons die Blankes doodmaak, wat van die kinders?' Toe sê beskuldigde No.3 dat die kinders ook doodgemaak moet word. Toe sê hy: 'Jy kan nie h slang doodmaak en sy kinders laat staan nie, want die kinders sal groot word en jou pik.' Dit is al wat ek kan onthou wat Naidoo gevra het.

Die laaste vergadering, was dit in September 1965 gehou? --- Ja.

Kan jy onthou watter datum dit was? --- Ek is nie heeltemal seker nie, maar dit was ná die 20ste.

HOF: Watter maand? --- September 1965.

AANKLAER: Wie het kennis gegee van hierdie vergadering? --- Beskuldigde No.3.

Waar sou dit gehou word? --- In sel No.9.

Is jy na die vergadering toe? --- Ek wat teenwoordig, ja.

Wie het voorgesit op hierdie vergadering? --- Beskuldigde No.3.

Wie was almal teenwoordig? --- Beskuldigdes Nos.3, 5, 8, 9, 10, 11, 12, 13, asook Robert Naidoo.

Wat het by hierdie vergadering gebeur? --- Die voorsitter het die vergadering begin soos gewoonlik.

Waarmee? --- Met die saluut.

Iswe Lethu? --- Ja.

En die ander lede, het hulle ook die saluut gegee? --- Ja, ons het die saluut gegee.

Wat het beskuldigde No.3 by hierdie vergadering gesê? --- Beskuldigde No.3 het gesê hy wil met almal praat, d.i. met almal teenwoordig in daardie sel.

Hy het opgestaan en na die monitor gestap. Die monitor het hom toestemming gegee en die mense in die sel stilgemaak.

Het No.3 toe gepraat? --- Beskuldigde No.3 het toe begin praat.

Wat het hy gesê? --- Hy het vir al die mense gesê hulle mag nie skrik nie, niks sal aan hulle gebeur nie, maar daar is één ding wat ons swart mense nie moet vergeet nie en dit is opvoeding. Hy wat die voorsitter is, het vir ons gesê watter standerd hy geslaag het op skool.

Ja, wat het hy gesê? --- Hy het gesê dat hy Bachelor of Commerce behaal het.

Het hy gesê aan watter universiteit hy dit behaal het? --- Hy het nie gesê nie. Hy het gesê, soos hy gepraat het daardie dag, elkeen wat wil leer, wat dit ookal mag wees, mag nie bang wees nie hy moet na hom toe kom en hy sal hom leer. Hy sal dae in die week uitkies om die mense te leer.

Te leer? Waar aangaande? --- Dit is algemene opvoeding, rekenkunde.

Het hy nog enigiets verder gesê? --- Daarna het hy na ons teruggekom. Hy het toe weer met ons gepraat.

Wat het hy vir julle gesê? --- Hy het gesê die klein sekretaris, d.i. beskuldigde No.5, hy is nie tevrede met sy werk nie.

Sekretaris waarvan? --- Die sekretaris van die P.A.C.

Ja? --- En dat hy rig 'n versoek aan die vergadering dat 'n ander sekretaris gekies moet word. Solomon Nkuna het toe geantwoord....

Was hy ook teenwoordig op die vergadering? --- Hy was teenwoordig, ja.

Ja? --- Hy het aan die voorsitter gesê: 'Chairman, you must use your own discretion.'

HOF: Wie sê so? --- Dit was Solomon Nkuna.

AANKLAER: Ja? --- En die voorsitter het toe gesê hy 'demote' vir beskuldigde No.5 van die pos wat hy bekleed het van klein sekretaris.

Na watter pos toe nou? --- Hy sal hom organiseerder maak.

Het beskuldigde No.3 rede gegee waarom hy nie tevrede met beskuldigde No.5 was as sekretaris nie? --- Ja.

Wat het hy gesê? --- Hy het gesê beskuldigde No.5 kan nie met mense praat nie en dat hy nie eerbiedig is nie.

Wat het beskuldigde No.5 daarop te sê gehad? --- Beskuldigde No.5 het vir beskuldigde No.3 geantwoord en gesê: 'Net soos jy wil, jy kan doen net wat jy wil.'

Hy was heeltemal gehoorsaam, is dit wat jy bedoel? --- Ja, hy het dit gehoorsaam.

Wie is toe as sekretaris aangestel? --- Beskuldigde No.3, die voorsitter, het toe gesê ek sal die sekretaris wees.

Jy? --- Ja, ek.

Wie het jou toe aangestel as sekretaris, net beskuldigde No.3 of almal wat daar teenwoordig was? --- Almal wat daar teenwoordig was, het my aangestel.

Het jy dit aanvaar? --- Ek het die betrekking aanvaar.

Wie sou jou leer wat jou pligte as sekretaris is? --- Die voorsitter, beskuldigde No.3, het gesê Solomon Nkuna, wat sy assistent was, sou 'n lesing aan die mense gee.

Wat het verder op die vergadering gebeur? --- Hy het toe gesê ek moet na Solomon Nkuna gaan en hy sou my leer wat om te doen as sekretaris.

Is die vergadering toe daar beëindig? --- Ja.

Hoe het die vergadering beëindig? --- Ons het die saluut gegee en weer gesing.

Wat se liedjies het julle gesing? --- Die liedjie i.v.m. Verwoerd en een wat sê: De Wet Nel.

Wat van De Wet Nel? --- Ek het die woorde vergeet.

Wie is De Wet Nel? --- Hulle sê hy is die Minister

of Bantu Administration.

Wie het so gesê? --- Dit is beskuldigde No.3 wat dit gesê het.

Het jy toe by 'n later geleentheid, ná hierdie vergadering, na Solomon Nkuna gegaan om jou opdragte te kry? --- Ek het gegaan.

Wat het Solomon jou geleer? --- Hy het gesê hy gaan my die vyf reëls leer.

Die vyf reëls van wie of van wat? --- Van die P.A.C.

Het hy dit toe aan jou geleer? --- Ja.

Watter vyf reëls het hy jou nou geleer van die P.A.C.? --- Hy het die reëls in Engels aan my geleer. In watter taal moet ek nou die reëls sê?

Jy kan dit maar in Engels sê. --- The first clause of the constitution of the P.A.C. He said to rally all Africans into one, and to overthrow the White domination and baasskap as well.

What was the second clause? --- I am still on the first, Sir. And replace it with Black socialistic government. That is the first one, Sir. The second one: We Africans, when we take over, we will try our level best to give the African people their demands, being A.F.C.E.

Do you know what these initials A.F.C.E. mean? --- Yes.

Will you please tell the Court? --- The A means accommodation; F means feeding; C means clothing and the E employment. And we Africans shall not do as the Nationalist Government do, this is the third clause, by letting the majority suffer and the minority be millionaires. The fourth one: We Africans we shall make profit out of losses and we don't speak of races, we speak of a race. And we shall not copy from the East, either from the West, but we

This is Nkuna's interpretation

will take a little from both sides. The fifth one: Africa for Africans, that is why it is named Africa. Europe is for the Europeans, that is why it is named Europe. These are the five clauses of the P.A.C.

Is there a special name for these five clauses?

--- Yes.

What is the special name? --- These are the 'Five Pillars'.

Of? --- Of the Pan Africanist Congress.

Was anything said about the salute? --- Yes.

What was said about the salute? --- When we are saluting we raise up our hands and hang it by saying Iswe Lethu.

(Tolk neem oor?)

Kyk na bewysstuk B voor die Hof, wat kan jy vir die Hof omtrent bewysstuk B vertel? --- Ek het die bewysstuk in sel No.4 gesien.

Wat is dit daardie? --- Ek kan die hooflyn sien; „the 'M' plan“.

Waarvoor staan die 'M' nou? --- Dit is Mandella Plan.

Wie het dit opgestel? --- Beskuldigde No.6 het dit opgestel.

Was jy teenwoordig toe hy dit opgestel het, die hele dokument, bewysstuk B? --- Ek was teenwoordig.

Waar het hy dit opgestel? --- Hy het dit in sel No.4 opgestel.

