

IN THE SUPREME COURT OF SOUTH AFRICAAPPEAL DIVISION

Vol I

P.P- 1-98

In the matter between:-

RENFREW LESLIE CHRISTIE Appellant

-and-

THE STATE RespondentA P P E A L

AGAINST THE CONVICTION AND SENTENCE DELIVERED BY
THE HONOURABLE MR. JUSTICE ELOFF IN THE SUPREME
COURT OF SOUTH AFRICA (TRANSVAAL PROVINCIAL DIVISION)

ON 6 JUNE 1980

ON BEHALF OF APPELLANT

Mr. R. Tucker
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BLOEMFONTEIN

ON BEHALF OF RESPONDENT

The Attorney-General
Supreme Court
PRETORIA.

The Attorney-General
Supreme Court
BLOEMFONTEIN.

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IN THE SUPREME COURT OF SOUTH AFRICA

(TRANSVAAL PROVINCIAL DIVISION)

In the matter of:

THE STATE

versus

RENFREW LESLIE CHRISTIE

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HENFREY LESLIE CHRISTIE

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IN THE SUPREME COURT OF SOUTH AFRICA

(TRANSVAAL PROVINCIAL DIVISION)

In the matter of:

THE STATE

versus

RENFREW LESLIE CHRISTIE

I N D E X

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IN THE SUPREME COURT OF SOUTH AFRICA

(Transvaal Provincial Division)

The Attorney-General of the province Transvaal, who as such prosecutes for and on behalf of the State, presents and informs the Court that

RENFREW LESLIE CHRISTIE

A 30 years old white male and South African citizen, (hereinafter referred to as the accused) is guilty of the following crimes:

- 1. Contravening Section 2(1)(a) read with Sections 1, 2(2), 2(3), 4, 5 and 8 of Act 83 of 1967; (10
- 2. Contravening Section 2(1)(a) read with Sections 1, 2(2), 2(3), 4, 5 and 8 of Act 83 of 1967;
- 3. Contravening Section 2(1)(a) read with Sections 1, 2(2), 2(3), 4, 5 and 8 of Act 83 of 1967;

FIRST ALTERNATIVE COUNTS TO COUNT 3:

- 1. Contravening Section 11(b) ter read with Sections 1 and 12 of Act 44 of 1950;
- 2. Contravening Section 30 B(1)(a) read with Sections 1, 30(2) and 34 of Act 90 of 1967; (20

SECOND ALTERNATIVE COUNTS TO COUNT 3:

- 1. Theft;
- 2. Contravening Section 30 B(1)(a) read with Sections 1, 30(2) and 34 of Act 90 of 1967;
- 4. Contravening Section 2(1)(a) read with Sections 1, 2(2), 2(3), 4, 5 and 8 of Act 83 of 1967;
- 5. Contravening Section 2(1)(a) read with Sections 1, 2(2), 2(3), 4, 5 and 8 of Act 83 of 1967; (30
- 6. Contravening Section 2(1)(a) read with Sections 1,

2(2), 2(3), 4, 5 and 8 of Act 83 of 1967;

7. Contravening Section 2(1)(a) read with Sections 1, 2(2), 2(3), 4, 5 and 8 of Act 83 of 1967.

WHEREAS the African National Congress (hereinafter referred to as the A.N.C.)

has as its object the overthrow of the lawful authority in the Republic by means of violence, and/or by means which envisage violence;

AND WHEREAS the A.N.C. was declared an unlawful organisation in terms of Proclamation 119 of 8 April 1960, as amended by Section 22 of Act 93 of 1963;

(10)

AND WHEREAS the accused was at all relevant times an active supporter of the A.N.C.;

AND WHEREAS the International University Exchange Fund (hereinafter referred to as the I.U.E.F.) has as one of its objects to support the overthrow of the lawful authority in the Republic by means of violence and/or by means which envisage violence;

(20)

AND WHEREAS the accused intended to obtain and make available to the I.U.E.F. and/or Lars-Gunnar Eriksson and/or the A.N.C. and/or Frene Ginwala and/or Horst Kleinschmidt information on all aspects of energy in the Republic.

NOW THEREFORE the accused is guilty of the following crimes:-

COUNT 1: CONTRAVENING SECTION 2(1)(a) READ WITH SECTIONS 1, 2(2), 2(3), 4, 5 AND 8 OF ACT 83 OF 1967

*ally but only
ANC*

IN THAT during the period 1978 to 23 October 1979 and in the Republic and elsewhere, to wit in Britain and/or Switzerland and/or Germany and/or other places to

(30)

the/..

the State unknown, the accused unlawfully and with intent to endanger the maintenance of law and order in the Republic or any portion thereof con-
spired with the I.U.E.F. and/or Lars-Gunnar Eriksson and/or the A.N.C. and/or Frene Ginwala and/or Horst Kleinschmidt and/or persons unknown to the State to aid or procure the commission of or to commit the following act:

To obtain and make available to the I.U.E.F. and/or Lars-Gunnar Eriksson and/or the A.N.C. and/or Frene Ginwala and/or Horst Kleinschmidt information on all aspects of energy in the Republic.

(10)

COUNT 2: CONTRAVENING SECTION 2(1)(a) READ WITH SECTIONS 1, 2(2), 2(3) 4, 5 AND 8 OF ACT 83 OF 1967

multi-charge

IN THAT at a time and place and in a manner unknown to the State the accused did unlawfully and with intent to endanger the maintenance of law and order in the Republic or any portion thereof, acquire information regarding the region where the Atomic Energy Board regarded it seismologically safe to explode nuclear devices in the Republic and convey the said information by way of a letter dated the 7th February, 1978, to Lars-Gunnar Eriksson, the Director of the I.U.E.F.

(20)

COUNT 3: CONTRAVENING SECTION 2(1)(a) READ WITH SECTIONS 1, 2(2), 2(3), 4, 5 AND 8 OF ACT 83 OF 1967

multi-charge

IN THAT during the period 12 September 1979 to 18 September 1979 and at or near JOHANNESBURG in the district of JOHANNESBURG the accused did unlawfully and with intent to endanger the maintenance of law and order in the Republic or any portion thereof remove from the
Electricity/..

(30)

Electricity Supply Commission library at Megawatt Park, Sunninghill, a drawing entitled "General Layout - Koeberg Nuclear Power Station" drawing No. 046/401/Rv 3 and a report entitled "Public Reaction to the Introduction of Nuclear Power and the Influence of Public Relations Techniques" and attempt to transmit these documents to Frene Ginwala, an official of the A.N.C., by posting each in a separate envelope addressed to C. Needham, 23 Waldemar Avenue Mansions, Waldemar Avenue, London SW 6, England.

FIRST ALTERNATIVE CHARGES TO COUNT 3:

(10)

1. Contravening Section 11(b) ter read with Sections 1 and 12 of Act 44 of 1950.

IN THAT during the period 12 September 1979 to 18 September 1979 and at or near JOHANNESBURG in the district of JOHANNESBURG the accused who was a resident in the Republic did unlawfully obtain information which could be of use in furthering the achievement of any of the objects of the A.N.C., a body or organisation which has been declared to be an unlawful organisation under the Unlawful Organisations Act 1960 (Act No. 34 of 1960), to wit, a drawing entitled "General Layout - Koeberg Nuclear Power Station" drawing No. 046/401Rv3 and a report entitled "Public Reaction to the Introduction of Nuclear Power and the Influence of Public Relations Techniques.

(20)

2. Contravening Section 30 B(1)(a) read with Sections 1, 30(2) and 34 of Act 90 of 1967.

IN THAT during the period 12 September 1979 to 18 September 1979 and at or near JOHANNESBURG in the district of JOHANNESBURG, the accused did unlawfully and without the written permission

(30)

of the Atomic Energy Board or the Board in consultation with the Minister if deemed necessary by it, **transmit information at his disposal, connected with any investigation or negotiations with a view to acquiring a site licence, or with any site to be licensed under the Nuclear Installations (Licensing and Security Act, 1963 (Act No. 43 of 1963, or with anything on such a site, to wit a drawing entitled "General Layout - Koeberg Nuclear Power Station" Drawing No. 046/401/Rv3, to Frene Ginwala, an official of the A.N.C., by posting it in an envelope addressed to C. Needham, 23 Waldemar Avenue Mansions, Waldemar Avenue, London SW 6, England.** (10)

*without his wife's
 sin, here & no
 evidence of posting
 to Frene Ginwala*

SECOND ALTERNATIVE CHARGES TO COUNT 3:

1. Theft.

IN THAT during the period 12 September 1979 to 18 September 1979 and at or near JOHANNESBURG in the district of JOHANNESBURG the accused did **unlawfully and intentionally steal one drawing and one report, the property of the Electricity Supply Commission and under the control or in the lawful possession of Susanna Maria Magdalena Wucherpfennig.** (20)

2. Contravening Section 30 B(1)(a) read with Sections 1, 30(2) and 34 of Act 90 of 1967.

IN THAT during the period 12 September 1979 to 18 September 1979 and at or near JOHANNESBURG in the district of JOHANNESBURG the accused did **unlawfully and without the written permission of the Atomic Energy Board or the Board in consultation/..** (30)

consultation with the Minister if deemed necessary by it, transmit information at his disposal, connected with any investigation or negotiations with a view to acquiring a site licence, or with any site to be licensed under the Nuclear Installations (Licensing and Security) Act, 1963, (Act No. 43 of 1963, or with anything on such a site, to wit a drawing entitled "General Layout - Koeberg Nuclear Power Station" Drawing No. 046/401/Rv3, to Frene Ginwala, an official of the A.N.C., by posting it in an envelope addressed to N. Needham, 23 Waldemar Avenue Mansions, Waldemar Avenue, London SW 6, England.

