

Was this vehicle alone or were there other vehicles with it, other military vehicles with it? Or let me not use the expression "military vehicles", were there any other police vehicles with it?

CHAIRMAN: If it is convenient we will take the adjournment. Would it be convenient, I do not want to interrupt. If you want to finish this line..?

MR HATTINGH: No, I did not get his reply to my question.

-- I only saw that one vehicle.

CHAIRMAN: We will have on session this afternoon from (10) 15:15 until 16:00 and we will adjourn now until 14:15.

THE COMMISSION ADJOURNS THE COMMISSION RESUMES

JONAS MTHOMBENI, s.u.o. (through interpreter)

EXAMINATION BY MR HATTINGH (CONT.): We were busy discussing the Hippo which you say you saw that evening and you say you saw it again on the Saturday after the night of the incident. -- I believe so, yes, because it also had the - it had similar writing.

But apart from the writing did it resemble the one that you saw the night in question in other respects as well, (20) as far as colour is concerned? -- Yes.

You have probably seen many Hippo's in your life before, have you not? -- Yes.

And you know that some of them are yellow with a blue stripe, some of them are camouflaged and some of them are just a plain darkish green colour. -- Yes, I have seen them.

Yes. Now I want to put it to you that the Casspir with the T2 on it that was in the area on the night in question is a dark green one, it is not a camouflaged one. -- Well, that is what you say. I know of the one I saw. (30)

And /..

And I want to put it to you further that that T2 Casspir that was in the area on the night had no writing on its back doors. -- Is this what you say?

Yes. -- The one I saw had the writing T2.

The police version will be that there was only one T2 Hippo in this area on the night in question and that was the one that was commanded by Sergeant Schlebusch. Sergeant Schlebusch will confirm that the Hippo that he was driving on the night in question was a dark plain green and that it had no writing on its back doors. (10)

CHAIRMAN: I am sorry, could you repeat that for my..?

MR HATTINGH: Sorry, I said driving, that he was commanding, that the Hippo he was commanding; that the Casspir he was the commanding officer on the night in question and it was in the area, I will tell you later at what stage, was a plain dark green Casspir with no writing on its back doors. -- I do not know the Hippo being referred to now but the Hippo that I saw was one with the camouflage colour and with the writing T2.

And Sergeant Schlebusch will also say that his Hippo (20) or his Casspir did have T2 written on it but it was written on the right front side of the vehicle.

CHAIRMAN: Sorry, you meant the front of the right side.

MR HATTINGH: The front of the right side, yes, Mr Chairman. -- I have nothing to say to that. I abide by what I have said.

Mr Chairman, may I request that EXHIBIT 10 be brought closer to me so that I can ask Major Davidson. He received the description of the (intervenes)

CHAIRMAN: Are you able to tell us what colour the T2 (30) was /..

was written in?

MR HATTINGH: Yes, and I put it to you that the colour in which T2 was written was an orange colour, or is an orange colour. It is still there. Mr Chairman, we received a telephonic description of where the number is written and according to that description it would be more or less in the area where the police star appears on the left-hand, the right-hand side of the Casspir shown on 10G.

MR ROSSOUW: Now wait a minute, we have not had a reply to the previous question. (10)

MR HATTINGH: I am sorry, I am sorry, Mr Chairman.

MR ROSSOUW: That it was an orange colour.

CHAIRMAN: Yes, would you like to comment on the fact that, it was put to you that the T2 on Sergeant Schlebusch' Hippo was written as has been put to you on the right, on the front of the right side and it is now being put to you it was an orange colour, not a white colour or any other colour. -- I again say that the Hippo that I saw was the one with the writing on its back.

Mr Hattingh, may I just ask, was the T2 the sort of (20) size that the lettering and numbering is on this photo G?

MR HATTINGH: No, we have been told telephonically that if you put an A4 over the lettering then it more or less covers it; an inch or so sticks out above it and below.

CHAIRMAN: So it is considerably bigger than that lettering?

MR HATTINGH: Than the lettering, indeed yes.

CHAIRMAN: All that you are indicating on G is the vicinity where T2 appears?