Het enigiemand dit vir hom dikteer of het hy dit uit sy eie uit opgestel? --- Hy het dit uit sy eie geskryf, soms het hy vir Solomon Nkuna gevra om sekere woorde vir hom te spel.

Het jy gevra wat beteken dit nou of was jy tevrede toe jy sien hy skryf daardie goed sonder om navraag te doen

daaromtrent? --- Nadat hy klaar geskryf het, het ek hom gevra.

Wat het jy hom gevra? --- Ek het hom gevra wat dit is wat hy nou geskryf het.

En toe? --- Toe sê hy dit is Mandella's Plan.

Het hy gesê vir wie dit bedoel was? --- Hy het gesê dit sou na die oop kamp gestuur word as 'n lesing vir die mense daarso.

Het hy gesê wie die lesing sou lewer daar? --- Ja.

Wie? --- Beskuldigde No.1.

Waar was beskuldigde No.7 toe No.6 hierdie bewysstuk opgestel het? --- Hy was teenwoordig.

Is daar ooit van die P.A.C.-lede in jou teenwoordigheid ingesweer? --- Ja.

Wie was dit? --- Dit was beskuldigdes Nos. 10, 11, 12, 13, asook beskuldigde No.7.

Wie het hulle ingesweer? --- Beskuldigdes Nos.10, 11, 12 en 13 was deur beskuldigdes No.3 ingesweer.

En beskuldigde No.7? --- Ek het hom ingesweer.

In watter hoedanigheid het jy hom ingesweer? --- Ek was saam met beskuldigde No.2 gewees die dag toe ek hom ingesweer het.

Het jy hom ingesweer in jou hoedanigheid as organiseerder? --- Ja.

Watter eed het jy hom opgelê? --- Die eed wat ook op my gelê is.

Wat van die saluut? --- Ek het die saluut ook aan hom geleer.

Wat weet jy van beskuldigde No.14? --- Beskuldigde No.3 het my van beskuldigde No.14 vertel.

Wat kan jy die Hof sê omtrent No.14? Wat het hy daar gedoen en wat was hy daar? --- Beskuldigde No.14 was 'n kok in die tronk.

Wat het hy nog alles gedoen daar, uit jou eie

kennis? --- Hy het die P.A.C. se briewe vervoer.

Hoe het jy dit geweet? --- Beskuldigde No.3 het dit aan my gesê en eendag het ek dit self gesien.

Wat het jy gesien? Kan jy dit aan Sy Edelagbare sê? --- Eendag te sel No.9 het hy 'n brief na Solomon Nkuna in my teenwoordigheid gebring.

Hoe was die brief, was dit in 'n koevert of oop of hoe was hy? --- Dit was in 'n koevert.

Het jy die kleur van die koevert onthou? --- Ja.

Wat was die kleur? --- Hy was amper pienk.

Was dit die gewone Gevangenis papier of was dit onoffisieel? --- Dit was papier van 'n skryfblok en 'n koevert wat van buite af gekom het.

Het Solomon Nkuna toe hierdie brief ontvang? --- Ja.

Is die brief ooggemaak, of nie? --- Hy het net na die adres gekyk.

Kon jy die adres sien? --- Ja, aan die bokant.

Op die koevert? --- Ja.

En wat was daarop? -- Mr. Solomon Nkuna, c/o Baviaanspoort Prison, Lynn East, Pretoria.

Weet jy wat se soort brief binne-in die koevert was? --- Ek het vir Nkuna gevra.

Wat het hy vir jou gesê? --- Hy het gesê die brief kom van lede van die P.A.C. wat buite is.

Het jy die brief self gelees?--- Nee. Wat ek gesien het was die stempel wat op die koevert was.

Watter stempel was daarop? --- Dit was Johannesburg se stempel.

HOF: Was daar iets op die koevert om aan te dui van wie af dit kom? --- Nee, daar was niks geskryf nie.

Was daar iets op die koevert wat aantoon watter pos Solomon bekleed? --- Nee, aan die kant het die letters

*Nkuna
makes no mention
of the letter*

P.A.C. gestaan.

Hoe bedoel jy aan die kant? --- Onderkant die adres, heeltemal onderkant Pretoria.

AANKLAER: Was dit duidelik, kon almal dit sien, of was dit half weggesteek? --- Hulle was duidelik.

As mens na die adres gekyk het sou dit onmiddellik jou oog gevang het, is dit wat jy bedoel? --- Ja.

HOF: Waar was beskuldigde No.14 toe Solomon gesê het van wie die brief kom? --- Hy was toe reeds weg.

Was daar 'n datumstempel op die brief? --- Daar was 'n datumstempel, die datum kan ek nou nie onthou nie.

AANKLAER: Maar jy sê jy het gesien die stempel was Johannesburg wat daar op gewees het? --- Ja.

Is julle deur enigiemand by een of ander geleentheid aangesê om net in een sel te gaan slaap? --- Was dit nou in die toekamp of waar?

Enige plek, toe kamp of oop kamp of waar ookal? --- Ek kan die geval onthou in die oop kamp.

Wie het vir julle aangesê om net in een sel te gaan slaap? --- Dit was beskuldigde No.1.

In watter sel moes julle gaan slaap? --- In E.3.

Wie almal moes daar gaan slaap? --- Al die lede van die P.A.C.

Het beskuldigde No.1 dit spesifiek so gestel of het jy dit maar afgelei? --- Hy het dit duidelik so gestel.

Het hy gesê hoekom? --- Toe ek hom gevra het, het hy gesê ons sal daar praat.

En het julle dit toe gedoen? --- Ja, ons het gegaan.

HOF: Wie het gegaan? --- Ons was baie daar.

AANKLAER: Hoeveel van hierdie beskuldigdes voor die Hof was daar? --- Net beskuldigde No.1 en ek het gegaan. Die ander is vandag nie hier nie.

Not no!

Geen verdere vrae deur Aanklaer nie.

HOF VERDAAG.

BY HERVATTING:

AANKLAER AAN HOF: Ek het nog een vraag aan hierdie getuie.

ONDERVRAGING DEUR AANKLAER (vervolg): Kan jy aan die Hof sê het jy jou verbintenis met die Pan Africanist Congress verbreek of wat het nou gebeur? --- Ja, ek het dit verbreek.

Wanneer? --- Die dag waarop ons gevang is.

Geen verdere vrae deur Aanklaer nie.

KRUISONDERVRAGING DEUR BESKULDIGDE No.1: Have you got such a good memory to remember all the things which you have told the Court? --- Yes.

Do you know me? --- Yes.

As who do you know me? --- Fanyana Alfeus Mabusu. ✓

When did you know me for the first time? --- In 1960.

Where did you see me? --- Witbank Prison.

As what type of person did you see me there at the Witbank Prison? --- Being a prisoner.

During which month in 1960? --- From my arrival at Witbank station.

When did you arrive in Witbank? --- Early 1960.

On your arrival at Witbank, where did you sleep? --- Bungalow F.

Where did you work? --- Tailoring department.

Where did I sleep? --- F.

Where did I work? --- In the yard at the store.

Where did I go to when I left Witbank? --- You were discharged there.

During which year? --- I cannot recall that.

Can't you remember the month and the year? --- I have said, I cannot recall it.

On your arrival at Witbank, did you and I discuss

about something? --- Yes, generally.

What type of discussions? --- Of life.

What type of life? --- Outside world life.

The second time when you saw me, where did you see me? --- Baviaanspoort Prison, open camp.

When did you arrive at Baviaanspoort Prison? ---

June, 1962.

Where did you sleep on your arrival in the Prison?

--- E.2.

Did you go out with a span the following day? ---

Yes.

Where did you work? --- I don't know the span's name but I recollect the Warder's name.

Who was he? --- It was a European by the name of Castelyn.

In which group were you when you left Witbank? ---
A group.

For what reason were you removed from Witbank?
--- I was removed to go and do tailoring at the Baviaanspoort training college.

Were your documents still in order when you left?
--- Which documents.

Documents concerning your conduct in gaol? ---
They were not so clean.

*Tail records
- assaults*

On your arrival here, did you do the work for which you had been sent here? --- Yes.

