

ABX-431216c

16/12/1943

// ALL AFRICAN CONVENTION //

The triennial conference of the above is fixed to meet this year 1943 in Bloemfontein at 9 a.m. on Thursday 16th and Friday 17th December under the Presidency of Professor D.D.T. Jabavu. Indian associations are specially invited for the consideration of united action. All organised bodies are requested to file their agenda items with the undersigned on or before the 10th December.

The Executive Committee will meet from 9 a.m. till lunch on Wednesday 15th, followed at 2 p.m. by a meeting of the Cape Native Voters' Convention. Those interested in an African Indigenous Church will meet at 11 a.m. on Thursday 14th. This will evidently be an epoch-making week, and consequently all organisations are advised to arrange for their official delegates betimes.

(Sgd.) Tatus I.N. Sondlo,  
Actg. Secretary, All African Convention.

2164 Sokopo Street,  
Western Native Township,  
JOHANNESBURG.

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926 John Moko.   
 Mrs Mba xa

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*[Handwritten signature or name, possibly 'Nastarhans']*

AFRICAN NATIONAL CONGRESS.CLAIMS MADE BY THE DELEGATES OF THE NATAL AFRICAN CONGRESS:

1).	J.T.Gumede	Rail Fare	£5:14: 9	
		Subsistence	<u>15: 0</u>	£6. 9. 9d.
2).	D.G?Mtimkulu	Rail Fare	£4: 6: 6	
		Subsistence	<u>1:10: 0</u>	£5.16. 6
3).	S. D. Ngcobo	Rail Fare	£4: 6: 6	
		Subsistence	<u>1:10: 0</u>	£5.16. 6
4).	L. T. Mtimkulu	Subsistence	<u>£1: 0: 0</u>	£1. 0. 0
5).	M. T. Moerane	Subsistence	<u>£1: 0: 0</u>	£1. 0. 0
				<u>£20. 2. 9d.</u>

Original statement signed by:-

L.T.Mtimkulu.  
Assistant Secretary,  
African National Congress.

Home Address:-

8, Pembroke Chambers,  
472 West Street,  
Durban.

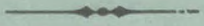
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Congress Series No. II.

# AFRICANS' CLAIMS

IN SOUTH AFRICA.



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Issued and Published by the African National Congress,  
Rosenberg Arcade, 58, Market Street, Johannesburg, and  
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Asiatic Bazaar, Pretoria.

If you ever feel discouraged in the struggle that must follow remember the wise and encouraging words of the Prime Minister, Field Marshal the Right Honourable J. C. Smuts who says: "Do not mind being called agitators. Let them call you any names they like, but get on with the job and see that matters that vitally require attention, Native health, Native food, the treatment of Native children and all those cognate questions that are basic to the welfare of South Africa are attended to."

A. B. XUMA,

*President-General of the African National Congress  
Secretary-Organiser Atlantic Charter  
Committee, South Africa.*

## PREFACE

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In the following pages the reader will find what has been termed "*Bill of Rights*" and "*The Atlantic Charter from the African's Point of View*." This document was drawn up after due deliberations by a special committee whose names appear at the end of this booklet. Their findings were unanimously adopted by the Annual Conference of the African National Congress at Bloemfontein, on the 16th of December, 1943. We realise as anyone else the apparent inappropriateness and vagueness of the expressions when adopted by us. We have, however, adapted them to our own conditions as they give us, the most dynamic way of directing the attention of our Government in the Union of South Africa, the European population of our country to the African position and status in this land of our birth—South Africa—because the Government and the European section alone have the absolute legislative and administrative power and authority over the non-Europeans. We know that the Prime Minister of the Union of South Africa and his delegation to the Peace Conference will represent the interests of the people of our country. We want the Government and the people of South Africa to know the full aspirations of the African peoples so that their point of view will also be presented at the Peace Conference. We want the Government of the United Nations to know and act in the light of our own interpretation of the "Atlantic Charter" to which they are signatories. This is our way of conveying to them our undisputed claim to full citizenship. We desire them to realise once and for all that a just and permanent peace will be possible only if the claims of all classes, colours and races for sharing and for full participation in the educational, political and economic activities are granted and recognised.