MR HATTINGH: The vicinity where T2 appears. And the (30) vehicle/..

vehicle in question, we managed to trace it today, it is at the moment in Krugersdorp. It unfortunately cannot be here by 16:00 this afternoon.

CHAIRMAN: Well, next week then.

MR HATTINGH: But we will have it available on Monday morning, Mr Chairman.

CHAIRMAN: May I ask, is there more than one T2? I do not know what T2 means.

MR HATTINGH: It is a radio call sign.

CHAIRMAN: And how many T2s are there? (10)

MR HATTINGH: Not in this area there was not another one.

CHAIRMAN: That was the only one in this area?

MR HATTINGH: It was the only one in this area, yes.

CHAIRMAN: It may be of assistance if we may be informed, if facts can be agreed or evidence can be led as to where else T2s would be.

MR HATTINGH: We have already given instructions for enquiries to be made Mr Chairman and hopefully we will receive that information during the course of maybe the weekend or only next Monday. May I just in conclusion on this aspect(20) put to you that the - or perhaps I should ask you first, the letters T2 that you saw, were they neatly printed on the vehicle or did they appear to have been written, painted in free hand. -- It appeared to be neatly painted on the vehicle.

The evidence will be.. -- Or "plakked".

The evidence will be that the T2 on the Hippo in question and the writing in orange was painted on in free hand, not neatly printed on it. -- I would not know what the difference is between what would have been "plakked" on (30)

this /..

this vehicle, neatly painted or just written with a free hand.

Now Sergeant Schlebusch's evidence will be that on the night in question he was sent out when reports were received about the attack and he proceeded to Boipatong as a result of that. -- I do not know about that, I would not argue with that.

And he will say he arrived there and he entered Boipatong along Lekoa Street, he entered it from the same direction that the - I do not know whether you were present (10) this morning when the commission went in there, but the commission entered it along Lekoa Street and turned left at..(hesitates)

MR ROSSOUW: Is that from the south?

MR HATTINGH: Yes, from the south, going more or less in a northerly direction; proceeded along Lekoa which has a bit of a kink in it there in the middle, up to the intersection of Lekoa and Hlube Streets where he was stopped by a person who informed him that his house had been attacked.

CHAIRMAN: Sorry, which street was it? (20)

MR HATTINGH: Lekoa.

MR ROSSOUW: Hlube - H-l-u-b-e?

CHAIRMAN: Yes, no, but he was stopped at the other street?

MR HATTINGH: Hlube, Mr Chairman. He will say that, just in general terms, that he spent some time there; from there he proceeded to the service station at the intersection of Frikkie Meyer Boulevard and Noble Boulevard until reinforcements arrived; he went back into the area and he travelled in the area extensively in the course of that night and he may even have passed your house. He does not have a (30) specific/..

specific recollection. -- I have no comment to that.

Would you grant me a moment? Did you any any stage prior to the attack observe a Hippo travelling along Bapedi Street, along more or less a westerly direction? In the direction of the shops? -- I would not remember this because Hippo's do come into the township and they move about in the township.

Yes, but this was more or less during the time of the attack? -- No, the one I saw at the time was the one that followed the people that were moving down. (10)

If I recall correctly, there was a witness who said a Hippo came out of a certain street which he marked on EXHIBIT 3.2 - I think it was Thaba Bosiu Street and it then turned into Bapedi, it went and stopped at the intersection of Lekoa and Bapedi Streets. I am sorry, I did not hear the answer? -- Do you want his comment to that? 11

Yes, did you see such a vehicle? -- No, I did not.

Did you see another vehicle, another Hippo stationary at the corner of Lekoa and Bapedi Streets, facing away from you? -- No. (20)

I put it to you that at no stage was there a Hippo in the area during the attack and more particularly that your evidence that the Hippo was following the group of attackers is not true. -- I personally saw the Hippo that moved down behind the people that were moving down and attacking or damaging houses.

Shortly after the incident it was reported in a lot of newspapers that shortly before the attack occurred the Apollo lights had been switched off. -- When I went back home from my friend the Apollo nearer to my home was on (30)

and /..

and it was well-lit.