The very same day on which you arrived? --- The following day afternoon.

When you saw me for the first time in Witbank, where did you see me? --- The day of my arrival.

Where was I in the gaol? --- You were at the store.

There are two stores. --- The one I know. I only know one store, the kit store.

You came to me or did I go to you? --- You came to me.

What did I do when I arrived at you? --- You greeted me.

What did you do? --- I also greeted you.

Was that all? --- Further he introduced himself who he is.

Where was it when we met for the second occasion? --- In Baviaanspoort or in Witbank?

I am speaking about Baviaanspoort. You have already mentioned where we met on the first occasion when you saw me in Baviaanspoort. I want to know where it was on the second occasion? ---- It was....

You have already told me that. I want to know where you met me on the second occasion in the yard in the Baviaanspoort Prison? --- We have met at the same block, E block.

Where did I sleep? --- At that time you were sleeping at E.4.

Where did you sleep? --- E.2.

When we met on the second occasion, did we ever discuss about something? --- Yes.

What was it? --- The very things which I have said in Court.

With whom did I sleep in E.4? --- I did not take notice.

But there were other persons sleeping with me? --- You slept with prisoners.

Where did I work? --- Bowling greens.

Which year was that? --- The time when arrived in 1962.

When we met the third occasion, where was it? --- We met in the Prison yard.

At what place exactly in the yard, because the yard is very big? --- Between C bungalow and D bungalow.

Did we stand there? --- Yes.

What were we doing there? --- You were talking to me.

About what did I speak to you? --- About politics.

The time I stood with you there, were the other prisoners sitting or moving about in the vicinity of the place where we were standing? --- Some of them moving around, some of them standing, sitting and so on.

What day of the week was that? --- I cannot recollect that day, but it was during the weekend.

What was the time? --- I have got no wrist-watch.

But according to the sun, was it in the morning, midday or in the afternoon? --- It was in the midday.

What type of politics did I discuss with you? --- You wanted me to join the Pan Africanist Congress.

After I told you those things, did you agree?--- I said previously that we talked and after that I told him the time has passed and then we adjourned our discussion.

How was the discussion there, was it possible for other persons to hear it? --- It was very impossible for any person to hear it, because we were whispering.

How does a person whisper? --- He only lowers his voice.

Is there one of the persons who were sitting there known to you or known to me? --- That very same day at that time, my attention, I have paid my attention to what you have said.

What was the last word when we departed? --- Time have expired.

Where did we meet the fourth time? ---We have met

in the bungalow.

Which bungalow? --- At C block.

At which place in the C block? --- Inside the cell, in C.2.

What did we do there? --- It is the day when I was called to the meeting.

Were there other prisoners present inside? --- We were only six in total there.

Who had informed you that a meeting would be held there? --- You.

Do you know the persons who were inside the cell? --- Yes.

What are their names? --- Yourself, Alfeus Mabuso, it is yourself Alfeus Mabuso. Herbert Matiso, myself, George Tibane, Duncan Mhlongo and the other one who went out by the name of Hunter but I forgot his surname.

We were only six inside? --- I have said it.

Is it permissible in the open camp for prisoners to sit in a cell? --- Which time?

During the time when we should have a bath? --- Yes.

Are these persons whom you have made mention of that they were present in C.2, persons who usually slept there? --- No, except yourself.

When did I leave E.4? --- I cannot recall that.

When did I arrive in cell C.2 to sleep there? --- After you had been promoted to monitor.

The time we were six in cell No. C.2 was I not a monitor yet? --- You were a monitor.

Where did I work? --- Reception.

When did I start working at the reception? --- I cannot recall it when.

Are there warders who look after you in the yard?

Europeans? --- Yes.

What type of prisoners sleep in C.2? --- Only house monitors and yourself.

Is there no other person who sleeps there except myself and the house monitor? --- Sometimes cleaners, that is all. The cleaner of the very same block.

Is it permissible for a prisoner who is not a monitor to sleep there? --- No.

Is it permissible for a prisoner who is not a house monitor to sit there during the day at any time? --- It is permitted.

Now, how did we sit there yet it is not permitted? --- I was told to go there and we were there and I did not ask why I was permitted to sit there.

When did we meet again on the fifth occasion? --- At work then and it will be at midday.

When was it, during which year? --- In 1964.

Was that the fifth meeting? --- That was the fifth time I met him.

When we met, where did I say the meeting will be held? --- The very same house, C.2.

Did we meet? --- Yes.

What day of the week was that? --- The week-end.

What day? --- It was during the Saturday and Sunday. I cannot recollect which day was it.

How many were there in C.2? --- Six in total again.

Were they the same six persons you have already mentioned to the Court? --- Correct.

What was discussed there? --- The very same day, the day when I was elected organiser.

Who elected you? --- The chairman, Mr. Duncan.

Who is the chairman? --- Mr. Duncan, Accused No.3.

As what type of person do you know me in the

Congress? --- I do not understand your question.

What was my rank in the Congress? --- I know you are the Chief of the Task Force.

Who elected me? --- That I do not know, it is what I have heard from you.

How long was the duration of the meeting that day? --- As I have said already, I have not got a wrist-watch I cannot estimate how long it did take.

Did I have time in the Reception to go about in the yard chatting to other prisoners, or holding meetings? --- Ample chance.

What was done after the meeting? --- The very same day?

Yes. --- You've told me that whenever I get a newspaper or anything I must bring it to you or hand it over to Accused No.3, Duncan Mhlongo.

When I spoke those things to you, where did I say you will find the papers? --- You knew that I have got that opportunity to get them.

Before I asked you that, did you get them? --- Yes.

If you got them, to who did you give them? --- I have read them.

And after you finished reading them, to who did you give them? --- Anyone who asked me in the house.

You have told the Court that I have asked you for papers. Did you ever bring me papers? --- Yes.

Where did you enter with the papers? --- At the searching place where all prisoners are searched.

What is done to you when you arrive there? --- We are stripped naked.

Is a prisoner allowed to enter the gaol with a paper? --- No.

How did you enter with it then? --- That time I

was making my efforts to go through with it and I....

Just explain the efforts or the means you have made to enter the gaol with the papers? --- Sometimes when I got there I have got my own boys whom I work with.

How do they enter with it? --- I fold it, then I put it in my shoes and then I put my socks on top of it.

Who searches you at that place? --- Warders and officials.

Which places do they search? --- They search anything you have got.

You have told the Court that you used to put the paper in your shoe. Would they not be able to see it? --- I choose which Warder I am going to face when I going to be searched.

What does that Warder do to search you? --- As I have said, I first look how does the person search. Some of them don't search the shoes, they only say you must throw them away, and then it is where I go now.

Where do you take the paper to after you have entered with it? --- That time usually you stand on the verandah of the Reception where I must pass.

For what purpose do I stand there? --- Your usual post. Then I hand it to you.

Was my work there just to stand on the verandah? --- Usually when the span comes in, you must be there to keep the convicts in silence.

What do you do when you come at the office? --- I only give him the socks and the papers in the socks.

How long did you do that? --- Several times.

Where did we meet again? --- I do not understand the question.

Where did I meet you again? --- After when?

After you had handed the papers to me. --- After

Quarantled because a/cd would not give
him tobacco + told him to go ask
authorities. ~~That~~ was Jan 1964 when he
came from isolation, he May 1964 a/cd had
to distribute tobacco + office instructed
a/cd to give none to Jacob. We quarantled + he
threatened to get a/cd. Tobacco issued in
June + Jacob objected + a/cd told him to
go to authorities. Jacob said he'd report a/cd to
his boss Greenwald + his (Jacob's) boss Nandi.
So a/cd told Greenwald + in July Jacob sent for
by G via a/cd + demanded to lack of discipline
+ for smuggling to Jacob requests. Not being
responsible for his demotion.

late '64 Jacob told me Sam Silo to plant
something to get a/cd into trouble + a/cd +
Silo reported to G. later office searched +
15% found + nothing happened to a/cd.

that, in early 1965, I was demoted. ✓

Where did I take the papers which I received from you? --- You know.

How was your conduct in gaol? --- I was as every prisoner.