(10)

Acquitted
COUNT 4:

CONTRAVENING SECTION 2(1)(a) READ WITH SECTIONS 1, 2(2), 2(3), 4, 5 AND 8 OF ACT 83 OF 1967

IN THAT during the period 12 September 1979 to 18 September 1979 and at or near JOHANNESBURG in the district of JOHANNESBURG, the accused did unlawfully and with intent to endanger the maintenance of law and order in the Republic commit the following act:

(20)

During visits to the Electricity Supply Commission library at Megawatt Park, Sunninghill, he obtained information and took photo-copies of material in the library with the intent of conveying it or making it available to the I.U.E.F. and/or Lars-Gunnar Eriksson and/or the A.N.C. and/or Frene Ginwala and/or Horst Kleinschmidt.

Acquitted
COUNT 5:

CONTRAVENING SECTION 2(1)(a) READ WITH SECTIONS 1, 2(2), 2(3), 4, 5 AND 8 OF ACT 83 OF 1967

DURHA

(30)

IN THAT upon or about 19 September 1979 and at or near/..

near WITBANK the accused did unlawfully and with intent to endanger the maintenance of law and order in the Republic or any portion thereof commit the following act:

During a visit to the Duvha Power Station he inspected the said power station and obtained information regarding the said power station with the intent of conveying it or making it available to the I.U.E.F. and/or Lars-Gunnar Eriksson and/or the A.N.C. and/or Frene Ginwala and/or Horst Kleinschmidt.

(10)

COUNT 6: CONTRAVENING SECTION 2(1)(a) READ WITH SECTIONS 1, 2(2), 2(3), 4, 5 AND 8 OF ACT 83 OF 1967

KRIEL

IN THAT upon or about 19 September 1979 to 20 September 1979 and at or near KRIEL in the district of BETHAL the accused did unlawfully and with intent to endanger the maintenance of law and order in the Republic or any portion thereof commit the following act:

During a visit to the Kriel Power Station and the Amcoal opencast coal mine, he inspected the said power station and mine and obtained information regarding it, with the intent of conveying it or making it available to the I.U.E.F. and/or Lars-Gunnar Eriksson and/or the A.N.C. and/or Frene Ginwala and/or Horst Kleinschmidt.

(20)

COUNT 7: CONTRAVENING SECTION 2(1)(a) READ WITH SECTIONS 1, 2(2), 2(3), 4, 5 AND 8 OF ACT 83 OF 1967

IN THAT at a time and place and in a manner unknown to the State the accused did unlawfully and with intent to endanger the maintenance of law and order

(30)

in/..

in the Republic or any portion thereof, acquire two drawings, entitled "Vloeidiagram Camden Kragstasie" and "Elektriese Baan Diagram Camden Kragstasie".

In case of conviction the said Attorney-General prays for judgment against the accused according to law.

S.A. ENGELBRECHT.

DEPUTY ATTORNEY-GENERAL

TRANSVAAL.

(10

1. Lieutenant P.J. B. _____
South African Police
John Vorster Square
JOHANNESBURG.

2. Lieutenant D. Greyling
South African Police
John Vorster Square
JOHANNESBURG.

3. Major J.W. Cronwright
South African Police
John Vorster Square
JOHANNESBURG.

4. Lieutenant J.L. Visser
South African Police
Security Branch
CAPE TOWN.

5. D/V/S J.P.P. van Wyk
South African Police
Security Branch
CAPE TOWN.

THE STATE versus RENFREW LESLIE CHRISTIE

LIST OF WITNESSES

1. Major N. Acker
South African Police
CAPE TOWN.
2. Major D.J. le Roux
South African Police
John Vorster Square
JOHANNESBURG
3. Lieutenant P.J. Botes (10)
South African Police
John Vorster Square
JOHANNESBURG.
4. Lieutenant D. Greyling
South African Police
John Vorster Square
JOHANNESBURG.
5. Major A.B. Cronwright
South African Police
John Vorster Square (20)
JOHANNESBURG
6. Lieutenant J.L. Visser
South African Police
Security Branch
CAPE TOWN.
7. D/W/O J.P.F. van Wyk
South African Police
Security Branch
CAPE TOWN.

8. Detective-sergeant H.J. van der Hoven
 South African Police
 Security Branch
 CAPE TOWN.

9. Detective-constable D.E.E. Vermeulen
 South African Police
 Security Branch
 CAPE TOWN.

10. Genl-major C.P. Neethling
 SACB
 PRETORIA.

(10)

11. Colonel J.C. Broodryk
 South African Police
 Security Headquarters
 PRETORIA.

12. Captain C.M. Williamson
 South African Police
 Security Headquarters
 PRETORIA.

Names and addresses of further witnesses are withheld in
 terms of Section 144(3)(a)(ii) of Act 51 of 1977.

(20)

LONDON S.W. 5

1. He also agreed to return to England about November 1979
 to discuss the information that he might obtain with her,
 especially information that he might judge too risky to post.
 2. He received an amount of approximately £900 from
 Frank Simons for defrayment of expenses.
 3. Furthermore, the I.U.E.F. was available to the accused
 an amount for his trip to the Republic.
 4. The accused also attempted to obtain funds from or
 through Nigel Kleinheide for his trip to the Republic and
 his/.

(21)

THE STATE versus RENFREW LESLIE CHRISTIE

SUMMARY OF SUBSTANTIAL FACTS IN TERMS OF SECTION

144(3)(a) OF ACT 51 OF 1977.

1. During 1978 and 1979, whilst the accused was overseas, he had contact with Frene Ginwala, an official of the A.N.C. and attached to the Research and Information Department of that organisation; also with Horst Kleinschmidt, who, at a date unknown to the State, became an official of the International Defence and Aid Fund for Southern Africa. (10)

2. The accused agreed to obtain information for the A.N.C. regarding all aspects of energy in the Republic on his return to the Republic, and to forward this information to Frene Ginwala. He was given two cover addresses to which to post information to wit:

- (i) F. Brown
126 Church Street
LONDON S.E. 19; and

- (ii) C. Needham
23 Waldemar Avenue Mansions
Waldemar Avenue
LONDON S.W. 6 (20)

3. He also agreed to return to England about November 1979 to discuss the information that he might obtain with her, especially information that he might judge too risky to post.

4. He received an amount of approximately £900 from Frene Ginwala for defrayment of expenses.

5. Furthermore, the I.U.E.F. made available to the accused an amount for his trip to the Republic.

6. The accused also attempted to obtain funds from or through Horst Kleinschmidt for his trip to the Republic and (30)

his research in the Republic Kleinschmidt arranged with the COMITE CATHOLIQUE CONTRA LA FAIM ET POUR LE DEVELOPMENT to finance the accused's research for a period of three years to the amount of approximately R20 000 per annum.

The accused agreed to send information on energy in the Republic to Horst Kleinschmidt, also by using a cover address to wit:

J. Hackett
40 Cypress Avenue
Twickenham
Middlesex.

(10)

7. The accused returned to the Republic in July, 1979, with a twofold purpose;

(i) To research and to write an economic history of the South African Coal Industry since the second world war (the accused had previously written a doctoral thesis entitled "The Electrification of South Africa 1905 - 1975" and obtained the degree of Doctor of Philosophy); and

(20)

(ii) To obtain and make available to the I.U.E.F. and/or Lars-Gunnar Eriksson and/or the A.N.C. and/or Frene Ginwala and/or Horst Kleinschmidt information on all aspects of energy in the Republic.

8. Whilst in the Republic the accused sent information and material regarding energy to Frene Ginwala and Horst Kleinschmidt. The exact nature of this information and the dates on which it was sent are not known to the State.

9. During August 1979 the accused requested the Electricity Supply Commission for permission to visit its library and

(30)

certain/..

certain power stations. This request was granted, as a result of which the accused visited the library and power stations to which reference is made in counts 3 to 6.

10. The documents to which reference is made in count 3 were posted at the General Post Office, Jeppe Street, Johannesburg during September 1979.

11. It is not known to the State specifically what information and photo-copies (to which reference is made in count 4) the accused obtained.

12. During the visits to which reference is made in counts 5 and 6, he was conducted by officials of the Electricity Supply Commission. (10)

13. The accused was arrested on 23 October 1979 (see count 1).

AD PLEAS:

(a) The State is required to furnish the facts and circumstances by reason of which it is alleged that the accused became and was at all relevant times an active supporter of the ANC. In this regard, the State is required to specify: (20)

(i) When and in what manner he is alleged to have become an active supporter.

(ii) What acts (if any) he performed to make him an active supporter.

(b) As regards the IURP, the State is required to specify:

(i) The nature of this body or organisation.

(ii) Where and when it was constituted and registered, and where was/is it situated. (30)

(iii) Whether it is alleged that the object of supporting/...

CASE NO.

IN THE SUPREME COURT OF SOUTH AFRICA

(TRANSVAAL PROVINCIAL DIVISION)

In the matter between:

THE STATE

and

RENFREW LESLIE CHRISTIE

| |
|--------------------|
| ATTORNEY-GENERAL |
| 15 - 04 - 1980 |
| P R E T O R I A |
| PROKUREUR-GENERAAL |

REQUEST FOR PARTICULARS TO INDICTMENT

(10)

In terms of s.87 of the Criminal Procedure Act No. 51 of 1977, the abovementioned accused requests the following particulars in respect of the indictment read with the summary of substantial facts annexed thereto.

1. AD PREAMBLE:

(a) The State is required to furnish the facts and circumstances by reason of which it is alleged that the accused became and was at all relevant times an active supporter of the ANC. In this regard, the State is required to specify:

(20)

(i) When and in what manner he is alleged to have become an active supporter.