And the one near the shop? -- In the light of the fact that I could see the people up there I believe that it was on. I do know with certainty that the one nearest to my home was one.

Are you not one hundred percent sure about the other one? The one near the shop? -- You see, what I will say is I am not sure that it was off. I strongly believe that it was on because you see usually if that one would go off then the one nearest to my home also gets affected. (10)

These lights are very high, not so? -- Yes, but the lights shine downwards.

Yes, but on your way home did you notice whether the other Apollo lights in the area, whether they were burning or not? -- No, I did not pay any particular notice to them.

And the lights near your home, if that one remained on, was on during the attack and remained on whilst you observed them moving away from your house. -- Yes.

And you left your house again between I think you said 04:00 and 05:00 to go where? -- To go to Slovo Park. I (20) went down in the direction to Slovo Park.

Why did you go to Slovo Park? -- I went down in that direction because I had seen this great number of people moving down in that direction. There had also been a little later numerous gunshots in that area, in that vicinity. What was in my mind was that I should go down to Majola Street to go and see a friend of mine in that street.

This friend of yours was he living in Majola Street? -- Yes. (30)

What /..

What number? -- I do not know what the house number is but it is a corner house.

Corner of which street? Corner of Majola and..? -- It is on the corner of Majola and Bakoena. It is the house as you can see the corner house on EXHIBIT 4. The corner house on the northern side of Majola.

And why did you go there at such a strange time of the morning, between 04:00 and 05:00? Why wait until between 04:00 and 05:00 to go there? -- Well, you see, I did not sleep during that night and at that time I could hear (10) people moving in the direction of Slovo.

Did you remain inside from the time that the people went past your house and you went back inside until you left to go to your friend? -- Yes, I had not gone out of the house until then.

Now if you look at EXHIBIT 4 - have you got that in front of you, available to you? You will see that all the black blocks represents houses that had been damaged on the night in question. That is how the police saw it. -- I understand it. (20)

From that it would appear that a lot of houses on both sides of your parents' house were damaged. Did you not to any of your neighbours to find out what had happened to them? -- You see when I went out of the gate I met two people near the gate in the street who said people had been killed in Slovo and I went down directly to Slovo.

It must have been very dark still? -- But we could see one another.

Yes, all I mean by that is that it was before daylight. -- I went there early in the morning when it was still (30)

dark/..

dark.

And can you tell us whether at that stage the Apollo lights were still burning or not? -- No, that I do not remember well.

Can you - Mr Chairman, I do not recall whether this witness had been asked to indicate the position of his house on the photograph, EXHIBIT 3.2 and tell us if you can identify your house on it. -- It is the house I have marked X9, the fourth house from the corner.

I do not know if I may proceed? Finally, I must put (10) it to you that the Hippo or the Casspir that Sergeant Schlebusch was in charge of on the night in question, that that Hippo was not doing duty in Boipatong on Saturday, 20 June at all. It was never in that area. -- That would perhaps means that the Hippo which I saw on the Saturday on my way to town. is not the Hippo he is referring to, if that is the Hippo.

Thank you, I have no further questions.

MR DU TOIT: Sorry to interrupt, the witness also made mention of two other Hippo's that were there at about (20) 20:00. I do not know whether that is also being denied by the police?

MR HATTINGH: Mr Chairman, the police will say that there was a Hippo at round about 21:00, that appears from I think; I think, I have not looked at it for quite some time, I think that was mentioned by Major Davidson in his statement before the preliminary hearing, that there was a Hippo at about 21:00 and no other vehicle, Hippo vehicle, so your statement that you saw two Hippo vehicles following one another at about 20:00 that evening is also denied. -- (30)

Well /..

Well, let it be denied but I did see these two vehicles.

CHAIRMAN: Mr Mostert, do you have any questions?

MR MOSTERT: I have no questions, thank you.

EXAMINATION BY MR VISSER: I just want to clear up this point with you. After you came back to your house you heard a noise and I am not sure what you told the committee, did you then (intervenes)

MR ROSSOUW: At what stage did he come back because I have got him going back to his house three times.