How were the documents concerning your conduct in gaol? --- Bad character. ✓

Did you and I ever have a quarrel in 1964? --- Not what I know of.

Did I not quarrel with you in 1963? --- Never.

When were you demoted from A to B? --- I cannot recollect.

Did you ever come to me in the open camp and requested me to help you? --- No.

Who called you when you were demoted from A to B? --- I was notified in Court that I am demoted.

I am asking you about when you left A for B? --- That is what I have said, I was told in Court that I am demoted from A to B.

Who told you that? --- Major Van der Walt.

Were you pleased about it, after the demotion?
--- I was satisfied, yes. ✓

Is the treatment for A and B the same? --- No.

How does the treatment differ? --- The A group is entitled to buy tobacco and the B group is not entitled to this.

Do you smoke? --- Yes.

How much do you smoke? --- Heavy smoker.

Besides buying tobacco, what other privileges do they have? --- Some privilege of buying jam and sugar, biscuits.

Has B group the right to get those privileges? --- Not entitled to.

Do you eat? --- Yes.

And you like food? --- Not so much.

How are these things you have just mentioned, like jam? --- They are delicious.

And you like them? ---Yes.

When you were in B, did you have the right to buy those things which I have mentioned to you, again? --- No.

What did you think when you saw some of your friends in the A group buying such things, yet you had not the right anymore to buy them? ---I don't worry myself over nothing, I only make my means to get them also myself.

What means did you device to get those articles? --- Smuggling.

Did you and I never have a quarrel after you were demoted from A to B? --- No.

When you came from Major Van der Walt, did you go into the open camp again? --- Yes.

Is there no other person who came there and called you after your arrival? --- I cannot recall that.

What type of uniform does the A group wear? --- They are entitle to long pants and short pants, pair of socks, shoes and a hat.

And B group, what type of uniform do they wear? --- Some of them enjoy the very same privileges but there must be a reason why.

When you were in the B group, did you still enjoy the same privileges to wear the uniform you wore in the A group? --- With permission.

From whom did you get the permission? --- The Chief Warder in charge of the Bantu Training College.

Is he in charge of the gaol where prisoners are kept? --- No.

Has he got the right to let you enjoy the

privileges of the A group while you are in B group?

PROSECUTOR: Your Worship, I do not see the purpose in this cross-examining whatever. The charge against the accused is one of being members of the P.A.C. I object to this line of cross-questioning.

ACCUSED No.1: I should make mention of these things because the charge which had been laid against me now in Court, arises from a framed up story by the prisoners, because they have quarreled over their work. One would like to involve another in many troubles and he goes to the Europeans and speak bad about him, or he would make a space for his friend if he is been given work in a suitable place.

PROSECUTOR: Your Worship, this witness has come to Court and testified here. It has nothing to do with what he said in gaol perhaps.

COURT: Has he any questions to ask?

ACCUSED No.1 PROCEEDS: You have told the Court that you are man who have said all these things and that you have a good memory, there is nothing you can forget. You have made mention of many people who were present together with us in the meetings. Why do you forget the place where you say that we have gathered in E.3? --- I did not forget it because I have explained it to the Court recently.

That was after you have made mention of all what transpired in the meetings? --- Yes, because I have to answer what I am asked.

Who all were present in E.3? --- I cannot recollect. I only recollect the people who were next to him.

Who were they? --- One by the name of Kumalo, the other one is Sepo Makapela, other one Winter. That is all I can recollect, and myself.

How many people were there? --- There were approximately 50 in total.

Were they all people who had come to attend the meeting? --- As you have said.

Who else can come and say that there were so many people there? --- I do not know.

PROSECUTOR: The Prosecutor is here to call the witnesses. I will call them if necessary. The witness does not know who I am going to call.

ACCUSED No.1: You said that we were there. What was being done there? --- Mr. Kumalo had addressed the meeting, he declared the meeting open.

What day of the week was it? --- If I am not mistaken it was on a Saturday.

What time was that? --- I have said previously I have got no watch.

According to your own estimation, was it in the morning or in the afternoon? --- In the evening.

Is it permissible for another prisoner to leave for another cell? --- At the open camp it is mixed up. You can sleep wherever you like.

Where did I sleep at that time? --- At C.2.

Where did you sleep? --- At A.1 at that time.

Am I allowed to sleep in another cell? --- I don't know.

What happens to a prisoner who is found in a cell in which he is not supposed to sleep? --- Some of them they warn them and chase them away, that is all.

Is it possible that if I am found in another cell, I can be chased away? --- Not at the standard you were at that time.

On which standard was I? --- Being a monitor.

No further questions by Accused No.1.

CROSS-EXAMINATION BY ACCUSED No.2: Do you know me? --- Yes.

When did you see me for the first time? --- At

Baviaanspoort, close camp.

During which year? --- 1965.

Can you perhaps recollect during which month it was? --- I cannot say exactly which month, but during my arrival.

When did you leave the open camp for the close camp? --- February, 1965.

When you started knowing me, what type of person was I? --- I was introduced to you.

Who introduced me to you? --- A convict by the name of Joël Molusi.

In which cell did Joël Molusi sleep? --- In No.9.

Where did I sleep? --- Next door, No.10.

As what did Joël Molusi introduced me to you?

--- Joël Molusi said: he is a Pan Africanist Congress, introduce me to Philemon Moeketsi as one of the Pan Africanist Congress.

You say that I was introduced to you as a member of the Congress that time and thereafter what activities did I have in the Congress? --- After that one day as I was close to him he did the activities of Congress businesses, P.A.C. businesses. That is why I knew what is his post in the organisation. In the long run after that I found out from him what his rank is in the P.A.C.

What was my rank? --- Assistant organiser.

You say that I was an organiser. How many people are known to you whom I organised and who joined the organisation? --- The one I know is at present in Court, Accused No.7.

Are there others present? --- The others are not present.

Who are the others known to you, who are not present today? --- The others I only know by sight, but I

do not know their names.

How is it that you do not know their names, whereas you are also a member of the Congress? --- We have a secretary who keeps all the minutes and records of the organisation.

You say that accused No.7 joined under me. Where was that? --- It was in the yard. It was during my presence and Accused No.2.

What place in the yard? --- Next to the showers.

What were we doing there? --- We were all from the hospital.

Is there an opportunity for a person to perform such a thing in the presence of the Warders, because the whole place is full of Warders? --- It is not the whole place. Sometimes there are only two Warders or one in the yard.

What did I do to let this man join? --- He introduced the man to me as a member.

Were there other persons present who could have seen it? --- I said previously we were only three.

You say that you do not know any other persons who joined under me. Are those persons still in Baviaanspoort or not? --- Some of them are classed to the open camp, they are there, and some of them are discharged, and some of them are still in the close camp.

Where were you and where were they when they joined under me? --- It is what I have had in the minutes of the secretary.

Which secretary? --- Accused No.6.

Where was the secretary when he told you those things? --- He was not there. We were only three in total: myself, and him and accused No.7.

Where was the secretary when he told you those things, where were you and the secretary together? --- At

*was general secretary.
No 5 and Sec.*

the working place.

Where? --- In the span.

Can you recollect when it was? --- No.

Why is it that you cannot recollect? --- Because I did not have it in my mind that I may recollect one day. I only knew that day and I heard what he said.

Do you remember when it was when accused No.7 joined under me? --- I only remember that it was also during week-ends when the span was not out, we were from the hospital.

What was Joël Molusi? --- Joël Molusi was a P.A.C.

What rank did he hold in the P.A.C.? --- He was a captain.

Where is he now? --- At Baviaanspoort.

Do you remember his term of imprisonment? --- No.

When did I introduce Accused No.7 to you? --- When did you introduce him to me?

When did he join under me? --- I have said that you brought Accused No.7 to me while you came from the hospital.

At that time when he joined under me, do you know of any meetings which I ever attended? --- Yes, there was a meeting sometimes in the span at which you were present.

How many meetings did we hold in the span? --- It was about two or three, only emergency meetings.

How do we sit in the span? You say that we usually held meetings in the spans, how do we sit there? --- Every span sit like friends, 12 there and so on, groups and groups.