(ii) What acts (if any) he performed to make him an active supporter.

(b) As regards the IUEF, the State is required to specify:

(i) The nature of this body or organisation.

(ii) Where and when it was constituted and registered, and where was/is it situated.

(30)

(iii) Whether it is alleged that the object of supporting/..

supporting the overthrow of the law-
ful authority in the Republic by means
of violence is an object which is written
into its constitution.

(iv) If not, by reason of what facts and
circumstances it is so alleged to be
one of its objects.

(c) Is it alleged that the said Eriksson, the said
Ginwala and the said Kleinschmidt had any connection
with or held any office in the IUEF. If so, the
State is required to specify in respect of each
of these persons:

(10

(i) The connection which he/she had with
the IUEF; and/or

(ii) The office held by him/her in the IUEF;

(iii) When and in what manner he/she commenced
such connection and/or took up such office.

2.

AD COUNT 1:

(a) Was the alleged conspiracy entered into expressly
or does the State seek to infer a conspiracy from
the conduct of the accused and the alleged co-
conspirators.

(20

(b) If the alleged conspiracy was express, full and
precise particulars are required as to:

(i) The persons who were party thereto.

(ii) The persons who represented the IUEF.

(iii) The persons who represented the ANC.

(iv) The terms thereof.

(v) The manner in which the alleged act

(30

forming the subject matter of the
alleged conspiracy was intended to endanger

the/..

the maintenance of law and order
in the Republic or any portion
thereof.

(c) If the said conspiracy is inferred from the
conduct of the alleged co-conspirators, full
and precise particulars are required of such
conduct.

(d) In which of the countries mentioned is the
Accused alleged to have conspired with each
of the alleged co-conspirators?

(10)

3. AD COUNT 2:

(a) From whom is the Accused alleged to have
acquired such information?

(b) Was the information acquired in documentary
form? If so, the State is required to
furnish copies of such documents.

(c) Is it alleged that the said letter was in
fact posted and reached the said Eriksson?

4. AD COUNT 3:

(20)

(a) By whom is the drawing alleged to have been
prepared?

(b) By whom was the report prepared/issued?

(c) Insofar as it is alleged that the Accused
"attempted" to transmit "...by posting"
does the State allege that the document
failed to reach the said Ginwala?

(d) If so, for what reason did it fail to reach
her?

(e) If it did in fact reach her, why is it alleged
that the Accused "attempted" to transmit the

(30)

document/..

document?

5. AD COUNT 3 FIRST ALTERNATIVE CHARGE:

- (a) In what manner and from whom did the Accused acquire such information?
- (b) In what capacity did the Accused acquire such information?
- (c) In what manner is it alleged that such information "could be of use" in furthering the achievement of any of the objects of the ANC?
- (d) Which object of the ANC is alleged to have been furthered?
- (e) The State is required to furnish copies of the said "drawing and report".

(10)

6. AD COUNT 3 SECOND ALTERNATIVE CHARGE:

- (a) From where did the accused steal the said drawing and report?
- (b) What was the capacity of the said Wucherpfennig at the time?

7. AD COUNT 4:

- (a) Is it alleged that the accused in fact conveyed or made available any of the information so obtained or materials so photocopied by him to any of the persons or bodies mentioned in this Count?
- (b) If so:
 - (i) When and to whom was the information so conveyed or made available?
 - (ii) In what manner was the information so conveyed or made available?
- (c) In what manner is it alleged that the obtaining of/..

(20)

(30)

of such information and/or material and the conveying and/or making it available to one or more of the persons or bodies mentioned in this Count, was intended to endanger the maintenance of law and order in the Republic?

8. AD COUNT 5:

- (a) What information is alleged to have been obtained by the accused at the Duvha Power Station?
- (b) To whom did the accused make such information available or convey it?
- (c) When and in what manner did the accused make such information available or convey it?
- (d) In what manner is it alleged that the obtaining of and the conveyance and/or the making of such information available to any such person or bodies was intended to endanger the maintenance of law and order?

(10)

9. AD COUNT 6:

- (a) What information is alleged to have been obtained by the accused at the Kriel Power Station and the Amcoal Opencast Coal Mine?
- (b) To whom did the accused make such information available or convey it?
- (c) When and in what manner did the accused make such information available or convey it?
- (d) In what manner is it alleged that the obtaining of and the conveyance and/or the making of such information available to any such person or bodies was intended to endanger the maintenance of law

(20)

(30)

and/..

and order?

10. AD COUNT 7:

- (a) Where and from whom did the accused acquire such drawings?
- (b) In what manner is it alleged that the acquisition of such drawings was intended to endanger the maintenance of law and order in the Republic?

11. The State is required to furnish copies of any documents upon which the State will rely to prove its case against the Accused and in particular such documents which are alleged to have contained information which were obtained by the Accused with the intention of endangering the maintenance of law and order in the Republic or any portion thereof.

(10)

DATED at JOHANNESBURG this 14th day of APRIL 1980.

(Sgd.) R.J. Tucker

RAYMOND TUCKER

Attorney for Accused

10th Floor, South Wing,

National Board House

94 Pritchard Street

JOHANNESBURG

Tel. 37-1570

(20)

TO: THE REGISTRAR OF THE ABOVE

HONOURABLE COURT

PRETORIA.

AND TO: ATTORNEY-GENERAL

FOR THE TRANSVAAL

PALACE OF JUSTICE

PRETORIA.

(30)

Received/..

Received copy hereof this
day of April 1980

IN THE SUPREME COURT OF SOUTH AFRICA

Transvaal Provincial Division

for ATTORNEY-GENERAL

the matter of _____

THE STATE

(10

VERSUS

EMERY LESLIE CHRISTIE

PARTICULARS TO INDICTMENT

(20

1. Ad Presabie

(a) Matter of evidence

IN THE SUPREME COURT OF SOUTH AFRICA

(Transvaal Provincial Division)

In the matter of

THE STATE

versus

RENFREW LESLIE CHRISTIE

Kleinschmidt

(iii) Matter of evidence.

(i) She had a connection with the IUEF; the nature thereof is a matter of evidence.

(ii) None.

(iv) Matter of evidence.

(i) He had personal contact with the Director of the IUEF; the nature thereof is a matter of evidence.

(10)

PARTICULARS TO INDICTMENT

2. All Count 1

(a) Expressly as far as the ANC, Frene Ginwala and Horst Kleinschmidt are concerned; to be inferred from the conduct of the accused and his co-conspirators as far as the IUEF and Lars-Gunnar Eriksson are concerned.

(b) (i) Lars-Gunnar Eriksson, Frene Ginwala and Horst Kleinschmidt.

(ii) Lars-Gunnar Eriksson and Cyril Hitchie, the president of the International Schools Association.

(iii) Frene Ginwala.

(iv) As set out in Count 1.

(v) Matter of evidence.

(c) Frene Ginwala conspired with the IUEF, in order to finance the accused's trip to the Republic.

(20)

(30)

(d) /..

1. Ad Preamble

- (a) Matter of evidence
- (b) (i) - (ii) A copy of the Statutes of the IUEF is attached.
- (iii) No.
- (iv) Matter of evidence.
- (c) Eriksson - (i) - (ii) Director of the IUEF

(iii) Matter of evidence.

Ginwala (i) She had a connection with the IUEF; the nature thereof is a matter of evidence.

(10

(ii) None.

(iii) Matter of evidence.

Kleinschmidt (i) He had personal contact with the Director of the IUEF; the nature thereof is a matter of evidence.

(ii) None.

(iii) Matter of evidence.

2. Ad Count 1

(a) Expressly as far as the ANC, Frene Ginwala and Horst Kleinschmidt are concerned; to be inferred from the conduct of the accused and his co-conspirators as far as the IUEF and Lars-Gunnar Eriksson are concerned. (20

- (b) (i) Lars-Gunnar Eriksson, Frene Ginwala and Horst Kleinschmidt.
- (ii) Lars-Gunnar Eriksson and Cyril Ritchie, the president of the International Schools Association.

(iii) Frene Ginwala.

(iv) As set out in Count 1.

(v) Matter of evidence.

(c) Frene Ginwala conspired with the IUEF, in order to finance the accused's trip to the Republic. (30

(d)/..

(d) The accused personally conspired in -

(i) Britain with the ANC and/or Frene Ginwala and Horst Kleinschmidt.

(ii) Germany with the ANC and/or Frene Ginwala.

The accused conspired with the IUEF and/or Lars-Gunnar Eriksson in Britain and/or Switzerland.

3. Ad Count 2

(a) Unknown.

(b) Unknown.

(c) Unknown if it was posted but it did reach Eriksson. (10)

4. Ad Count 3

(a) Matter of evidence.

(b) Matter of evidence.

(c) Yes.

(d) Matter of evidence.

(e) Not applicable.

5. Ad Count 3 first alternative charge

(a) The drawing he stole from the Electricity Supply Commission library at Megawatt Park, Sunninghill and made a photocopy of the report which was in the same library. (20)

(b) Question not clear.

(c) Matter of evidence.

(d) Matter of evidence.

(e) The State is not prepared to furnish copies of these documents.

6. Ad count 3 second alternative charge

(a) He stole the drawing from the Electricity Supply Commission library at Megawatt Park, Sunninghill.

(b) Matter of evidence.

7. Ad Count 4

(a) It is not alleged in count 4 that the information and photo-/. .

photo-copies were conveyed or made available.

(b) Not applicable.

(c) Matter of evidence.

8. Ad Count 5

(a) He obtained information regarding the design and operation of the power station;

(b) - (c) It is not alleged in count 5 that the information was conveyed or made available.