MR VISSER: On the first occasion with his friend. When (10) you looked out and you saw the crowd of people the first time am I correct that you stated that they were somewhere to the west in Bapedi Street between Maloti and Qua Qua Street? I am not sure whether we got that right. Maloti and Qua Qua I think he said, I am not sure. -- Yes, they were in the vicinity of between Maloti and Qua Qua Streets.

Well, then I would like to ask you this if I may. Did you have a clear view up Bapedi Street at that time when you looked at this approaching group of people. -- I could clearly see and I could also see that this was a group of (20) people moving in my direction.

But am I correct that you also told the committee that at that stage you could not make out detail about the people, you only saw their clothing and their weapons when they came further down Bapedi Street? Am I right? -- Yes, and this was after they had gone past my parents' home.

Would it be fair to assume then that you would not have been able from where you were at no.113 Bapedi Street to see clearly what was happening on the corner of Lekoa and Bapedi Streets? -- No, I do not understand your (30) question/..

question. Do you say I would have seen these people where I have indicated they were and not be able to see anything on the corner of Lekoa and Bapedi?

Let me put the question positively to you. Could you clearly see in the circumstances of that evening what was happening on the corner of Lekoa and Bapedi Streets if you had looked in that direction? -- Do you mean while those people were also in that vicinity?

Precisely. -- I concentrated on the group of people that I saw moving in my direction. I did not bother to (10) look beyond that point where I saw them.

Could you perhaps be helpful and tell us of your knowledge of what you observed that evening, do you think that you would have been able to see what was going on had you looked to the corner of Lekoa Street? -- I do not know.

Alright. It was a Wednesday evening, was it not? -- The 17th, yes, I think it was a Wednesday.

Was there a particular television programme that you wanted to watch on that evening? -- I wanted to watch the news. (20)

On what channel? -- TV1.

At what time? -- 22:00.

And when you switched the TV on was the news on at that time? -- No.

I see. I am just interested in the meeting that you told the committee about. First of all, how many meetings of the residents of Boipatong were held after 17 June, let us say before the mass funeral. -- I do not remember so well but I seem to think that we were meeting every day in the stadium. (30)

Yes /..

Yes. And from the first meeting did the people have an idea at that meeting who the attackers were? -- Well, there was some light. It was as though it had been people who came from Iscor, from KwaMadala.

Is that what the people at this meeting were saying? -- We were discussing our places of employment, our firms where we are employed.

No, just listen to the question. Was this what the people at the first meeting were saying, that the attackers came from KwaMadala hostel? -- Well, a lot was discussed (10) though I cannot remember everything in detail but the question about the attackers as having come from the Kwa-Madala hostel was also one of the points of discussion.

Was there an argument that the attack may have come from somewhere else? -- That I do not remember so well. You see, another thing is we were just so confused in those days.

Yes, that is understandable. Were there calls at these meetings for residents of Boipatong who could give evidence to come forward? Perhaps I can make it easier (20) for you, Mr Interpreter, did the people at these meetings look for witnesses who might be able to identify the attackers? -- No.

I have no further questions.

CHAIRMAN: Yes, Mr Du Toit?

MR FABRICIUS: Excuse me, I do not want to ask the witness any questions. I just want to point out as far as the memorandum submitted on behalf of Iscor, two typing errors. If I can refer you to paragraph 5 of the memorandum.

CHAIRMAN: It is EXHIBIT 7.

(30)

MR FABRICIUS: /..

MR FABRICIUS: Sorry, page 5 of the memorandum, EXHIBIT 7. Paragraph 9.4. The referral in paragraph 9.4 to 21:55 in fact must read 22:55 and on the next page, page 6, the same paragraph the referral to a Mr J Mhalatsi must in fact read Mr Mhalatsi.

CHAIRMAN: M-a-l-a-t-j-i?

MR FABRICIUS: M-h-a-l-a-t-s-i.

CHAIRMAN: Thank you very much.

RE-EXAMINATION BY MR DU TOIT: You said earlier in your evidence that you saw two Casspirs moving in around 20:00, (10) is that right? -- Yes, round about 20:00.