But there is a regulation that when we are sitting in the spans, we may not hold meetings? --- All the people at the spans sitting gathering together because they have nothing to do. They only eat and after eating they discuss, that is all, they have got nothing to do with us.

What will you say if I tell you that certain prisoners were charged for holding meetings while they were sitting there, for instances the witslaners and others and the gangsters? --- I will not query, because he knows it.

What will be say if evidence is adduced that when the prisoners are sitting in the spans and the Warders are having their meals, if they see them gathering or holding a meeting, the Warders turn up to enquire what is happening? --- I won't query, because what I know, what I have seen, I know that the people gathered. All sorts of gangsters there in Prison, and I have never seen one of them being arrested, so I cannot query what I say.

Did you not hear that prisoners are not allowed to sit in groups there? --- Myself? I was not told.

But I believe that you have once seen that when the prisoners are gathering or sitting there in groups, Warders stand up and start searching them. --- What I have always seen, I have seen it it is only the law hitters.

What is the cause of that? --- I suppose they had information that one of them has got a knife and he is going to stab that day.

You know the wetslaners, not so? --- I know them by sight.

How do they sit in the span? --- When they eat they sit streamline.

COURT: What is a wetslaner? --- The gangsters 26, 27 and 28. Those who stabbed the prisoners there. They call themselves 'law hitters'.

Why do they call themselves law hitters? --- They say what they say is final, nobody can object.

ACCUSED No.2: You say they sit in a streamline? --- When they eat, that is what I have said.

Why do they sit in a streamline? --- They are aside.

Why do they sit aside? --- They sit in groups and groups.

Why do they sit in groups? --- As I have said previously that 26, 27 and 28 be aside, different groups.

I was not asking you for their names, but I want to know the reason why they sit in groups? --- That is what I have said, they sit in a streamline when they eat. When they are eating, they sit in a streamline, aside.

Why do they sit aside in a streamline as you put it? --- It is a pity I am not one of them.

PROSECUTOR: The witness won't know that. That is irrelevant to this case.

ACCUSED No.2: Can you remember when did we hold the meeting in the span or another meeting thereafter? --- What I can recollect is only during 1965, one of the days during that year.

How many meetings did we hold in the span, you said? --- I said several times, about twice.

More than twice? --- That is what I have said.

Did you not see me in other meetings inside the gaol, except in those meetings which we held in the spans? --- I have seen him one day in No.9.

What day was that? --- It was during the week when we came from the span.

What type of meeting was that? --- It was a meeting that a letter should be written.

Can you remember when it was? --- I cannot recollect the month, but in the year 1965.

What letter was that? --- It was a letter to be written to Mr. Benjamin Nzamo.

Was the letter written already? --- It was said it

was written by the secretary.

Was it not written? --- No.

What happened thereafter? --- The meeting was closed.

Does it mean that the meeting concerned only the writing of the letter to Benjamin? --- That was the subject on the agenda. M

What would be the contents of the letter? --- It was said that Benjamin should have send us ammunition and place them at the span where we work.

How many were we in that meeting? --- We were not so plenty, but I cannot recollect how many in total we were.

Can you mention the names of the persons who were present at that meeting? --- The ones I can recollect I will mention.

Who are they? --- Myself, Solomon Nkuna, Accused No.7. That is all I can recall.

Where? --- I have said it, in No.9.

Besides those persons, were there no other persons who are also members? --- It was a committee meeting.

What type of a thing is a committee meeting? --- Where all the head officials are present, except the ordinary members.

Who convened the meeting in No.9? --- In answering for myself, I was notified by the secretary, Accused No.6.

When was the meeting held do you say? --- I said it was during 1965, but I cannot recollect in which month.

It is very astonishing, because you cannot remember when the meeting was held and I put many other questions to you regarding other matters. You cannot just recollect when they happened? --- I will tell you, because I am not an adding-machine.

What does an adding-machine do? --- It does not forget, it types everything.

But you have a mind, you can think, not so? ---
Yes.

Does it mean that you cannot even recollect the month? ---- It is what I have said.

It would appear that these things you are telling - about which you are telling the Court just originates from your mind, because I have asked you about the meetings we held in the spans, you could not tell me when was one of those meetings held? --- What you say, I cannot say against it. It is what you say.

Do you understand me that you cannot remember even one meeting which was held in the spans when it was held? ---- I have got a lot of things to think as a prisoner. I am serving a sentence of life imprisonment.

But did you not come to Court being prepared, because you knew in Court you would be asked such things? --- I knew that I will be asked, but what I can recollect I will say it and things which I cannot recollect I cannot say that.

It is true what you say that every person is busy thinking, yes, but concerning the matter of this case, you should remember them, you should be thinking about them?

COURT: Are there any fresh questions he wants to ask?

ACCUSED No.2: Yes.

COURT ADJOURNS.

ON RESUMPTION:

AANKLAER: Edelagbare, ek meen beskuldigde No.2 het nog sekere pertinente vrae om te stel.

GETUIE word weer ingesweer.

CROSS-EXAMINATION BY ACCUSED No.2 (cont.) Have you got a good memory?

PROSECUTOR: Your Worship, I object to that question. The witness already said so, that he has a good memory.

How many were we when we held the meeting in cell No.9? --- I said previously that we were about 3 or 4, only the committee.

You say you cannot recollect what day it was? --- It is what I have said.

Can't you remember even one day on which we held a meeting in the span? --- It is what I have said, only that it was during the week but I cannot remember which day of the week.

Can't you remember even the month? --- Yes.

But you say that you can remember? --- Yes.

In your evidence in chief, before I started putting questions to you, you mentioned about certain meetings, but when I started asking you questions you made mention of other meetings which you did not make mention of in your evidence in chief? --- I was answering what the Prosecutor asked me, so I cannot say anything apart from that.

In other words, the Prosecutor was asking you about all the meetings? --- Yes.

Why did you not make mention of the meetings we held in the spans in your evidence in chief? --- I told him about important meetings.

It means that this meeting was nothing? --- As I have said it was only emergency meetings.

What type of meeting was the one we held in cell No.9? --- The very same one.

What type of meeting? --- It was also an emergency meeting, because the discussion was only about that letter.

Do you remember the time I went to cell No.4? ---

I beg you pardon, the time I went to No.4 in Johannesburg? --- I only heard so.

But you cannot recollect when it was? --- I can only recollect that it was late in 1965.

No further questions by Accused No.2.

CROSS-EXAMINATION BY ACCUSED No.3: What is your full name?

My full name is Butcher Jacob Knaou.

When did you arrive at the Baviaanspoort Prison?

--- In June, 1962.

Which camp? --- Open camp.

When did you see me for the first time? --- I have seen you during the year 1963.

Probably in the beginning of 1963, or in the middle of 1963 or was it towards the end of 1963? --- Towards the end.

You met me as what at the open camp? --- I have met you being with Accused No.1 and you were introduced to me by Accused No.1.

When did I make the introduction? --- The very same day we met.

Do you still recollect the month? --- No.

At which spot did I make the introduction in the open camp? --- We were sitting on the stoep in front of C block, where you found me and Accused No.1.

When I arrived at the spot where I found you and Accused No.1, who spoke first? --- Accused No.1 spoke first.

What did he say? --- He said to me: meet Mr. Duncan Mhlongo.

Then, what happened? --- And then we congratulated each other, I am myself and myself.

Is that all for that day? --- That was introduction.

All for the day? --- No.

After the introduction, what took place? --- Accused No.1 started convincing me again in connection with

the discussion we had about the P.A.C. business.

Was this your first time to know about P.A.C. organisation or you did know about it previously?--That day?

That day, yes. --- I knew it previously.

Where? --- From Accused No.1.

You mean to say that Accused No.1 did previously introduced to you P.A.C.?--- Yes, he persuaded me about the P.A.C. and convincing me in all efforts to admit and to join as a member of the P.A.C.

What is P.A.C.? --- Pan African Congress.

It is no more (Accused No.3 mentions other names) or what is it?

PROSECUTOR: The answer is self-evident, Pan African Congress he said.