(d) Matter of evidence.

9. Ad Count 6.

(10)

(a) He obtained information regarding the design and operation of the power station and mine.

(b) - (c) It is not alleged in count 6 that the information was conveyed or made available.

(d) Matter of evidence.

10. Ad Count 7

(a) Unknown.

(b) Matter of evidence.

11. Copies of statements made by the accused have been made available to the accused's attorney.

(20)

The State is not prepared to furnish copies of any other documents which it may use in evidence.

12. Take notice that the indictment is altered as follows:

Count 3: By the insertion of the words "photo-copy of a" in line 10 on page 4 between "and a" and "report entitled".

First alternative charges to count 3: Count 1

By the insertion of the words "photo-copy of a" in the last line on page 4 between "and a" and "report entitled".

Second alternative charges to count 3 on page 5: Count 1.

By the deletion in the fifth line of the words "and one report".

(30)

13. Further take notice that the Summary of substantial facts in terms of Section 144(3)(a) of Act 51 of 1977 is altered by substituting the words "for preliminary research in Europe" for the words "for his trip to the Republic" in paragraph 5.

DATE: 29 MAY 1980

DATED at PRETORIA on this 28th day of APRIL 1980. 147/80

(Sgd.) S.A. Engelbrecht

TO: The Registrar of the Supreme Court,
PRETORIA.

(10

VERGAS

HEINRICH LILLIE CHRISTIE

AND TO: Mr. R. Tucker

10th Floor, South Wing

National Board House

MR. JUSTICE G.F. BLOOM

94 Pritchard Street

ON BEHALF OF THE STATE:

Adv. S.A. Engelbrecht (S.C.)

JOHANNESBURG.

Adv. J. Beaneport

ON BEHALF OF DEFENCE:

Adv. S.W. Wentzel (S.C.)

Adv. D. Kany

(20

JURIS RECORDERS (PRETORIA)

IN THE SUPREME COURT OF SOUTH AFRICA
(TRANSVAAL PROVINCIAL DIVISION)

HELD AT: PRETORIA

DATE: 19 MAY 1980

CASE NO. 147/80

In the matter between:

THE STATE

versus

RENFREW LESLIE CHRISTIE

BEFORE THE HONOURABLE MR. JUSTICE C.F. ELOFF

ON BEHALF OF THE STATE:

Adv. S.A. Engelbrecht (S.C.)

Adv. J. Swanepoel

ON BEHALF OF DEFENCE:

Adv. E.M. Wentzel (S.C.)

Adv. D. Kuny

LUBBE RECORDINGS (PRETORIA)

19 MAY 1980.

ON BEHALF OF THE STATE: Mr. S.A. Engelbrecht and Mr. J. Swanepoel.

ON BEHALF OF THE DEFENCE: Mr. E.M. Wentzel and Mr. D. Kuny, instructed by Mr. Raymond Tucker.

MR. ENGELBRECHT: My Lord, before the indictment is put, I want to hand in firstly the authority in terms of Section 8 of Act 83 of 1967 and mark that EXHIBIT A, and the authority in terms of Section 30(b)(2) read with Section 30, sub-section (4) of Act 90 of 1967, marked EXHIBIT B. And then a certified copy of the proceedings in terms of Section 119 of the Criminal Procedure Act, EXHIBIT C. (10 My Lord, as indicated in my Further Particulars I intended applying for an amendment of the indictment as indicated on page 4, paragraph 12 of my Further Particulars, and I now ask for the amendment as set out therein.

COURT: Have you any objection to the amendment?

MR. WENTZEL: There is no objection.

COURT: That amendment is allowed. Is that all?

MR. ENGELBRECHT: That is all, My Lord.

COURT: Put the indictment

INDICTMENT IS PUT TO THE ACCUSED.

(20

ACCUSED: I have received the charges.

ACCUSED IS ASKED WHETHER HE HAS READ THE CHARGES.

ACCUSED: I have, My Lord.

ACCUSED IS ASKED WHAT HE PLEADS ON THE FIRST COUNT.

ACCUSED: I plead not guilty to all the charges, My Lord.

COURT: The Accused may be seated during the course of the trial.

ACCUSED: Thank you, My Lord.

MR. WENTZEL ADDRESSES COURT: My Lord, in terms of Section 115, the

Accused has prepared and signed a statement which I want to hand to hand to Your Lordship My Lord, the statement is in manuscript and (30 a copy will be typed and made available. The manuscript is legible but/..

but perhaps if I were to read it. It is a statement by the Accused in terms of Section 115.

"The Accused admits:

1. That the objects of the African National Congress include the use of violence against the Government of the Republic of South Africa in order to overthrow it.
2. That the African National Congress has been declared an unlawful organisation as alleged in the preamble to the Indictment. (10
3. That the Accused returned to South Africa at the end of July, 1979, in order to do research into the economic history of the South African Coal Industry since the Second World War.
4. In the course of and in connection with that research -

(a) during or about the 19th to the 20th of September, 1979, he visited power stations at Duvha and Kriel and an opencast coal mine and inspected these power stations and the mine and obtained information concerning them; (20

(b) that he visited the library of Escom at Megawatt Park.

5. That he was in possession of the two drawings mentioned in Count 7.

6. That he was arrested on the 23rd of October, 1979."

My Lord, I beg to hand that to Your Lordship.

BY THE COURT: Yes, I take note of this. (30

MR. ENGELBRECHT: That will be EXHIBIT D, My Lord. My Lord, I call Cornelius/..

Cornelius Janse Uys. Sy getuienis sal in Afrikaans wees, U Edele.

CORNELIUS JANSE UYS, verklaar onder eed:

ONDERVRAGING DEUR MNR. ENGELBRECHT: Mnr. Uys, u is werksaam by die Elektrisiteitsvoorsieningskommissie en u is gestasioneer te Megawatt Park? -- Dit is korrek, U Edele.

In watter hoedanigheid is u daar in diens van Evmom? --
As skakelbeampte.

En as 'n persoon die gebou daar wil besoek, wie moet hy nader vir toestemming? -- Hy kan twee organisasies nader, U Edele, hy kan myself nader of hy kan die Sekerheidseksie nader. (10)

En het u in Augustus 'n versoek ontvang per brief van die sekere dr. Christie? -- Ja, U Edele.

DEUR DIE HOF: In Augustus, watter jaar? -- 1979.

MNR. ENGELBRECHT: Sal u kyk na hierdie brief, BEWYSSTUK E, U Edele. -- Dit is die brief wat ek ontvang het, U Edele.

En wat was die versoek, sal u net vir Sy Edele kortliks sê wat was die versoek? -- Dr. Renfrew Christie U Edele, het kortliks versoek dat hy gebruik mag maak van Evmom se biblioteek, aangesien hy besig was om 'n boek voor te berei in verband met die gebruik van steenkool in Suid-Afrika en dit was 'n opvolgwerk oor 'n vorige tesis wat hy geskrywe het waardeur hy die graad Doctor Philosophiae aan die Universiteit van Oxford ontvang het. (20)

Hou dit maar daar by u. -- Ek dank u.

En wat was u reaksie op ontvangs van hierdie brief, versoek? -- My reaksie was positief, ek het teruggeskrywe aan dr. Christie.

En was daar toe korrespondensie kortliks wat u gevoer het met dr. Christie? -- Kortliks het ons vir hom gesê dat ons graag vir hom die toegang sal gee, en hom sal help met sy studie vir hierdie boek.

En - maar het u hom gesê watter plekke hy mag besoek? -- Ja (30
ons het reëlins getref vir besoeke aan Megawatt Park en aan twee kragstasies/..

kragstasies.

Watter kragstasies? -- As ek dit reg onthou, was dit Kriel en Duvha gewees.

En was daar enige iets dat hy 'n myn kon besoek? -- Die myne behoort nie aan ons nie, dit het ons nie vir hom gereël nie.

Nie vir hom gereël nie. Nou, het dr. Christie toe by Megawatt Park opgedaag? -- Ja, hy het, U Edele.

Kan u nog onthou wanneer dit was? -- Ek het 'n idee dit was òf laat in Augustus òf vroeg in September van verlede jaar. Ek kan nie die presiese datum onthou nie. (10)

En watter reëlins is toe getref met sy besoek daar aan Megawatt Park? -- Wel, eerstens het ons ontmoet en toe het ek hom na die biblioteek afgestuur en hom in kennis gestel dat ons reëlins getref het vir sy besoeke aan die twee kragstasies.

Wat is die reëlins by Megawatt Park, mag 'n besoeker vryelik rondbeweeg in die gebou? -- Nee, die reëling is dat 'n besoeker ten alle tye deur 'n werknemer van Evkom vergesel moet wees.

En wat was die reëlins ten opsigte van sy besoek aan die biblioteek van Megawatt Park? -- Die reëling was basies dat hy na die biblioteek toe geneem is U Edele en daar mag werk en in- (20) dien hy dan in die gebou sou wil rondgaan, iemand anders hom sou moes vergesel.

En wat was die reëlins wat ten opsigte van sy toegang tot die boeke, dokumente en u, wat in die biblioteek gehou word? -- Wat my aanbetref, het hy vrye toegang gehad.

En het u dr. Christie weer daarna gesien, na die eerste..? -- Ek het dr. Christie weer daarna gesien.

Wanneer was dit? -- Dit was so twee of drie dae daarna gewees. En ons het - hy het net kom dankie sê vir die gebruik van die biblioteek. (30)

U het nie meer verder met hom onderhandel oor hierdie - sy besoeke/..

besoeke? -- Ons het nie verder met hom onderhandel nie.