Already according to press reports there seems to be differences of opinion as to the applicability of the 'Atlantic Charter' as between the President of the United States of America and the Prime Minister of Great Britain. It would appear that President F. D. Roosevelt wanted the Atlantic Charter to apply to the whole world while the Prime Minister, Mr. Winston Churchill, understood it to be intended for the white people in the occupied countries in Europe.

In South Africa, Africans have no freedom of movement, no freedom of choice of employment, no right of choice of residence and no right of freedom to purchase land or fixed property from anyone and anywhere. Under the guise of segregation, they are subjected to serious educational, political and economic disabilities and discriminations which are the chief causes of their apparent slow progress.

We urge that if fascism and fascist tendencies are to be uprooted from the face of the earth, and to open the way for peace, prosperity and racial good-will, the 'Atlantic Charter' must apply to the whole British Empire, the United States of America and to all the nations of the world and their subject peoples. And we urge that South

Africa as a prelude to her participation at the Peace Conference in the final destruction of Nazism and Fascism in Europe, must grant the just claims of her non-European peoples to freedom, democracy and human decency, as contained in the following document since charity must begin at home, and if to quote B.B.C. Radio News Reel: "We Fight for World Democracy."

The soldiers of all races Europeans, Americans, Asiatics and Africans have won their claim and the claims of their peoples to the four freedoms by having taken part in this war which can be converted into a war for human freedom if the settlement at the Peace Table is based on human justice, fairplay and equality for opportunity for all races, colours and classes.

We deliberately set up a committee composed exclusively of Africans in South Africa to deal with this matter so that they can declare without assistance or influence from others, their hopes and dis-pairs. The document that follows is their deliberate and considered conclusion as well as their conviction. Others who believe in justice and fairplay for all human beings will support these rightful claims from Africans themselves.

The list of names of the members of the committee who produced this document tells a story for those who would understand. These fruits of their labours are a legacy, nay a heritage which they will leave behind for future generations to enjoy. For it, and to them, we are all forever indebted.

As African leaders we are not so foolish as to believe that because we have made these declarations that our government will grant us our claims for the mere asking. We realise that for the African this is only a beginning of a long struggle entailing great sacrifices of time, means and even life itself. To the African people the declaration is a challenge to organise and unite themselves under the mass liberation movement, the African National Congress. The struggle is on right now and it must be persistent and insistent. In a mass liberation movement there is no room for divisions or for personal ambitions. The goal is one, namely, freedom for all. It should be the central and only aim for objective of all true African nationals. Divisions and gratification of personal ambitions under the circumstances will be a betrayal of this great cause.

On behalf of my Committee and the African National Congress I call upon chiefs, ministers of religion, teachers, professional men, men and women of all ranks and classes to organise our people, to close ranks and take their place in this mass liberation movement and struggle, expressed in this Bill of Citizenship Rights until freedom, right and justice are won for all races and colours to the honour and glory of the Union of South Africa whose ideals—freedom, democracy, Christianity and human decency cannot be attained until all races in South Africa participate in them.

I am confident that all men and women of goodwill of all races and nations will see the justice of our cause and stand with us and support us in our struggle.

form this important national duty, as he saw it. At the same time the President-General called upon those invited to submit memoranda on different aspects of this subject for the subsequent consideration of the whole committee on the dates indicated above.

5. The response to the President-General's invitation as indicated by the number of well prepared and thought provoking statements submitted from different parts of the country was proof that his action was timely and in line with the thinking of Africans on the vital subject of post war reconstruction.