ACCUSED No.3: What is P.A.C., Pan Africanist Congress? --- In a simple way I will say in my language, as you call it Pogo.

Pan Africanist Congress you say it is Pogo? --- Yes.

Will you explain to me what is Pogo? --- Pogo means: I alone.

Do you know of Pan Africanist Congress activities or it is based on which movement? --- Not so very much. What I know, I have told the Court, that is all.

In what manner were you convinced that you have to joining the Pan Africanist Congress? --- I have told the Court that I was convinced, I was made an example of two dogs, a wild dog and a domestic dog.

After being told that story of the wild dog and the domestic dog, were you convinced to join the Pan Africanist Congress? --- From my inner reformed heart.

The time when you met me at C block, as you have stated, were you told previously or after or on that day,

what is my position in the Pan Africanist Congress? ---

No, I heard that very same day at C.2.

Whereabouts? --- In C.2, in the house.

From whom? --- From Accused No.1.

What was taking place in C.2? --- That very same day?

I don't know, you know the day. --- There were meetings in C.2.

On the same day after I had introduction, I mean between you, Accused No.1 and me? --- Yes.

Look, you have already mentioned that we were sitting on the stoep, is that correct? --- Yes.

Did we, after sitting on the stoep, go inside in the cell or we remained on the stoep? --- That was a different that day when we sat on the stoep. After the introduction time has lost us and then we said that we will meet one day.

So we met on the other day? --- Yes, we met at C.2 at the other day.

On the stoep again or in the cell? --- In the cell.

What time it was? --- It was during the day.

Approximately 12 o'clock, or 11 or 1? --- It was approximately lunch time, I cannot say what time exactly.

It was week-end or during the week? --- During week-ends.

C.2, what kind of a cell is it? --- C.2 is only for house monitors, and Accused No.1 used to sleep there also.

During the time, was it permissible for you to enter that cell which belong to the monitors and others were not allowed to sleep in the very same cell? --- People used to go in there during the day. I only know that you cannot sleep in that cell, but you can go in during the day while

the doors are open and not locked up.

Who invited us to that cell? --- I for one, Accused No.1 invited me.

Where was accused No.1 working at that time? *W*
He was working at the Reception.

Is he off duty on week-ends? --- He is on duty every day.

Did you have the opportunity to have meetings during the day in that cell? --- As it had happened.

Was it the first time we held meetings in that cell? --- That day was the first meeting what I know of in that cell.

Will you be so kind to mention the people who were present at that meeting? --- It was myself, yourself, Accused No.1, George Tibane, Herbert Matiso and another one named Hunter but I forgot his surname, he is out of prison now.

This meeting was in connection with what? As you have been told and invited into that meeting? --- Introduction of new members.

To introduce new members? --- Yes.

Were there any new members during that time or on that day in that cell? --- I was the one.

There was a committee which represented that meeting? --- Not what I know of.

Who was the chairman of that meeting? --- Yourself.

Who was the secretary? --- I was not told who was the secretary.

How did you enrol yourself into the Pan Africanist Congress into that meeting?

PROSECUTOR: The witness already said that he had not enrol himself.

ACCUSED No.3: Did you give your name when you enrol into

the committee of the organisation of the Pan Africanist Congress? --- When I was sworn in, or when?

I do not know. --- Yes, I gave my name in.

Was your name written down? --- Yes.

Who wrote it down? --- Accused No.1.

Where did he write it, on the wall or on the floor?

--- On a foolscap.

Where did I sleep myself during the time? --- I don't know.

Where was Solomon Nkuna during this time? --- I did not know Solomon Nkuna at that time.

When did you meet him? --- I met Mr. Nkuna at the close camp of Baviaanspoort.

You haven't met him in the open camp? --- No.

What made you to be in the close camp, yet you were in the open camp? --- I was demoted.

Tell me, into cell No.2, were there any election of the officials on the P.A.C. organisation in that meeting?

--- Which cell?

C.2. --- The second meeting?

I mean the first meeting? --- No.

Will you explain who convened the second meeting?

--- I for one was notified by Accused No.1.

Did he tell you for what purpose the meeting should be held? --- No.

What took place in the meeting? --- We went into the meeting and you declared the meeting officially opened as the chairman of the P.A.C. M

When was that? --- The second meeting was at C.2.

I mean when? --- In 1964.

Can you remember the month? --- No.

In that second meeting, how many people were present? --- Identical the very ones who were present at the

first meeting.

After I have opened the meeting as a chairman, what happened? --- Then you suggested in the meeting that I should be nominated as an organiser of the P.A.C.

And then, did you organise after you had been appointed as an organiser? --- Yes.

What did you organise? --- People.

I know, it is obvious that you organise people. Who were those people? --- Convicts.

Do you know them? --- Yes, I know them by sight. Some of them I know their names.

Then, did you organise them? --- Yes.

Were they organised? --- They were organised.

As you had been appointed an organiser, were you told that after you have organised a person what you must do about it? --- Yes.

Who told you that? --- You.

What did I say? --- You said I must bring them in front of the committee, at least the chairman to come to be sworn in.

So, did you bring these people after you organised them? --- Yes.

How long does it take you to organise a person? You know they should be convinced to follow the Pan Africanist Congress? --- Some of them it took me two days, three days, a week, so long, but not exceeding a week.

Suppose a person in the first day is not convinced to follow what you tell him, you go again to organise him? --- Yes.

And for the third time again? --- Yes.

But at this stage you should be able to know these people you have organised? --- I said previously that the others I know them by sight and the others I know their names.

Those whom you brought in front of me to be sworn in? --- Yes.

After that, what happened? --- After the second meeting?

During the period of the session of that meeting? --- Then I was requested by Accused No.1 that whenever I get the newspaper from the college I must hand it over to him or to you, if possible.

Then, what happened after? --- The meeting was terminated with a vote of thanks and salutation.

What were the words which we used in terminating the meeting? --- You as a chairman said: you officially declare the meeting closed and you ordered the salute and we all answered and salute with our hands and the meeting was closed.

You were the only person who was supposed to be elected or to be appointed as an organiser that day of the second meeting? --- According to the proceedings of the meetings there.

Was there any further meetings that were held in the open camp? --- Yes.

Besides the two you have mentioned? --- Yes.

Which were those? --- The one in E.3,

That is the third meeting? --- You asked me is there any one apart from those two, and I answered and said yes, there was the one at E.3.

Was I present that day? --- No.

What was the cause of my absence to that meeting?

--- You were not yet there at Bavianspoort.

I was no more at Bavianspoort? --- You were not yet there.

When was it? --- It was early in 1963.

Were you present at that meeting? --- Yes.

Were you a member at that meeting? --- No.

Further, what happened besides those meetings you have mentioned? Was there any meetings? --- Yes.

I want you to tell me about the meetings when I was present? --- Those are the only two at which you were present at the open camp, those two at C.2.

I put it to you that in C.2 convicts who are not monitors are not allowed to enter that cell. It is locked every day until the evening when the monitors arrive and it is opened for them to go in. --- That is not so, it is wrong.

Again I put it to you that never was a meeting, which was held in my presence even in my absence, in C.2. --- I say there was.

When we met in the open camp, where did we meet again? --- We met again at the close camp.

After how long were you demoted? --- After about four, five months I was demoted and I met with the close camp.

Before meeting me at the close camp, whom did you meet first of the Pan Africanist Organisation, who is a member or otherwise? --- Accused No.2, Joël Molusi, Jacob Mochenyani and others.

Where did you meet me in the close camp? --- The first day I met you I met you at the span, at the working place.

When was it? --- It was during that time, 1965.

Was it the end or beginning of the year? --- At least in the middle, winter time.

I can say June? --- You can say so.

Are you quite definite that you met me in the span in June, 1965? --- I am sure.

Or are you dreaming? --- I am definitely sure. You met me at the ram camp where they hit stones. I am not

dreaming.

Is it possible for you to meet me at the ram camp?

--- Yes.

How? --- You stand by the fence and I stand next to the fence, that is how I can see you. It is not impossible.

Are people allowed to stand next to the fence? --- We are convicts who steal.

To steal what? --- To talk to each other, next to the fence. It is unlawful, you know it.