Mnr. Uys, ek wil u 'n sekere plan toon, U Edele, geen afskrifte is van hierdie plan gemaak nie. Sal u net daarna kyk? Dit sal wees BEWYSSTUK F, U Edele. Ken u daardie plan? --- Ek ken die plan, U Edele.

Wat is die plan? -- Dit is 'n basiese uitleg van die Koeberg Kernkragsentrale.

En weet u of Evkom daar in Megawatt Park, in besit was van afskrifte van hierdie plan, afskrif of afskrifte? -- Ek is bewus van afskrifte van hierdie plan, U Edele. 10

Weet u uit u persoonlike waar u plan gehou is? -- Ek weet dat hierdie plan in die kernkrag seksie in Megawatt Park gehou moet word.

Moet word, maar u weet nie spesifiek waar dit gehou is nie? -- Dit weet ek nie.

En sou enigiemand die reg hê, mnr. Uys. om hierdie plan uit Megawatt Park te verwyder? -- Ek sou sê nee, U Edele.

Mnr. Uys, sal u na hierdie verslag kyk? BEWYSSTUK G, U Edele. -- Ek ken die verslag, U Edele.

Watter verslag is dit, as u net miskien die opskrif daar sal 20 lees. -- Dit is 'n verslag in Engels, betitel "Public Reaction to the Introduction of Nuclear Power and the Influence of Public Relations Techniques: Report on an Overseas Study Tour by D.C.R. Hurlin" My Lord, and Mr. Hurlin at this time was in the employment of the Atomic Energy Board.

En is hierdie verslag geklassifiseer? -- Op die buitekant van hierdie verslag U Edele, verskyn die Engelse woord "Restricted".

Weet u miskien wat dit beteken, as 'n verslag of enige dokument geklassifiseer word as "Beperk". -- Myns insiens sou dit meen dat die sirkulasie van so 'n dokument beperk moet wees, en nie (30) vryelik beskikbaar moet wees nie.

En/..

En as iemand soos dr. Christie navorsingswerk doen oor steenkool sou u hom magtiging gegee het om na hierdie verslag te kyk? -- Ek sou nie, want ek sou eers vir die Raad op Atoomkrag daardie magtiging gevra het.

Weet u waar hierdie verslag gehou is? -- (Mnr. Engelbrecht gaan voort).

In Megawatt Park? -- Ek weet nie waar die verslag gehou is nie.

Weet u vir wie hierdie verslag eintlik opgestel was, was dit vir Evkom of vir..? -- Ek was toentertyd nie in my huidige pos (10 nie.

O, u weet nie eintlik? -- So ek kan - weet nie.

Het ek dit al gemerk? Geen verdere vrae, U Edele.

KRUISONDERVRAGING DEUR MNR. KUNY: Mnr. Uys, mag ek my vrae aan u in Engels stel? -- Gerus.

Mr. Uys, you have referred to a letter of the 13th of August, in which the Accused asked for permission? -- That is correct, Sir.

You had other correspondence with him relating to his visits to the library and the power station? -- That is so, Sir. (20

There was a letter dated the 21st of August, 1979 which you wrote to him, do you have the copy of that letter? -- I do not have a copy here My Lord.

If I may just read it into the record while the letter is being sought.

"Re: Visit to Power Station.

Dear Dr. Christie,

Thank you for your letter dated 13th of August, 1979. You are welcome to visit

some of our power stations, and arrangements can be made at short notice. It is suggested

that/.. (30

that you spend a day at Kriel Power Station and the next day at either Duvha or Matla. Should you wish to visit the mining companies concerned this division will approach them on your behalf."

-- Yes.

You recall that letter? -- I do indeed.

And then on the 27th of August, Dr. Christie replied to you:-

"Many thanks for your letter DC.100 of 21st August, 1979. I look forward to visiting Kriel and Matla Power Stations together with their coal mines and it is good of you to agree to arrange this at short notice. I look forward to meeting you in September. I shall telephone to arrange the exact date.

(10

Yours sincerely."

Do you recall that? -- I do.

And then subsequently, there was a handwritten note, from Dr. Christie to you, dated the 12th of September, I do not know whether you recall that? -- I do, indeed.

(20

Reading as follows:-

"Dear Mr. Uys,

Forgive the paper, it is all I have to hand.

1. Your library has much useful material on coal for my S.A. Coal History. If that is in order, I envisage spending several weeks in the library.

2. Do you have back copies of Megawatt which I might have or buy? It is a very useful basic source and if I could get

(30

back/..

back copies from its inception, I would be most grateful or at least the last year.

3. May I subscribe to Megawatt to my U.C.T. address?

4. May I subscribe to Energy in Perspective and have back copies of that, too?

5. If there is a charge for any of the above, I would happily pay for it.

6. Many thanks for your willing co-operation and help. (10

Yours sincerely,

(Sgd.) Renfrew Christie."

-- I did receive that from him, yes.

Yes. And do you know whether any of these documents that he asked for, were made available to him? Copies of Megawatt..?

-- Yes, indeed, he was put onto the mailing list.

And Energy in Perspective and so on? -- That is correct.

These are all documents which are freely available? -- They are, yes. (20

Now, you say that you had contact with him when he came to the library? -- Yes.

Was that much contact or did you just see him initially and thereafter leave him to other officials to deal with? -- Yes, I think it was a case of Dr. Christie just announcing himself and the two of us meeting.

Yes. -- Having a short discussion and then he was assigned to somebody else who took him down to the library.

And there he had access to whatever documentation he needed in connection with his researches? -- To my knowledge, yes. (30

Yes. You were aware of the fact that he had written this

thesis/..

thesis in regard to the question of electrification in South Africa? -- I was aware of the fact, I had not seen the thesis at the time I received his letter but I was aware of it.

And that in connection with that thesis, facilities had been made available to him by Escom? -- In 1976, yes.

And that in return for this a copy of his thesis had in fact been furnished to the Escom library? -- I believe so, yes.

And I take it is in the Escom library? -- I believe so, I have not seen it, I believe it is there, though.

It is a very large and authoritative work on the question of (10) electrification in South Africa from 1905 until 1945 I think? -- I have not read it, My Lord.

You have seen it though, have you? -- I have seen it and I am aware of its existence.

Yes. Now, you speak about the plan, EXHIBIT F, as being in the Atomic Energy section of the library, is that what you said? -- No, Sir, I said it was in the Nuclear Section which is entirely different.

The Nuclear Section? -- The Nuclear Section. It is an Engineering Section in the organisation. (20)

I see. And is that simply in the organisation in the library itself? -- No, Sir it is outside the library, it is in a different department.

I see. That is a section to which he would also have had access? -- He would not have had access to that section.

Unless taken there by an employee? -- Unless taken there by an employee and unless he had a security clearance.

I see. And the other document, the EXHIBIT G? -- I have no knowledge as to the physical whereabouts of that document, where it was kept. I had a personal copy and I still have a personal copy of that document. (30)

Yes/..

Yes. You talk about it as being a "Restricted" document. Restricted in what sense? -- I think I must say that it was restricted in 1970, if I remember the date correctly and then it was probably restricted for use within organisations such as the Atomic Energy Board and the Electricity Supply Commission.

You say "probably", are you not sure about this? -- I am not sure, Sir.

So you are not sure of the extent of the restriction of this document? -- That I am not sure of, correct.

When did you last see it or have you last seen it? -- I saw (10 the document this morning the first time again after many years.

I see. -PAUSE-. If Your Lordship will bear with us. The document which we have, contains in the - inside the front cover a card which is headed: "PAM.934" that appears to be a library reference? -- Yes.

Would you be able to comment on that? -- I do not know what the PAM stands for, it could stand for "Production Asset Manager" which is a department outside my own, Sir.

I see. And there is a page which appears to have been left blank, I do not know whether that has any significance? Could (20 you comment on that? Page PIN.83 BR.12. That is..(witness intervenes). -- I think if you read the previous page, it logically goes on to the next if I am correct.

In other words, there is nothing been left out? -- Not to my knowledge, no.

No. Is it not a Section 12, which has been completely omitted, for any particular reason? -- I cannot remember the document all that well, Sir. But I seem to remember reading it that the one followed logically on the other.

Yes. I just want to get back to the correspondence: There (30 was a letter I omitted to mention. On the 15th of October, after

Dr. Christie had been to the various power stations, he wrote a letter of thanks to you. -- Yes.

You recall that letter? -- I think I do, yes.

Dated the 15th of October, perhaps I can read it, it is fairly short:-

"Dear Mr. Uys,

This is to thank you for all your friendship and help in my recent research trip to the Transvaal. I enjoyed meeting you and discussing the minor joys of France. You were most helpful in making my research a success and I found my time in the Escom library and power stations very productive. I was particularly impressed with Mr. Johan van den Berg of Duvha Power Station, not only on account of the assistance he gave me in showing me the construction works but also on account of the total mastery he obviously has over that entire vast project. I was most impressed. I found the library a most useful one once more and the library staff as co-operative as ever. I expect to approach you once more some time in the New Year to spend a further period in the library for additional work on coal and electricity but I will write on that again. (10 (20

For the moment my thanks to you, to Escom and to all those Escom officials who helped me in my work.

With best wishes,

Yours sincerely."

-- I recall the letter, yes. (30

And generally, Mr. Uys, are you in a position to comment on the/..

the nature of the research into coal that Dr. Christie was doing? -- No, Sir.

That it was fairly unique and could have proved very valuable research into the field? -- As a layman I would say it would not have been all that unique because a lot of work had been done on coal.

H-m-m-. -- Fairly recently as well, coal was described in the Petrick Report, very thoroughly.