Do you know whether at that stage or perhaps later or earlier there was an incident where youths were driven back into the township or something to that effect. Do you know anything about it? -- I only heard on the following day that the Hippo's had gone to disperse the people that were trying to patrol.

In Boipatong? -- Yes.

But you did not witness that yourself? -- No, I did not.

Do you know whether the South African police station (20) at Boipatong, whether they have a Casspir? -- I do not know them to be having a Casspir. I am aware of vans.

Of what? -- Vans.

Thank you, Mr Chairman.

MR SITHOLE: I have two questions. The first question: you say in paragraph 2 of your statement that you heard the breaking of glass and chanting and these noises were getting closer and closer. So I want you to give some detail on the chanting. What was the chanting like, what was the wording of the chanting, what were they saying whilst (30) Singing/..

singing, these people? -- What was being said was "Usuthu, Usuthu", repeatedly.

And what did you understand that to mean? -- I do not know.

You have never heard these words being chanted? -- No, I had never heard it before.

Are you a soccer fan? -- No.

You see why I ask you that question, because supporters of a certain club which was formerly known as Zulu Royals each time they rout for their team they say "Usuthu". Do (10) you know that? -- No, I am not aware of that.

Right, another question. You say these people were wearing white T-shirts, the ones you saw while you were standing at your parental home, outside; is that not so? -- Yes, some of them were wearing white T-shirts, not all of them were wearing T-shirts and the others were wearing just ordinary clothing.

Yes, I am particularly interested in the T-shirts. Were these T-shirts plain or was there anything printed or written on these T-shirts? -- The T-shirts were just plain (20) from behind. I do not know what the position was from the fronts of these people, they were all with their backs towards me.

Nothing was written on the back? -- Yes, nothing.

No more questions, Mr Chairman.

NO FURTHER QUESTIONS

FLORENCE MOLETE, d.s.s. (through interpreter)

EXAMINATION BY MR DU TOIT: How old are you? -- 39 years.

And you reside at 17 Slovo Park, is that correct? -- Yes.

(30)

I am going to read your statement into the record and you must listen carefully. If there is anything you wish to add or to change you can do so at the end, understand? -- Yes.

Right:

- "1. On the 17th June 1992 I was at home in my shack, (shack no.17 in Slovo Park). With me were my sister, Mirriam Molete and her husband Pule Lekabe and their 3 year old daughter, Mita. At approximately 22h00 we were preparing to go to bed. We (10) still had a lamp and candles burning in the shack.
2. I heard loud noises outside the shack and looked through a hole in the kitchen door. I saw a large group of armed men in front of a neighbouring shack (shack no.23).. I saw them break the windows and the door."

Can you perhaps tell us the number in the armed group? Can you perhaps tell us whether it was 10, 20 or 50 or what the case may be? -- No, they were quite many. I do not know how many they were. (20)

Would you be in a position to tell us at that stage whether they were white or black or can't you say? -- What I could properly see is that they appeared to be male. I would not be able to say of what race at that stage because they were still a bit far.

CHAIRMAN: I am sorry. I wonder if you could ask Ms Molete to ask up, I am sure there are people in the audience who would like to hear what she is saying.

MR DU TOIT: Then paragraph 3:

"Suddenly I heard the noise of people trying to break(30) open/..

" open my kitchen door and the sound of breaking glass from my bedroom window.

4. When the door eventually gave in, a black man appeared at the door, carrying a spear and wearing a white headband. He said "pumani zinja" (Get out you dogs)."

What language do you speak? -- I am Sotho, I speak Southern Sotho.

Can you speak Zulu or understand Zulu? -- I do understand Zulu but I cannot respond in Zulu. (10)

Right:

" He slapped me and then other men followed him into the shack and they all started to hit and kick me. Other men also broke into the shack from the back."

Could you tell us what the race was of the attackers at that stage? -- They were black.

Right:

- "5. A man then stabbed Pule, my brother-in-law, on his shoulder and Pule ran out of the shack, through the hole that the attackers had made at the back of (20) the shack.

Could you identify that man? -- No, there was too much confusion. The people were many in the shack.

Can you say whether he was white or black? -- I cannot say there was just such confusion.