6. The Committee met at Bloemfontein and deliberated on Monday and Tuesday, December 13 and 14, 1943. The Committee elected Mr. Z. K. Matthews as Chairman and Mr. L. T. Mtimkulu as Secretary, and a Sub-Committee consisting of Messrs. S. B. Ngcobo, M. L. Kabane and J. M. Nhlapo, with the chairman and the secretary as ex officio members, to draft the findings of the Atlantic Charter Committee. Throughout its deliberations the committee acted under the able guidance of the President-General, Dr. A. B. Xuma.

7. As already indicated above, the work of the committee fell into two parts, viz., (a) the consideration and interpretation of the Atlantic Charter, and (b) the formulation of a Bill of Rights. In dealing with the first part of its work the Committee discussed the articles of the Atlantic Charter one by one and made certain observations under each article.

8. In considering the Charter as a whole, the Committee was confronted with the difficulty of interpreting certain terms and expressions which are somewhat loosely and vaguely used in the Atlantic Charter. Among the terms or words to which this stricture applies are 'nations,' 'states,' 'peoples' and 'men.' Whatever meanings the authors had in mind with regard to these terms, the Committee decided that these terms, words or expressions are understood by us to include Africans and other Non-Europeans, because we are convinced that the groups to which we refer demand that they shall not be excluded from the rights and privileges which other groups hope to enjoy in the post war world.

9. The Committee noted with satisfaction that the twenty-six other nations which subscribed to the Atlantic Charter on January 2, 1942 made it quite clear that the freedoms and liberties which this war is being fought to establish in countries which have been victims of aggression in this war, must be realised by the Allied Powers in "in their own lands as well as other lands." This is the common cry of all subject races at the present time.



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10. The articles of the Atlantic Charter and the observations of the Committee under each are as follows:—

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## THE ATLANTIC CHARTER.

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*From the standpoint of Africans within the Union of South Africa.*

### FIRST POINT—NO AGGRANDISEMENT.

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*" Their countries seek no aggrandisement, territorial or otherwise."*

*In this article there is very important assurance which is intended to exonerate the Allied Nations from the charge of having entered into this war for territorial gains or imperialistic reasons. With that understanding we support the principle contained in this article and hope that the rejection of aggrandisement in the War Aims of the Allied Nations is genuine and well meant.... Having regard, however, to the possible danger of aggrandisement in the form of the extension of the Mandates System which was instituted after the last Great War, in spite of similar assurances in President Wilson's FOURTEEN POINTS, and also to the possibility of 'annexation' of certain African territories through their economic strangulation under veiled forms of assistance, we have deemed it necessary to make these three reservations.*

*Firstly, the status and independence of Abyssinia and her right to sovereignty must be safeguarded, and any political and economic assistance she may need must be freely negotiated by her and be in accordance with her freely expressed wishes. Abyssinia should be afforded a corridor into the sea for purposes of trade and direct communication with the outside world.*

*Secondly, we urge that as a fulfilment of the War Aim of the Allied Nations namely, to liberate territories and peoples under foreign domination, the former Italian colonies in Africa should be granted independence and their security provided for under the future system of World Security.*

*Thirdly, there are the anxieties of Africans with regard to British Protectorates in Southern Africa. It is well known that the Union of South Africa is negotiating for the incorporation of the three Protectorates of Bechuanaland, Basutoland and Swaziland and that incor-*

poration might be pressed during or after this present war as part of South Africa's price for participation in this war. The schedule to the South Africa Act of 1909 did envisage the transfer, under certain conditions, of the territories to the Union of South Africa, but Africans were not contracting parties to these arrangements and they do not regard the provisions of the schedule as morally and politically binding on them. They would deprecate any action on the part of Great Britain which would bring about the extension of European political control at the expense of their vital interests. Africans, therefore, are definitely opposed to the transfer of the Protectorates to the South African State.

#### SECOND POINT—NO TERRITORIAL CHANGES.

*"They desire to see no territorial changes that do not accord with the freely expressed wishes of the peoples concerned."*

This statement is intended to refer to territorial changes which have been brought about in Europe by military aggression. It is clear, however, that territorial changes are also being discussed in regard to other parts of the world. We are mainly concerned with such changes in so far as they relate to the African continent, and in this connection mention has to be made to the suggested territorial changes in regard to West Africa, East Africa and Southern Africa under a system of regional regrouping as outlined in the recent speeches and writings of Field Marshal Smuts.