Yes. But your experience of Dr. Christie I take it you will agree that he was a very, very thorough researcher? -- I got that impression, yes. (10

One other thing, Mr. Uys, in regard to this Report of the Atomic Energy Board, it seems that Section 12 has been omitted from the Report and that that is the portion of the Report which would be classified or would have been classified as "Restricted" and for that reason has been omitted, from here. -- I cannot comment on that, Sir.

Are you in a position to comment on that? No. No further questions, thank you.

BY THE COURT: Re-examination? (20

RE-EXAMINATION BY MR. ENGELBRECHT: Mnr. Uys, u het gesê dat dr. Christie 'n veiligheidsklaring moes gehad het as hy na die kern-afdeling wou gegaan het? -- Dit is korrek, U Edele.

Tot u wete, het u so 'n klaring gehad? -- Ek is nie bewus van een nie, Edele.

En as hy - daar ene was, sou u bewus gewees het van hom of nie? -- Ek sou ten minste gevra het of hy ene gehad het voordat hy daar toegelaat sou gewees het.

Geen verdere vrae nie.

DEUR DIE HOF: Dankie, mnr. Uys, u kan maar gaan. (30

GEEN VERDERE VRAE.

MNR. ENGELBRECHT ROEP MEV. WUCHERPHENNIG.

MNR. ENGELBRECHT: U Edele, kan mnr. Uys verskoon word? Indien nodig sal hy op kort kennisgewing weer kan kom?

DEUR DIE HOF: Mnr. Uys word verskoon.

SUSANNA MARIA MAGDALENA WUCHERPHENNIG, verklaar onder eed:

ONDERVRAGING DEUR MNR. ENGELBRECHT: Mevrou, u is werksaam by Ewkom, te Megawatt Park, as die Adjunk-biblioteekaresse? -- Dit is reg.

En in dié hoedanigheid, het u vir die Beskuldigde daar gesien in die biblioteek? -- Ja. (10

Wanneer was dit? -- Die 12de September.

En wie het hom soontoe gebring? -- 'n Dame van die Skakelafdeling het hom gebring en aan een van my personeellede voorgestel en dié het hom na my toe gebring en hom weer aan my voorgestel en ek het hom na my Inligtingsbeampte toe geneem.

En het hy miskien vir u gesê wat hy daar wou gehad het? -- Navorsing op steenkool, want hy sou 'n boek skryf.

En kon hy toe gebruik maak van die biblioteek? -- Van die hele biblioteek, ja. Ons het hom toegang gegee tot die biblioteek.

En mevrou, weet u miskien vir hoe lank hy daar in die biblio- (20 teek gewerk het? -- Vier dae.

Was dit vier agtereenvolgende dae? -- Ja.

Het u gesien wat hy daar gedoen het? -- Nee, nie spesifiek nie, ek weet waar hy gekyk het en dat hy fotostatiese afskrifte geneem het.

Fotostatiese afskrifte waarvan? -- Van alles wat hy bestudeer het.

U weet nie spesifiek van waarvan hy afskrifte gemaak het nie? -- Nee, nee.

Was hy toegelaat om dit te doen? -- Ja. (30

Nou, mevrou, as u kyk na BEWYSSTUK G, was u bewus dat so 'n

verslag in die biblioteek is? -- Ja, dit word gehou in ons bokse waar al die pamflette gehou word.

En was hy ook toegelaat om hierdie verslag te sien? -- Ja. Hy het al hierdie pamflet-bokse deurgegaan.

En as u sien dit is gemerk "Restricted" was dit nie enigsins..? -- Dié goed is geklassifiseer voordat ek daar werksaam was. So ek weet nie hoekom 'n "Restricted" pamflet in 'n doos was nie, maar nou word hulle almal in die brandkluis gehou.

Nou word hulle almal in die brandkluis..en as u kyk na BEWYSSTUK F, dit is die plan, was u bewus dat daar so 'n plan in (10 daardie biblioteek is? -- Nee. Nee, definitief nie.

Mevrou, nou op die 29ste Oktober 1979, het u - het luitenant Greyling u daardie dag gespreek? -- Ja.

En het hy u enige iets aan u getoon of u enige iets aan hom getoon op daardie dag? -- Nee, hy het daardie pamflet aan my getoon wat ek wel geëien het as 'n pamflet of 'n afskrif van daardie pamflet.

Sal u kyk na afskrif, BEWYSSTUK H. Is dit die afskrif? -- Dit is hy, ja. Dit is reg.

Dit is - mevrou, sal u net daarna kyk - dit is 'n afskrif (20 van BEWYSSTUK G. -- Afskrif van daardie.

'n Fotostatiese afskrif. --- Ja, dit is reg.

Sal u kyk na die inhoudsopgawe van die oorspronklike afskrif en ook na die inhoudsopgawe van die fotostatiese afskrif. Is dit presies dieselfde? -- Ja, behalwe dat Evkom se stempel onder afgesny is.

Vanwaar is hy afgesny, van die fotostatiese afskrif? -- Van die fotostatiese afskrif, ja.

En mevrou, verskyn die voorblad van hierdie verslag op daardie genoemde fotostatiese afskrif? -- Nee, nie op die (30 fotostatiese afskrif nie.

Nou, mevrou op die 30ste Oktober, 1979 was luitenant Greyling weer by u by die biblioteek in Evkom? -- Ja.

En wat het toe op daardie dag gebeur? -- Toe het hy my die kaart gewys maar dit..(onvoltooid).

Is dit hierdie kaart, BEWYSSTUK J, Edele? Is dit BEWYSSTUK J? -- Ja.

En is dit dieselfde as BEWYSSTUK F. -- Ja, dit is net 'n afskrif daarvan.

Weet u waar luitenant Greyling hierdie BEWYSSTUK J vandaan gekry het? -- Ek verstaan in die biblioteek. 10

Nee, maar was u by toe hy dit gekry het, waar het u..(tussenbei). -- Ja, die een het - ja. Ja, ek was by. Hy het my geneem na die rak agter waar die kernnavorsing boeke is en daar het hy die een daaruit gehaal.

Waar was dit, was dit oopgelê, of..? -- Ja, dit is op 'n oop rak.

Was dit alleen daar of tussen ander dokumente? -- Nee, tussen ander dokumente.

Tussen ander dokumente. Was u bewus dat hierdie plan daar in die biblioteek was? -- Nee. (20

En mevrou het u op daardie selfde dag hierdie afskrif aan hom oorhandig, BEWYSSTUK G, dit is die oorspronklike? -- Ja.

Waar was dit? -- Dit was in die boks volgens die nommerorde. Mevrou, het enigiemand die reg gehad om hierdie plan uit die biblioteek te verwyder? -- Nee.

Dit was die eiendom van Evkom? -- Ja.

Geen verdere vrae, Edele.

KRUISONDERVRAGING DEUR MNR. KUNY: Mevrou, ek wil net 'n bietjie 'n verduideliking kry oor hierdie biblioteek. Hierdie bokse waarin die pamflette was, dit was in die algemene afdeling van die biblioteek? -- Ja, op die oop rakke. (30

En/..

En ook daardie rak waarop hierdie plan BEWYSSTUK J gevind was? -- Ja.

Ook in die algemene afdeling van die biblioteek. So ek verstaan dit is agter in die biblioteek. -- Dit is reg.

Maar in die algemene afdeling. -- Dit is reg maar dit is oop op die algemene - in die algemene..(tussenbei).

Waarna hy toegang gehad het. -- Ja.

En u sê hy was ook geregtig om fotostatiese afskrifte te maak van enige dokumente wat hy wou gebruik? -- Oor steenkool, ja. (10)

Wie het hom daardie - wie het hom toestemming gegee om fotostatiese afskrifte te maak? Was dit uself of iemand anders in die biblioteek? -- Enige persoon wat navorsing doen by ons en op die oop rakke gebruik mag fotostatiese afskrifte maak vir sy doel vir sy studie.

Ja. Your Lordship will bear with me. Geen verdere vrae nie.

HERONDERVRAGING DEUR MNR. ENGELBRECHT: Geen vrae.

GEEN VERDERE VRAE.

GETUIE STAAN AF, EN WORD VERSKOOEN VAN

VERDERE BYWONING. (20

MNR. SWANEPOEL ROEP MNR. VAN DER BERG.

JOHAN PIETER VAN DER BERG, verklaar onder eed:

ONDERVRAGING DEUR MNR. SWANEPOEL: Mnr. van der Berg, is dit korrek u is 'n konstruksie terreinbestuurder te Duvha Kragssentrale, in die omgewing van Witbank? -- Ja.

Is dit ook korrek dat dr. Christie, die beskuldigde, op 19 September verlede jaar 'n besoek aan Duvha Kragssentrale gebring het, nadat daar vooraf reëlings getref is? -- Dis reg.

Op dié betrokke dag, het u hom daar gespreek? -- Ek het hom te woord gestaan, ja. (30

Kan u in kort aan die Hof verduidelik wat dié dag daar plaasgevind/..

plaasgevind het tussen u en dr. Christie? -- Dr. Christie het soos afgespreek my die oggend besoek. Hy het my in my kantoor gevind waar ek hom te word gestaan het. Ons het na 'n koppie tee 'n bietjie gesels in die algemeen oor Duvha Kragssentrale en sy opset. Mnr. Christie het sekere vrae aan my gestel met betrekking tot die kragssentrale se opset spesifiek.

Kan u net 'n bietjie stadiger gaan asseblief? -- Jammer. Nadat hy aan my gesê het dat hy besig is met 'n ondersoek of 'n navorsing in verband met die koolbedryf in Suidelike-Afrika. Hy het ook aan my genoem dat hy 'n doktorstesis geskryf het met (10 betrekking tot die energiegeskiedenis van Suid-Afrika. Ons het na verdere gesprek in my kantoor vertrek met my motor na die kragssentrale en die buite aanleg van die kragssentrale binne die veiligheidsomheining besoek.