Thank you:

- "6. While we were being assaulted, I tried to take Mita, my 3 year old niece from her mother, Mirriam. Mirriam was holding Mita in her arms when one of the men hacked Mita's head open with a panga, at (30)

the /..

the same time injuring her mother's hand and arm.

7. One of the men then said to me in Zulu that I should take out the guns. I said we had no guns. They then started moving out of the shack.
8. I started shouting for Pule. Someone outside said in Zulu "the dog is dead". He spoke Zulu with a white accent".

Can you perhaps elaborate on that? How do you know when a white person speaks Zulu? -- When a white person learns to speak Zulu you can tell. He does not speak quite well (10)
Zulu.

MR SITHOLE: Could you imitate this person who said "the dog is dead"? Could you say it in Zulu? -- (Witness pronounces words) The person had said like I have said now : "pumani zinja".

Yes, but we are dealing with paragraph 8 now. Was it the same person who spoke, to whom you referred in paragraph 4? -- It was the same person yes and that person had "ithi zinja" (?).

MR DU TOIT: But it cannot be because you start in para- (20)
graph 4 saying it was a black man that appeared at the door and who said "pumani zinja". -- The first words "pumani zinja" - get out dogs - was uttered by a black person.

Yes. -- The second words were uttered by a white person.

What was the second word? -- The dog is dead.

What is that in Zulu? -- He said "inja iphile" (?).

So you heard two sentences, the first time when the black man said it and the next time when you say a white man said certain words. Now what was the difference between the two in pronunciation or accent, I do not know. -- The (30)

first/..

first one after the window had been broken said: "Get out dogs". The second one said: "the dog is dead".

Let us read further from paragraph 8. You said here: "I heard his accent quite clearly. He was wearing a balaclava. I could see it was a white person. He was standing opposite the kitchen door, with a rifle pointed in the direction of the door."

Now what is the position at that stage? When you saw the white person at that stage had you already identified that he was a white person or did it just confirm your views (10) that it was a white person? -- I do not think I can properly get through to this witness. She says yes, I was satisfied that this was a white person. I do not think there was time for me to get satisfied with anything. I was in fear.

But just tell us, how were you satisfied that it was a white person? What made you think that it was a white person? -- What satisfied me that this was a white person is that even though he was wearing the balaclava his face was exposed and I saw the face that it is that of a white person. (20)

Before you saw his face, before you saw this face now, did you realise whilst speaking that this was a white person. -- While he spoke?

Yes, because he first spoke and then she saw his face, is that correct, or did that happen simultaneously? -- Yes, I had heard what was being said what I thought was being said in the accent of a white person and seeing this white person whose face was exposed I was satisfied that this was a white person.

When you heard him speak at the same time did you (30)

see his face or not? -- I did see the face simultaneously with what he was saying because as he spoke he had the gun which was pointed at the house.

What type of gun did he possess? -- Well, I do not know guns, but it was a long gun.

What was he doing at this stage? Was he just standing there, the white man? -- He stood there facing into the house, into my house.

Was it dark inside the house? -- It was not dark because the shack had been broken from the other side. The (10) lights were on and they were shining into the house. There was also moonlight.

What light? -- One candle was also still burning.

What lights? -- The lights outside in the street.

The Apollo lights? -- Yes, it is these high lights.

Was that the only white person that you saw that night? At that stage, sorry -- Well, I noticed this white person and another one who came in through the broken portion of the shack. He walked over the planks of the shack that had been broken down and got into the bedroom. (20)

When did that happen? -- Ja, the shack had been broken down. There was that opening and we then saw him. This was while there was one person standing outside, the others had come in and they had hit me.

Was this before or after this man spoke in Zulu with the white accent? -- Yes, and it was also before I called out to Pule.

Was it before this man spoke in Zulu: "the dog is dead"? -- Yes.

Did he speak to you, that man? -- No. (30)

Did /..

Did he speak to anyone? -- No, we were just being hit and we were crying and screaming.

Just listen to the question: Did he speak to anyone else? -- No.

Did he have any object in his hand? -- Yes, he did.