We hope that the mistakes of the past whereby African peoples and their lands were treated as pawns in the political game of European nations will not be repeated, and we urge that before such changes are effected there must be effective consultation and that the suggested changes must be in accord with the freely expressed wishes of the indigenous inhabitants. Further, where territorial changes have taken place in the past and have not resulted in the political and other advancement of the Africans living in those territories or colonies it would be a mistake to continue to maintain the *status quo* after the war. The objective of promoting self government for colonial peoples must be actively pursued by powers having such lands under their administrative control, and this objective should also be a matter of international concern more than has been the case in the past.

#### THIRD POINT—THE RIGHT TO CHOOSE THE FORM OF GOVERNMENT..

*"They respect the right of all peoples to choose the form of government under which they will live; and they wish to see sovereign rights*

*and self government restored to those who have been forcibly deprived of them."*

The principle of Self Determination made famous by President Wilson in his *FOURTEEN POINTS* on behalf of small nations has been reaffirmed by this article of the charter. This principle of self determination necessarily raises not only issues relating to the independent existence of small nations besides their more powerful neighbours but those also concerning the political rights and status of minorities and of Africans now held under European tutelage.

In the African continent in particular European aggression and conquest has resulted in the establishment of Alien governments which, however beneficent they might be in intention or in fact, are not accountable to the indigenous inhabitants. Africans are still very conscious of the loss of their independence, freedom and the right of choosing the form of government under which they will live. It is the inalienable right of all peoples to choose the form of government under which they will live and therefore Africans welcome the belated recognition of this right by the Allied Nations.

We believe that the acid test of this third article of the charter is its application to the African continent. In certain parts of Africa it should be possible to accord Africans sovereign rights and to establish administrations of their own choosing. But in other parts of Africa where there are the peculiar circumstances of a politically entrenched European minority ruling a majority European population the demands of the Africans for full citizenship rights and direct participation in all the councils of the state should be recognised. *This is most urgent in the Union of South Africa.*

#### FOURTH POINT—THE OPEN DOOR POLICY IN TRADE AND RAW MATERIALS.

*"THEY will endeavour, with due regard for their existing obligations, to further the enjoyment of all states, great and small, victor or vanquished, of access, on equal terms, to the trade and to the raw materials of the world which are needed for their economic prosperity."*

There is envisaged by this article an Open Door Policy in regard to trade and the distribution of the world's resources. Africa has figured prominently in the discussions on the better distribution of the world resources and of free international trade because of her rich raw materials most of which have not as yet been fully tapped. The exploitation that is suggested by the above article, judging by past experiences and present economic evils, raises in our minds considerable misgivings as likely to bring about a continuation of the exploitation of

African resources to the detriment of her indigenous inhabitants and the enrichment of foreigners.

We are, however, in agreement with the necessity for the technical and economic utilisation of a country's resources with due regard for the human welfare and the economic improvement of the indigenous inhabitants. The primary obligation of any government is to promote the economic advancement of the peoples under its charge and any obligation, agreement, contract or treaty in conflict with this primary obligation should not be countenanced.

In our view it is essential that any economic assistance that might be rendered to weak and insufficiently developed African States should be of such a nature as will really promote their economic progress.

#### FIFTH POINT—ECONOMIC COLLABORATION AND IMPROVED LABOUR STANDARDS.

*"They desire to bring about the fullest collaboration between all nations on the economic field with the object of securing for all improved labour standards, economic advancement and Social Security."*

This article of the charter has reference to the International Labour Office as the machinery by which nations shall collaborate in economic affairs. The Governments of African states have fully participated in the deliberations and exchange of ideas in regard to the promotion of improved living standards and industrial peace. For this reason Africans are vitally interested in the decisions and conventions of the International Labour Office.