Kan u net 'n bietjie stadiger gaan daar? -- Jammer.

Ja? -- Waarna ons toe ook die kragssentrale self besoek het. Daarna het ons na ete gegaan waarna mnr. Christie vertrek het na Kriel Kragssentrale.

Nou tydens die gesprek in u kantoor, het u gesê dr. Christie het ook aan u vrae gevra? -- Dit is reg. (20

U het hom inligting verstrek omtrent die kragstasie? -- Ek het so gemaak Edele.

Weet u of hy notas gemaak het terwyl hy met u gepraat het? -- Daar was notas gemaak terwyl hy met my gepraat het beide in die kantoor en buite.

Ek wil hê u moet net kyk na hierdie dokument, dit sal wees BEWYSSTUK K, U Edele. Die Staat sal op 'n later geleentheid getuienis lei omtrent waar die dokument gevind is. Die Staat sal beweer dit is notas wat gemaak is deur die beskuldigde by die geleentheid van die besoek aan hierdie kragstasie. Het u - (30 herken u daardie notas, kan u sê dat dit die notas is wat dr. Christie/..

Christie gemaak het of nie? -- Ek kan nie onomwonde sê nie.

Goed. -- Maar as ek kyk na die inhoud, dan lyk dit moontlik.

Ja. Edele, ek het 'n afskrif vir U Edele as u wil volg. Ek wil net enkele vrae daaromtrent vra. Mnr. Van der Berg, ek wil net kortliks verwys na sekere van die aantekeninge wat hierop verskyn dan kan u net vir die Hof sê of dit by u 'n klokkie lui of daaromtrent wel gepraat is tussen u en dr. Christie. Dit begin die eerste bladsy op BEWYSSTUK K wordverwys na Barlow Rand, ensovoorts. As u verder gaan na "stockpile, six months ahead", ensovoorts. Kan u net aan die Hof verduidelik: Dra u kennis dat so- (10 iets bespreek was, en wat dit wel beteken? -- Die kooltoevoer na die kragentrale was wel bespreek, en hierdie stukkie gaan basies oor die kooltoevoer na die kragentrale. Ek kan nie onthou welke vrae my gevra is deur dr. Christie en welke inligting ek wel aan hom vrywillig gegee het nie.

Ja, uit u eie. -- Maar die inligting wat hierin weergee is is basies - het basies betrekking op die kooltoevoer na die kragentrale as sulks.

Goed. Hierdie nota: "Twelve days' supply", weet u waarop dit betrekking het of daaromtrent gepraat was? --- Ons het by die (20 kragentrale kool bergvlakke, dit is die "staves" waarna verwys word, wat 'n buffer toevoer tussen die myn en die kragentrale self is wat ongeveer 12 dae se toevoer aan die kragentrale kan gee.

Wat bedoel u "dit is 'n buffer toevoer"? -- Indien daar 'n onderbreking in die myn om een of ander rede om watter rede welk ookal, plaasvind dan is daar 'n kool berghoop of in die bakke self binne die kragentrale omheining wat ons dan kan gebruik as 'n toevoer na die kragentrale om nie ons kragtoevoer te onderbreek nie.

En dit is genoeg vir 12 dae. -- Dit is genoeg vir 12 dae. (30 Was dit gesê aan dr. Christie? -- Heelwaarskynlik, ja.

Dan/..

V Dan die volgende paragraaf, ek dink ons kan dit daar laat. Dan die derde paragraaf op BEWYSSTUK K verwys na "water". Water, daar is 'n aantekening daaromtrent. Weet u of daar gepraat was omtrent water en wat daar gepraat was? -- Ek kan nie in detail onthou nie ek sou skat dat ons gepraat het oor waar die kragentrale se watertoevoer vandaan kom. Dit is inligting wat ek normaalweg sal gee aan besoekers en dit is dat die water gepomp word vanaf die Komatierivierskema.

Dan die volgende paragraaf verwys na die ketels "once through boilers, no storage drum", dan verwys daar ook na "But no buffer". Kan u onthou dat daar hieroor 'n gesprek was en wat die presiese aard daarvan eintlik was? -- Ja, die aard van die gesprek in daardie stadium was dat ons nog gepraat het oor die tipes ketels wat gebruik word vir stoomopwekking in die kragentrale te Duvha. Die kragentrale gebruik hierdie ketels wat genoem word "once through boilers" en hulle is redelik uniek in Suid-Afrika en daarom heelwaarskynlik 'n punt van bespreking met enige iemand wat 'n belangstelling in Duvha het.

Kan u sê hoekom u noem dat dit redelik uniek is? -- Daar is slegs een keer tevore by een kragentrale in Suid-Afrika van dié tipe ketel gebruik gemaak. Die ketel het nie 'n trom nie of waar water in gestoor word nie met die gevolg is dat hy deurentyd gevoer word met water.

So as die water..(mnr. Kuny kom tussenbei).

MNR. KUNY: U Edele, mag ek verskoon word. Ek verstaan die Beskuldigde kan nie die getuie hoor nie, kan hy 'n bietjie harder praat asseblief?

DEUR DIE HOF: Ja, mnr. Van der Berg die Beskuldigde is 'n hele entjie van u, dit is omtrent 25 meter, sal u duidelik en hard praat dat hy dit alles kan hoor. -- Seker, Edele.

Is daar enige gedeelte wat nie gehoor is nie? Goed gaan dan voort/..

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(20

(30

voort maar let op wat ek gesê het. -- Seker.

Goed.

MNR. SWANEPOEL: Wat sou die effek wees as die watertoevoer afgesny word na Duvha Kragstasie op die ketels? -- Die situasie is tweërlei van aard wat betref die toevoer na die kragentrale toe as sulks het ons reservoires waar ons 'n noodtoevoer wel kan gebruik en dit behoort ons ongeveer in die omgewing van 20 dae se gebruik te gee. Dit is 'n skatting, ek is nie seker van die 20 dae nie. Maar wat betref die toevoer na die ketel toe as sulks dit is binne in die kragentrale is dit so dat ons beskerming⁽¹⁰⁾ ingebou het wat binne 12 sekondes na die toevoer afgesluit is, die ketel moet klink dat hy daarsonder nie kan werk nie.

So hy sluit af dan? -- Hy sluit af.

Dan verder is daar 'n nota aangaande turbines. Was daar wel ook gepraat oor turbines? -- Ja, die nota in verband met die turbines is basies maar net 'n nota wat sê watter tipe turbines gebruik word, ek heg nie enige waarde spesifiek daaraan nie want daar is net twee tipes turbines, dit is 'n reaksie en 'n impuls turbine, en dié is maar net 'n kombinasie van die twee.

Daar is ook verwys na "pipe ash", kan u dit onthou? U hoef (20 nie daarna - verder in te gaan nie. Kan u onthou dat daaroor ook bespreek was? -- Moontlik, ek kan nie onthou definitief nie.

Dan is hier verder notas oor die kraan wat u daar gebruik die hyskraan ons kan dit oorslaan. Ek wil u net na 'n enkele ander aspek toe vra. Op die volgende bladsy ongeveer die middel is daar: "generate at 22 kilovolt". -- Kilovolt.

Het u besonderhede hieroor gegee oor die ontwikkeling van krag? -- Heelwaarskynlik ja, ons ontwikkel teen 22 Kv's.

Goed. Dan "100% standby feed-pumps". Was dit bespreek? En kan u net sê wat dit is? -- Ja, die punt hang nou saam met (30 die ketels se bedryf. Daar is voerpompe wat die water na die

ketel/..

ketel toe voer. Ek het genoem dat daar beide statutêre en uit die aard van die ketelself, dit noodsaaklik is dat ons 'n honderd persent bystand toevoer het ingeval van 'n faal van die ketelse toevoer water.

Goed. Is dit aan dr. Christie gesê of gewys waar hierdie voerpompe is? -- Ja.

Dan handel dit oor veiligheidsaspekte lyk dit my. Dan wil ek u weer vra, heelonder aan die bladsy oor "battery stand-by". Is dit bespreek? -- Ja, ek dink dit is heelwaarskynlik in antwoord op 'n vraag dat ek geantwoord het dat in die geval van kragafbreking (10 van die kragentrale ons batterytoevoere het wat ons in noodtoestande kan help om die eenhede weer op vrag te kry.

Op die volgende bladsy aangaande die beheer, was dit bespreek? "Control is all solid State" ensovoorts? -- Ek kan nie die detail van die bespreking onthou nie maar dat daar wel bespreking oor die beheer was, is so.

Dan die volgende paragraaf: "Turbine mostly imported". Kan u dit onthou? -- Ja, ek dink die gesprek het op daardie stadium binne in die kragentrale plaasgevind, en dr. Christie het uitgevra oor waar die onderdele vir die kragentrale vandaan kom. Op dié (20 stadium met spesifieke verwysing na die turbine, waarop ek geantwoord het dat meeste van die dele van die turbine as sulks ingevoer word.

Kan die turbines - of word die turbines in Suid-Afrika vervaardig of is ons aangewese op invoer vir die turbines? -- Ons is aangewese op invoer.

Dan is daar die nota: "Generator GEC U.K.". Kan u sê wat dit is? -- Die tipe turbine generator wat ons gebruik is die GEC tipe wat ingevoer word van die Verenigde Koninkryk af. Ek sal dink dit verwys daarna.