And then we met at the ram camp in June and we spoke to each other through the fence? --- Yes.

What was the conversation about? --- You introduced Solomon Nkuna to me as vice-chairman of the Pan Africanist Congress, the very same day.

And then? --- You also told him what I am and it ended there.

Nothing else? --- Nothing else.

What did you say in answer to that? --- He congratulated me, that: Glad to meet you, Mr. Knaou, as organiser of the P.A.C., well we hope for the best, ^{for the future} and I agreed also. Then we saluted there and we departed.

Where was I sleeping that period of time? When I was working at the ram camp? --- Where I know where you slept was only one cell, No.5, the one I can recollect where you used to sleep.

In 1965? --- Yes.

From when? --- I cannot say from when.

Could you estimate, at the beginning of the year or in the middle of the year? --- I met you in the middle of the year, now we are talking about the middle and the months are going by, it is now going to the end.

Through all the time I was sleeping at No.5? --- What I know of, yes.

Are there any of my co-accused who were sleeping in No.5? --- Not what I know of, except Solomon Nkuna.

Where were you sleeping during the time? --- No.9 cell.

The ram camp is meant for what kind of people? --- The people who I saw there are people who were arrested with political letters, smuggling letters, law hitters and terrorism. All the people, if they still like putting you there as a punishment place, they do it.

And those people, where were they sleeping? --- They sleep in one house.

Which house? --- No.5.

Until when do you know they were sleeping in No.5? --- Until late in the year and they were again removed, through unforeseen circumstances they were removed to C block in the same gaol.

When did I arrive myself in No.9? Or did I find you there or you were the first person to meet me in No.9? --- You found me in No.9.

When was that? --- It was late last year, 1965.

I was from No.5? --- From C block.

Do you still remember the month? --- I don't remember the month.

How did I go into No.5? Did I go in by myself or I was brought into No.9? --- You were brought to No.9.

Who brought me there? --- I have seen a Police going with you, opening up and putting you in, with your blankets.

How many of us were there? --- You and Stanley. Who is Stanley? Is he before Court here? --- Accused No.8.

You say I was escorted by a Policeman? --- Yes.

Was it a European or an African Warder? --- An

African Warder.

Do you still recollect his name? --- I did not mark him.

Into No.9 you said we had meetings there? --- Yes.

When was the first meeting? --- During your presence?

In my absence or in my presence, no difference? --- There were meetings before you arrived.

Then after? --- And when you arrived there were meetings.

On the same day of my arrival? --- Yes.

When I came into the cell, what happened? --- The day when you arrived and you came into No.9 cell?

Yes. --- We were all happy, all of us, asking you: are you classified out of the ram camp and so on, we were very happy to see you out of the ram camp.

Were there any people in the cell? --- Yes.

How many of them? --- Approximately 40.

Did I come into the cell and I went straight to you or I stood one place? --- You stood by the lavatory.

For what purpose? --- I don't know.

Then, what happened when I was standing near to the lavatory? --- From there I saw you coming to where we were sleeping. We were sleeping in the corner.

How many people of your friends, were sleeping in that corner? --- Friends?

Yes, your friends. --- I did not have friends there.

You had your inmates? --- Yes.

Who are those? --- Accused No.10, No.11 and No.13. They were the people who have slept next to me.

Is that all? --- There was another one, Solomon Nkuna, but he was away from me but in the same line, and the others also.

Amongst the people who slept with, there was no person who ever came to see me where I was standing there near to the lavatory? --- I did not take notice of that.

Did I come on my own to the spot where you sleep? --- What I have seen.

To whom did I speak to first? --- You greeted all of us and then you sat down.

Where did I sit down? --- At Solomon Nkuna's place.

Then I kept quiet? --- No, you started telling how you were classed out of the ram camp.

That is all for that day? --- No.

Then, what happened that day? --- That day was a meeting.

What happened in the meeting? --- You presided as a chairman.

What was the topic about? --- You said you, as a chairman, you represent our leader, Robert Sobukwe.

Was it your first time to hear about Robert Sobukwe? --- That day?

That day. --- Yes.

Did you not know about him before? --- No.

Then, what happened? --- Then you told us that you have two plans, who you can afford to get the instruments, the revolvers, at the span and then we will start our job from the span. If not so, we will have to use a method now of disarming the Warders, the European Warders of the gaol, and break the ammunition store and take the revolvers and then from there we shall kill them.

That was said in the meeting? --- That was said in the meeting.

And then, continue. --- And then thereafter accused Nos.10, 11, 12 and 13 were sworn in as members of the P.A.C. by you as a chairman.

That is all that was mentioned that day? --- What I can recollect, yes.

What happened after that? --- After that we sang songs.

After singing songs and after the discussion, what happened? Where did I sleep? --- You slept next to Solomon Nkuna.

During that time, before you had the conversation in that spot, did you and Solomon Nkuna went next to the lavatory to meet accused No.8 and have a privacy with him? --- No.

Didn't Solomon Nkuna come to the spot where I was standing when I arrived in the cell? --- Not what I have seen.

Then, what happened after? --- And the days passed by and we had the second meeting during your presence.

The same day? --- No, after a couple of days.

When was that? --- In the very same month.

By the way, when was the first meeting in No.9 held? --- I said I cannot recollect the month, but it was late in 1965. I have said it.

When was the second meeting in No.9? --- After the first one there was the second one, but days after that.

The first meeting was the week-end or during the week? --- It was during the week.

The said meeting in No.9? --- Yes.

When my co-accused who were mentioned here in Court was sworn in by myself? --- Yes.

And the second meeting? --- The second meeting you were presiding also as a chairman.

Was it the week-end or what? --- It was during the week.

The following week or during... --- I cannot say,

but it was a couple of days after the first one, during your presence.

So, the second meeting was also during the week?

--- Yes, what I can recollect.

Who convened that meeting? --- It was you.

How many Pan Africanist organisation bodies did we have at Baviaanspoort? --- I only know the one, the P.A.C.

How many committees do you know at Baviaanspoort of the Pan Africanist Congress? --- I only know one committee.

Consisting of how many people? --- Will you give me chance to recollect the total of the members of the committee?

No, I mean the people who were in the committee?

--- That is what I say, you ask me how many were there. Now I ask: may I count them?

Please.

COURT ADJOURNS.

ON RESUMPTION:

WITNESS sworn in.

CROSS-EXAMINATION BY ACCUSED No.3 (cont.): I am waiting for the answer. --- The committee I know at the present time was: Alfeus Mabuso, chief of the Task Force; assistant Task Force, George Tibane.

Just a second. Are you thinking or are you saying that on your own? --- I am saying it. Chairman, Duncan Mhlongo; chief of the Task Force, Alfeus Mabuso; assistant Task Force, George Tibane; vice-chairman, Solomon Nkuna; general secretary, Matthews Timbu; assistant secretary, that is me Jacob Knaou.

Were you told to say this or do you say this on your own? --- It is what I know, it is what happened.

You were not told by somebody else? --- No.

Aren't you reading it from a paper? --- I only wrote it down to remember.

With permission of the Court, Your Worship, I would like to see the copy.

COURT: When did you write it down? --- I wrote it down because I wanted to recollect, Sir.

Yes, but when did you write it down? --- During Your Worship's absence.

While the Court adjourned? --- Yes.

ACCUSED No.3: I put it to you that you did not write this down while the Court adjourned. --- I did.

And I put it to you that this is not your handwriting. --- It is my handwriting. I wrote it in front of all the authorities, the Prosecutor as well, and the Operator as well. He gave me the paper and the ballpen.

I apply to this Court to adjourn, Your Worship.

COURT: Why?

ACCUSED No.3: To go and authenticate his writing.

PROSECUTOR: Your Worship, I submit it is not necessary to adjourn. The witness can write now in front of Your Worship, in Your Worship's presence.

COURT: Give him another piece of paper and let him write the names. Give him a red ballpoint pen.

ACCUSED No.3: For convenient purpose, I would like to proceed, Your Worship.

COURT: Are you then admitting that it is his handwriting?

ACCUSED No.3: As I stated.