What? -- He had something like an axe.

Like an axe? -- Yes.

Did he do anything with the axe? -- He chopped Mita with this object.

Did you see that? -- Yes, because I was trying to drag(10) Mita off her mother.

Was he the only person that hit Mita? -- They were just so many, he was not the only person. There were many, we were being attacked.

If I can refer back to paragraph 6, the second sentence here you say:

"Mirriam was holding Mita in her arms when one of the men hacked Mita's head open with a panga."

-- Yes, that is so.

Who is that "one of the men". Was it a white person (20) or a black person? -- It was a white person.

Was that the person that you just referred to? -- Yes.

Now this man, was he wearing anything on his head? -- They were wearing balaclavas.

All of them? -- Yes, those that I saw.

So except for their faces did you see anything else on their bodies that you can say they were white persons?

-- It is their build, their height, the face, particularly the nose and the eyes and the complexion.

What about the build and the height? -- The white (30) people/..

people are not built the same as blacks.

In what way? -- Men would be taller, they would have broader shoulders.

Hm. Is that your explanation? -- Yes.

Alright, let us move on to paragraph 9:

"9. The attackers then left my shack and moved to neighbouring shacks.

10. After the attackers had left, Mirriam and I went to my sister's shack next door (shack no.19). I put Mita on a bed at my sister's shack and went (10) into the township to look for a telephone to call the ambulance. On my way I saw a group of men going up Bakoena Street. They were armed. Some were throwing stones at homes. When I returned, I found that Mirriam had fled with Mita. I was told that they had gone to hide in the rubbish dump behind the squatter camp. I joined them at the dumping site."

Now if you look at EXHIBIT 3, photograph 2, do you see the dumping site there? -- It is the area I have indicated (20) with two X's marked 10. Beyond the line that indicates J.

So you marked two crosses there. At which point were you standing? -- It was at a spot directly opposite Bapedi Street, I have marked that X11.

CHAIRMAN: I think carry on in the meantime.

MR DU TOIT: Yes, while it is being shown to counsel, this dumping ground, the rubbish dump that you refer to, is it higher or lower than the township? -- It is higher.

And when you stand there can you see the township from there? -- Yes. (30)

Right/..

Right, let us move on from your statement:

"From the rubbish dump I could see two Casspirs turning into Sekhukhune Street and moving in a northerly direction. At this stage the attackers were still in Bakoena Street. They were still breaking windows and attacking houses. I did not see the Casspirs taking any action."

You said you saw the Casspirs turning into Sekhukhune Street. From where did they come before they turned? -- Shall I indicate on the photograph? (10)

Yes, please.

CHAIRMAN: Just tell us, does she know the street where they came from? -- The Casspirs were coming down Bapedi Street and they turned into Sekhukhune.

Turned left or right? -- They came down Bapedi and turned into Sekhukhune which would have been turning left into Sekhukhune.

Were they behind each other? -- They were behind each other though not so close.

Were their lights on or off? -- Their front lights (20) were on.

Both of them? -- Yes.

At what time was that, can you say? -- I did not notice that.

Was it long after the first incident when you saw the people arriving there and you heard the loud noises? -- It was not very long.

But you say the attackers were at that stage in Bakoena Street? -- Yes, they were in Bakoena Street.

Where in Bakoena Street? Do you see the trees there (30)

at /..

at the bottom of photograph 2 of EXHIBIT 3, the middle of the photograph? That is Bakoena Street, just in front of Bakoena Street.

Now were there attackers to the left or to the right of the trees in the middle when you saw them from the dump? -- They had gone past these trees, they were to the right of the trees. They were in the vicinity that I had marked X12.

CHAIRMAN: We will take the adjournment at a convenient stage, Mr Du Toit. (10)

MR DU TOIT: Yes, this would be a convenient stage now.

MR HATTINGH: Mr Chairman, the report, our response to Dr Waddington's report is available, Mr Chairman.

CHAIRMAN: Very well, if that can be distributed informally and if we could have four copies for the committee.

THE COMMISSION ADJOURNS UNTIL MONDAY 10 AUGUST 1992

(20)

(30)

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