Weet u of dit genoem of bespreek was dat dit ook ingevoer (30 word of nie? -- Ja, ek dink dit is in een asem saam met die turbine/..

turbine gencem ditvorm een eenheid.

Word die generators in Suid-Afrika ook vervaardig of is ons ook aangewese op invoer daarvoor? -- Ook nie, vir daardie grootte is ons aangewese op invoer.

Dan is hier 'n volgende aantekening oor "Seafarer". Kan u enige iets daaromtrent onthou? -- Wel, ek dink ek het genoem op daardie stadium as interessantheid meer as iets anders dat met die geval van die sink van die "Seafarer" aan die Kaapse kus, op 'n vorige kragentrale meeste van die kontrakteure materiaal op hierdie ramp verloor het, en dit was sodanig dat as jy al die materiaal (10 op die boot moes vat, dan kon jy twee kragentrales gebou het. Basies maar net 'n grap verwysing.

En dan verwys hy ook daar "most heavy loads Richard's Bay". Kan u onthou waaroor dit gaan? -- Ja, meeste van die vragte vir Duvha Kragentrale, die swaar vragte, word via Richard's Baai ingevoer en ek dink dit was op antwoord van 'n vraag in daardie rigting gewees.

Wat u dit aan hom gemeld het? -- Ja.

Dan is daar besonderhede oor die ketelhuis waaroor ek nie vir u sal vra nie. Dan heelonder aan daardie bladsy, diy lyk my (20 na "boiler tubes" en dan - ek weet nie of u dit kan lees nie? -- Ja, ek weet nie wat die laaste deel daarvan meen nie, ek kan raai dat dit staan vir "Germany". Meeste van ons ketel stoompype word ingevoer vanaf Duitsland. Ek neem aan dit is waarna dit verwys.

Kan u onthou of u dit wel gemeld het? -- Dit sou ook gemeld gewees het in dieselfde trant as die turbines se invoer deel.

Dankie, Edele, ek het nie verder vrae omtrent BEWYSSTUK K nie. Mnr. Van der Berg, het u aan die Beskuldigde enige brosjures of ander inligting gegee? -- Ja, ons het 'n inligtingsbrosjure van Duvha spesifiek en ek het dit aan hom gegee. (30

Is dit so 'n..? -- Dit is die brosjure.

BEWYSSTUK L, U Edele. Ek dink u het reeds gesê dat dr.

Christie aan u gemeld het wat sy doel van sy besoek was aan die kragstasie? -- Ja.

Wat was u indruk omtrent sy - die vrae wat hy gevra het en omtrent sy kennis van die situasie? -- Uit die aard van sy opleiding was ek nogal verbaas oor sy diep tegniese kennis van die kragentrale. Die vrae wat hy gevra het, is dieselfde tipe vrae wat ek sou verwag van 'n tegniese persoon wat die kragentrale besoek.

Ek het nie verdere vrae nie, Edele.

KRUISONDERVRAGING DEUR MNR. KUNY: Geen vrae.

(10

HERONDERVRAGING DEUR MNR. SWANEPOEL: Geen vrae.

GEEN VERDERE VRAE.

GETUIE STAAN AF, EN WORD VERSKOOON VAN VERDERE BYWONING.

MNR. SWANEPOEL ROEP CHRISTOPHER ARTHUR HARRISON BROWN.

CHRISTOPHER ARTHUR HARRISON BROWN, sworn states:

EXAMINATION BY MR. SWANEPOEL: Mr. Brown is it correct that at the moment you are the Power Station Manager of Matla Power Station? -- That is correct.

And during last year you were the Manager of Kriel Power Station? -- No, I was the Resources Superintendent at Kriel Power Station. (20

Oh, yes. Now, is it correct that on the 19th of September last year the Accused, Dr. Christie visited you at Kriel Power Station after arrangements had been made previously? -- That is correct.

Will you please tell the Court what happened on this day when Dr. Christie visited you? -- He arrived at about a quarter past three in the afternoon. We discussed in the Power Station Superintendent's office details of the power station, coal consumptions, and matters related to a power station in general. (30

Yes. And then after that? -- After that he - on that same afternoon/..

afternoon?

Yes. -- He left at about 4 o'clock. He departed to the Kriel township where accommodation had been arranged for him and he then returned to the power station at about half-past ten the following day.

Yes, and on that day? -- We had further discussions in the office and I then took him on a tour of the power station plant and that tour lasted until lunch-time.

And after lunch? -- After lunch we went to the Anglo Power Colliery where a tour had been arranged. We had a short (10 lecture by a mine official and a tour of the opencast section of that mine and at about 4 o'clock in the afternoon Dr. Christie left the mine.

That is the mine that we refer to as Amcoal? -- Amcoal that is correct, yes.

Now, while you had the discussions with Dr. Christie and while you took him around the power station did he make notes? -- While we were having the discussions yes, he took notes.

I want you to please refer to EXHIBIT K, the fifth page, no I think it is the next one, that's right. Your name should be (20 at the top. It should be at page 5. Yes. My Lord, we will allege that these notes were made by the Accused while he was at the power station.

(To witness): I just want to refer you to some of the notes on this page and to ask you whether you can inform the Court whether these matters were in fact discussed. Firstly there is a reference to the Production Manager, and then other technical data. Was that discussed? -- Yes.

Then a note "on load January 1976" and then also there is reference to certain figures, 1 000, 600 and 400. Was that also (30 discussed? -- Yes.

"Base load" and lower down "problems", etc. Was that all discussed? -- Yes, that is correct.

Then there is a note "Steinmuller, once-through boilers widely used in Germany". Do you know whether that was discussed?

-- Yes, that is correct, it was.

What is the significance of this note? "Steinmuller once through boilers" what does it relate to? -- It relates to the type of boiler used in the power station. At that stage it was the first power station to have used this type of boiler in this country.

Is it a locally manufactured boiler or imported? -- It is (10 built locally but the design is imported.

Then on the next day there - I do not think those notes are of any importance. And then right at the back, the second-last page those notes relate to "hydrogen cooling of generator". Do you know whether that was discussed? -- Yes, it was.

And "40-W and 40-B per shift". Do you know to what that refers? -- This refers to the staffing levels, "40-W" meaning 40 White persons and "40-B" referring to 40 Black persons per shift to operate the power station.

And then a note about "feed-pumps, stand-by". What does that (20 refer to? -- It refers to the electrically driven feed-pumps which supply water for the boiler, the two electrically driven feed-pumps are there for stand-by purposes. And they replace - sorry.

Yes? -- They are on stand-by to replace the steam driven feed pump which is normally used to supply water for the boiler.

And then a note: "Sep. control to each set". Do you know what that refers to? -- This refers to the control of the boiler and turbine unit which is arranged that each unit is controlled separately from its own control desk. (30

Yes. Then there is also reference to a "control system", is that/..

that right? -- That is correct. This refers to the manufacturer of this system which controls the turbine and boiler.

That is Siemen's. -- That is Siemen's, that is correct.

Then "S pan only has output reading" is that the Simmerpan, I think you told me? -- That refers to Simmerpan, National Control.

Yes. Then "one man in turbine side, one man in turbine boiler side", what does that refer to? -- This refers back to the White operation staff in that on the boiler itself the position on the plant and on the turbine there is one White man on each of those areas, the turbine and the boiler. (10)

Then there is a note about "maintenance", was that discussed?

-- Yes, the maintenance staff or arrangements were discussed briefly.

And then "Sep. turbine houses, etc.", do you know what that refers to? -- This refers to the layout of the turbines at Kriel Power Station which is differently arranged to what we term a normal type of power station in that each turbine is housed in its own building.

Yes, and then about the - and the next note: "Kriel six separate little 500 mw". -- Well that is an expansion of the (20) previous note about the turbine house. In other words, because each boiler/turbine unit is separate and self-contained to a large extent it could be, the power station could be viewed as six separate power stations joined together in certain aspects.

And then the last note: "8 Hours bunker at top of boiler" and then something below that that I cannot read. -- "8 Hours bunker at top of boiler" refers to the running coal storage which is located in the boilerhouse itself. The note below is "staves a week" which is the coal storage capacity on site of the coal - in the coal staves. (30)

Thank you. Did you give Dr. Christie any information,

brochures/..

brochures? -- Yes, I offered him a coloured information brochure produced by Escom.

Will you please have a look at this, it will be EXHIBIT M. Do you know whether you gave him this brochure? -- I have some of these in my possession but I do not know whether I gave it to him or whether Amcoal gave it to him, I am not sure.

My Lord, the State will at a later stage lead evidence as to where these brochures were found.

(To witness): Does it contain information about the power station? -- There are brief references to the power station in it, yes. (10

Then we will have a look at another brochure, EXHIBIT N, do you know whether you gave such a brochure or that brochure to Dr. Christie? -- I remember offering him one of these brochures. They are normally kept at the power station for visitors and I cannot honestly say whether he took it from me personally.

Yes. Then I want you to have a look at these two documents, I have marked them EXHIBIT 0.1 and 0.2. Do you know what those documents are? -- Yes, I recognise these as copies of a locally and when I say locally, a brochure produced at the power station for visitors, it was done by ourselves prior to receiving these official brochures. (20

Before receiving that is EXHIBIT N? -- Yes.

Yes. Now these two documents, EXHIBIT 0.1 and 0.2, do you know whether you gave it to Dr. Christie? -- No, I do not remember giving him those.

Those documents appear to be photostatic copies. -- Correct.

Does the original look like that or is it in another form?

-- No, the original brochure that we produced had a plain, paper front page with the heading "Kriel Power Station" typewritten on the front of it. (30

THE COURT ADJOURNS / THE COURT RESUMES.

CHRISTOPHER/..

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