COURT: Are you then prepared to admit that it is his handwriting on that piece of paper in front of you?

ACCUSED No.3: I can still ascertain, Your Worship, with permission of Your Worship.

COURT: The Court will deal with that matter now.

ACCUSED No.3: I am satisfied, Your Worship.

PROSECUTOR: Your Worship, will the Court please mark this fallacious suggestion by Accused No.3 to the witness?

On his own admission.

COURT: These are EXHIBITS C AND E.

Do you want to continue?

ACCUSED No.3: As Your Worship pleases.

What kind of committee was it of the people who are mentioned? --- This was a committee of the Pan Africanist Congress.

Was it an executive committee or just an ordinary committee? --- What I know, it was only a committee of the P.A.C.

When was this committee formed? --- The committee I found it been formed, because it is an ever one who was nominated there and there and there, but we have known each other by introduction.

You found it been formed, when? --- At the meetings.

During which year? --- 1965.

Did you enquire about the people perhaps you did not know in that committee? --- I knew all of them.

What were the duties of the committee? --- The duty of the committee was to see that when they get instruments and also similar duties of killing the Whites and overthrowing the White domination and the baasskap as well.

Were there any records kept for the meetings which were held? --- Yes, it was written down.

Where? --- At the very same meetings which I attended.

Who was writing? --- At which meeting?

These meetings you attended? --- Explain which one?

Say, in No.9, the second meeting? --- The secretary

was writing, Accused No.5.

At all these meetings which were held, the records were kept? --- Yes.

If somebody might have said that the meetings, I am sorry, the records are not kept for those meetings, will it be wrong? --- I am telling what I know, that the records were kept by the secretary what he wrote down. So that somebody can say whatever he likes.

And what happened to the second meetings? --- In connection with?

What took place, as they have mentioned in Court here? ---

Did anything happen during that meeting? --- The second meeting?

Yes. --- In No.9?

Yes. --- During your presence?

Yes. --- Well, as you have said that you represent our leader, Robert Sobukwe, and that you are here to tell us that it is high time now that we should take drastic steps.

Is that all? --- It is not all.

Continue. --- As I have said previously, that you have sworn in Accused Nos. 10, 11, 12 and 13, and after that Naidoo have asked you questions, Robert Naidoo.

On the second meeting? --- On the second meeting, that is what I say.

What happened after? --- After that we sang songs.

Was there any meeting after the second meeting?

--- Yes.

When was that? --- After the second one during your presence?

Yes, or during my absence. --- What I know, it was the last one. It was the second, but the last one.

During your presence, that was the last.

The second and the last? --- And the last meeting we held.

So, that means to say that there were only two meetings in No.9 during my presence? --- Yes.

And then, what happened after the meetings? --- One day, we were from the span, the cell was opened...

By whom? --- By Captain Van Zyl.

What time was it? --- It was recently after we had our meals, but before 6 o'clock.

And where were you standing? --- At my place I was sitting.

Sitting or standing? --- Sitting.

Then, what happened? --- Then the Warder, namely Landsberg, he went in having a list...

Who came in first in the cell? --- What I have seen it is him, the Warder Landsberg.

And Captain Van Zyl came after? --- They were all at the door.

They came in the same time? --- They were at the grills, but the one who went inside the cell, it was Mr. Landsberg.

Then, what happened? --- Then he called out our names. He called all of us and from there we were taken to the isolation.

How? --- We were taken to the isolation with our blankets and everything.

Nothing happened besides going to the isolation? --- It was only the calling, he called us and we went out with our blankets and we went up to the isolation.

Were you not assaulted after you had been out of the cell? --- Not what I have seen.

Then you were locked into the isolation? --- Yes.

And then you had not been assaulted in the isolation? --- No, not what I have seen.

All that time of all this what had happened, you were a member of the Pan Africanist Congress, is that correct? --- Yes.

When did you change your mind, or who made you to change your mind? --- I never changed my mind, but I used my own discretion to talk the truth.

What kind of discretion it was? --- My opinion.

What opinion?

PROSECUTOR: Your Worship, he has replied to that. He said that he had used his own discretion, his own opinion, what more does he want.

ACCUSED No.3: Your Worship, discretions can be used in many various ways, but I am putting the question to the State witness and I would like him to defy the method^{he} employed or performed in discretion.

PROSECUTOR: He said, Your Worship, to talk the truth.

ACCUSED No.3: What truth was that? --- What had happened.

To whom did you tell that? --- To Head Warder Landsberg.

The same day? --- The same day.

Are you a friend to Solomon Nkuna? --- No.

Are you acquainted with him? --- Yes.

He has taught you many lessons, I suppose? --- What he has taught me, is only the five clauses of the P.A.C. constitution. The Five Pillars.

What are those clauses? --- I have said it in Court previously during your presence.

Can't you repeat them again?

PROSECUTOR: Your Worship, he enumerated them in his evidence in chief. Is it necessary to go over all the evidence again? I submit there is no necessity whatever. If Accused No.3

had listened, he would have know what is going on here.

ACCUSED No.3: Will you please repeat them again?

PROSECUTOR: I object, Your Worship. He repeated them this morning in his evidence in chief.

ACCUSED No.3: Your Worship, there are certain possibilities that the State witness may not be able to tell the Court those Five Pillars of the P.A.C. organisation as he had been lectured. That is why, Your Worship, I would like him to repeat them, with the permission of Your Worship.

COURT: Yes, will you repeat them?

ACCUSED No.3: As Your Worship pleases. --- I said the first one is to rally all the Africans into one and overthrow the White domination and the baasskap as well, and replace it with Black socialistic and democratic government.

Is that the first Pillar? --- That is the first Pillar I was taught.

What was the second one? --- If we take over, we Africans, we will try our level best to give the African people their demands, being A.F.C.E. A meaning accommodation; F feeding; C clothing; and E employment.

Is that all for No.2 Pillar? --- Yes.

No.3? ---No.3, we Africans won't do as the Nationalist Government do by letting the majority suffer and the minority by millionaires. We shall make profit out of losses.

That is No.3? --- That is No.3, yes.

No.4? --- We do not speak of races but we speak of a race...

I am still waiting. --- Yes, give me a chance.

Are you still thinking? --- No. 5...

No, the fourth one is not complete. --- The fourth I cannot recollect.

PROSECUTOR: The submission now, by this witness that clause No.4 as the witness said, is wrong. I would like to know

that?

ACCUSED No.3: He says he does not recollect the fourth one.

COURT: Have you completed it? --- I doubt it. I have not completed it.

ACCUSED No.3: The 5th one? --- The 5th one: Africa for Africans, that is why it is named Africa, and Europe for Europeans, that is why it is name Europe. These are the five clauses of the constitution of the P.A.C. and the Five Pillars of the Pan Africanist Congress. That is why, when we are saluting, we raise up our hand and hang it by saying: Iswe Lethu.

Who taught you this? --- Solomon Nkuna, our vice-chairman.

Will I deny it if I say that Nkuna has mentioned it, the Five Pillars, in a different way here in Court? --- I cannot query.

How many different kinds of the Five Pillars do you know? --- That is all what I was taught.

Do you know anything about this A.F.C.E.? --- As far as I was taught. You have explained to me what is the meaning of A.F.C.E.

In that cell No.9, do you still recollect that there was no nicotine during the time we were there? --- Nicotine, tobacco?

In the whole Baviaanspoort Prison, close camp. --- There was.

Was it not September, 1965? --- During those meetings? The one you were present?

Yes. --- I recollect it can be September, yes.

There was nicotine? --- There was.

SAAK WORD UITGESTEL NA DIE 10DE JANUARIE 1966..

Beskuldigdes in hegtenis.

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SERTIFIKAAT: Ek, die ondergetekende, sertifiseer hiermee dat die voorafgaande 'n korrekte weergawe is van die meganiese opname.

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CORSKRYFSTER.

Collection Number: AD1901

**SOUTH AFRICAN INSTITUTE OF RACE RELATIONS, Security trials Court
Records 1958-1978**

PUBLISHER:

Publisher: - Historical Papers, University of the Witwatersrand

Location: - Johannesburg

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