But it is regrettable that conventions dealing with the welfare of African labour — Forced Labour, Migrant or Recruited Labour, Health and Housing, Wage Rates — that have been drawn up at Geneva and accepted by the majority of civilised states have, for selfish reasons, been either rejected or half-heartedly applied by African governments whose protestations at being civilised have been loudest. Thus Africa has not to any large extent felt the beneficent influence of the International Labour Organisation.

Hitherto the International Labour Organisation has been representative mainly of the interests of Governments and the capitalist class. We claim that collaboration between all nations in the economic field must include consideration of the interest of labour as well as of capital, and that all workers, including African workers, must be fully and directly represented in this collaboration. In order to make participation by the workers effective it is essential that their right to collective bargaining should be legally recognised and guaranteed.

We shall understand, 'improved labour standards,' 'economic advancement' and 'social security' as referred to in this article to

mean the following:— (a) the removal of the Colour Bar; (b) training in skilled occupations; (c) remuneration according to skill; (d) a living wage and all other workers' benefits; (e) proper and adequate housing for all races and colours."

The policy of economic collaboration is probably more applicable to economic relations between sovereign states rather than to relations with weak and insufficiently developed states or territories. In our view it is essential that any economic assistance that might be rendered to weak and insufficiently developed African territories should be of such a nature as will really promote their economic improvement and not pauperise them.

#### THE SIXTH POINT—THE DESTRUCTION OF NAZI TYRANNY.

"After the final destruction of the Nazi tyranny, they hope to see established a peace which will afford to all nations the means of dwelling in safety within their own boundaries, and which will afford assurance that all men in all lands may live out their lives in freedom from fear and want."

Africans are in full agreement with the war aim of destroying Nazi tyranny, but they desire to see all forms of racial domination in all lands, including the Allied countries, completely destroyed. Only in this way, they firmly believe, shall there be established peace which will afford to all peoples and races the means of dwelling in safety within their own boundaries, and which will afford the assurance that all men in all lands shall live out their lives in freedom from fear, want and oppression.

#### THE SEVENTH POINT—THE FREEDOM OF THE SEAS.

*"Such a peace should enable all men to traverse the high seas and oceans without hindrance."*

We agree with the principle of the freedom of the seas.

#### EIGHTH POINT—THE ABANDONMENT OF THE USE OF FORCE.

*"They believe that all the nations of the world, for realistic as well as spiritual reasons, must come to the abandonment of the use of force. Since no further peace can be maintained if land, sea or air armaments continue to be employed by nations which threaten or may threaten aggression outside of their frontiers, they believe, pending the establishment of a wider and permanent system of general security, that the disarmament of such nations is essential.... They will likewise aid and encourage all other practical measures which will lighten for peace-loving peoples the crushing burden of armaments."*

We are in agreement in principle with the idea of the abandoning of the use of force for the settlement of international disputes, but we

do not agree with the idea envisaged in this article of the character concerning the armament of some nations and the disarmament of other nations as this policy is provocative of future wars. As a preliminary step must be taken to nationalise the armament industry.

While recognising the necessity for the use of force within a country as part of its policing machinery, we must nevertheless deplore the fact that force, especially in South Africa, is frequently resorted to as a method of suppressing the legitimate ventilation of their grievances by oppressed, unarmed and disarmed sections of the population.

