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SUID-AFRIKAANSE UITSAAIKORPORASIE
SOUTH AFRICAN BROADCASTING CORPORATION

KANTOOR VAN DIE DIREKTEUR-GENERAAL/
OFFICE OF THE DIRECTOR GENERAL

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Henley Road
Broadcasting Centre
JOHANNESBURG 2000

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f Broadcast/Uitsaai
☎ 4-24116 SA
☒ 8606 Johannesburg 2000

Piet Meyergebou
Henleyweg
Uitsaaisentrum
JOHANNESBURG 2000

Our Ref. : HRAV

21 August 1987

Bell, Dewar & Hall
Attorneys, Notaries and Conveyancers
P.O.Box 4284
JOHANNESBURG
2000

RECEIVED

- 2 SEP 1987

For attention Mr Dison

BELL DEWAR &
HALL

WITHOUT PREJUDICE

Mr Dison

YOUR CLIENT - END CONSCRIPTION CAMPAIGN

I acknowledge receipt of your hand delivered letter addressed for attention Mr. R. Eksteen dated 10 Augustus 1987. We have noted the contents thereof.

Without in any way whatsoever accepting the contents of your letter or liability for the allegations made therein we wish to inform you that the SABC has, at this moment of time, no intention to rebroadcast the programme referred to.

Yours faithfully

L. GAUM
CHIEF LEGAL ADVISER



Mr Dison/FS/DSD28

10 August 1987

South African Broadcasting
Corporation
Piet Meyer Building
Henley Road
Broadcasting Centre
Johannesburg
2001

Attention: Mr R Eksteen
By Hand - Urgent

Dear Sirs

End Conscription Campaign

We act for the End Conscription Campaign ("ECC"). We are instructed by our client as follows :-

1. In your programme on SABC TV Network on the 21st July 1987 you broadcast a programme on the ANC. Included within the narration of the programme was the following :-

"That the ANC has been attempting to pull whites into its ranks has been increasingly apparent. At its 1985 conference it called for mobilisation of the white community and the main task it gives to whites is to popularise the End Conscription Campaign. It is when confronted with the might of the South African military machine that the ANC and its allies find themselves at a near total loss.

South African revolutionaries, one article states, are particularly conscious of the fact that the military initiative has not been wrested from the racists. Sechaba of March last year comments 'the racist army is the most mobile in Africa and to win a section of this army is no easy task.' In its May edition Sechaba warns that 'revolutionary movements seldom achieve their objectives unless they convert the soldiers ... or weaken their spirit' and to this end, the ANC is intensifying its End Conscription Campaign."

2. Although the final quote from Sechaba ends with the words "... or weaken their spirit", the narrator does not make it clear that the rest of the sentence namely "and to this end the ANC is intensifying its End Conscription Campaign" does not come from Sechaba. Indeed, the May edition of Sechaba makes no reference to the End Conscription Campaign and certainly does not claim it as its own organisation. The ANC has never claimed the ECC as its organisation.
3. Our client instructs us that it is a gross defamation and misrepresentation of the facts that the ECC is an organisation controlled by the ANC. The ECC is an independent organisation controlled by its own members and affiliates throughout the country. This has been borne out by the Media Council's finding on the ECC in relation to similar defamatory and injurious statements contained within the Aida Parker Newsletter alleging a connection between the ANC and the ECC. It is noteworthy that the ECC has a vast range of support within the South African community.
4. The false and malicious statements regarding our client are made within the context of the ANC's alleged call to foster divisions within the white community in general, and the armed forces in particular. The necessary inference, therefore, is that our client and its members are party to this aim.
5. In sum, the allegations, innuendos and references against the ECC amount to the following :
 - 5.1 The ANC has the aim to divide the white community and in particular the armed forces.
 - 5.2 The ECC forms part of this strategy in that it conducts its campaigns along these lines and that it is an organisation of the ANC.
 - 5.3 The ANC uses the ECC to promote these aims, and the ECC acquiesces therein;
 - 5.4 The necessary inference is that the ECC is involved in unlawful and subversive activity.
6. These allegations, innuendos and references are defamatory and injurious of the ECC, its leaders and its members. The ECC is a lawful and open organisation with tens of thousands of supporters throughout the country. Its leadership is well known to its supporters and to the wider South African

community. Thus, the smear against the ECC is also a smear against its leaders. Both the ECC and its leaders have suffered damages as a result of the broadcasting of these allegations.

Our client and its leaders reserve their rights to institute action for damages against the SABC, and are quantifying their damages at this point in time. More urgently however, our client has learnt, through reports in the press, that you intend to re-broadcast this piece on the ANC.

We have been instructed by our client to demand that you refrain from broadcasting the programme as it is constituted at present, in the light of the above submissions. If you intend to re-broadcast the programme as is, you are requested to inform us timeously so that we may apply to the Supreme Court to restrain you from broadcasting the programme in its present form. Your failure to do so will result in a claim for aggravated damages.

Yours faithfully

BELL DEWAR & HALL

D R A F T

Mr Dison/FS/DSD28

7 August 1987

South African Broadcasting Corporation

Dear Sirs

End Conscription Campaign

We act for the End Conscription Campaign ("ECC"). We are instructed by our client as follows :-

1. In your programme on SABC TV Network on the 21st July 1987 you broadcasted a programme on the ANC. Included within the narration of the programme was the following :-

"That the ANC has been attempting to pull whites into its ranks has been increasingly apparent. At its 1985 conference it called for mobilisation of the white community and the main task it gives to whites is to popularise the End Conscription Campaign. It is when confronted with the might of the South African military machine that the ANC and its allies find themselves at a near total loss.

South African revolutionaries, one article states, are particularly conscious of the fact that the military initiative has not been wrested from the racists. Sechaba of March last year comments 'the racist army is the most mobile in Africa and to win a section of this army is no easy task.' In its May edition Sechaba warns that 'revolutionary movements seldom achieve their objectives unless they convert the soldiers ... or weaken their spirit' and to this end, the ANC is intensifying its End Conscription Campaign."

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4. This false and malicious statement regarding our client is made within the context of the ANC's alleged call to foster divisions within the white community in general, and the armed forces in particular. The necessary inference, therefore, is that our client and its members are party to this aim.
5. In sum, the allegations, innuendos and references against the ECC amount to the following :
 - 5.1 The ANC has the aim to divide the white community and in particular the armed forces.
 - 5.2 The ECC forms part of this strategy in that it conducts its campaigns along these lines and that it is an organisation of the ANC.
 - 5.3 The ANC uses the ECC to promote these aims, and the ECC acquiesces therein;
 - 5.4 The necessary inference is that the ECC is involved in unlawful and subversive activity.
6. These allegations, innuendos and references are defamatory and injurious of the ECC, its leaders and its members. The ECC is a lawful and open organisation with tens of thousands of supporters throughout the country. Its leadership is well known to its supporters and to the wider South African

community. Thus, the smear against the ECC is a smear against its leaders. Accordingly both the ECC and its leaders have suffered damages as a result of the broadcasting of these allegations.

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Yours faithfully

BELL DEWAR & HALL

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END CONSCRIPTION CAMPAIGN (ECC)

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