## BILL OF RIGHTS.

### I. FULL CITIZENSHIP RIGHTS AND DEMANDS.

We, the African people in the Union of South Africa, urgently demand the granting of full citizenship rights such as are enjoyed by all Europeans in South Africa. We demand:—

1. Abolition of political discrimination based on race, such as the Cape "Native" franchise and the Native Representative Council under Representation of Natives Act, and the extension to all adults, regardless of race, of the right to vote and be elected to parliament, provincial councils and other representative institutions.
2. The right to equal justice in courts of law, including nomination to juries and appointment as judges, magistrates, and other court officials.
3. Freedom of residence and the repeal of laws such as the Native (Urban Areas) Act, Native Land Act and the Natives Law Amendment Act that restrict this freedom.
4. Freedom of movement, and the repeal of the pass laws, Native Urban Areas Act, Natives Laws Amendment Act and similar legislation.
6. Right of freedom of the press.
7. Recognition of the sanctity or inviolability of the home as a right of every family, and the prohibition of police raids on citizens in their homes for tax or liquor or other purposes.
8. The right to own, buy, hire or lease and occupy land and all other forms of immovable as well as movable property, and the repeal of restrictions on this right in the Native Land Act, the Native Trust and Land Act, the Natives (Urban Areas) Act and the Natives Laws Amendment Act.
9. The right to engage in all forms of lawful occupations, trades and professions, on the same terms and conditions as members of other sections of the population.

10. The right to be appointed to and hold office in the civil service and in all branches of public employment on the same terms and conditions as Europeans.
11. The right of every child to free and compulsory education and of admission to technical schools, universities, and other institutions of higher education.
12. Equality of treatment with any other section of the population in the State social services, and the inclusion on an equal basis with Europeans in any scheme of Social Security.

#### LAND.

We demand the right to an equal share in all the material resources of the country, and we urge:

1. That the present allocation of 12½% of the surface area to 7,000,000 Africans as against 87¼% to about 2,000,000 Europeans is unjust and contrary to the interest of South Africa, and therefore demand a fair redistribution of the land as a prerequisite for a just settlement of the land problem.
2. That the right to own, buy, hire or lease and occupy land individually or collectively, both in rural and in urban areas is a fundamental right of citizenship, and therefore demand the repeal of the Native Land Act, the Native Trust and Land Act, the Natives Laws Amendment Act, and the Natives (Urban Areas) Act in so far as these laws abrogate that right.
3. That African farmers require no less assistance from the State than that which is provided to European farmers, and therefore demand the same Land Bank facilities, State subsidies, and other privileges as are enjoyed by Europeans.

#### INDUSTRY AND LABOUR.

- (1) We demand for the Africans—
  - (1) equal opportunity to engage in any occupation, trade or industry in order that this objective might be realised to the fullest extent, facilities must be provided for technical and university education of Africans so as to enable them to enter skilled, semi-skilled occupations, professions, government service and other spheres of employment;
  - (2) equal pay for equal work, as well as equal opportunity for all work and for the unskilled workers in both rural and urban areas such minimum wage as shall enable the workers to live in health, happiness, decency and comfort;
  - (3) the removal of the Colour Bar in industry, and other occupations;
  - (4) the statutory recognition of the right of the African worker to collective bargaining under the Industrial Conciliation Act.
  - (5) that the African worker shall be insured against sickness



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Boards, School Committees, Governing Councils, etc., which are responsible for the management and the shaping of policy in African schools, Institutions and Colleges and/or adequate representation in all bodies moulding and directing the country's educational policy.

#### PUBLIC HEALTH AND MEDICAL SERVICES.

1. We regard it as the duty of the state to provide adequate medical and health facilities for the entire population of the country. We deplore and deprecate the fact that the state has not carried out its duty to the African in this regard, and has left this important duty to philanthropic and voluntary agencies. As a result of this gross neglect the general health of the entire African population has deteriorated to an alarming extent. We consider that the factors which contribute to this state of affairs are these:—
  - (a) the low economic position of the African which is responsible for the present gross malnutrition, general overcrowding, higher mortality and morbidity rates;
  - (b) the shortage of land resulting in the congestion in the reserves and in consequence the bad state of African's health and the deterioration of his physique;
  - (c) the slum conditions in the urban areas;
  - (d) neglect of the health and the general education of the Africans;
  - (e) neglect of the provision of water supplies, proper sanitary and other conveniences in areas occupied by Africans both in urban and rural areas.
2. To remedy this state of affairs we urge and demand—
  - (a) a substantial and immediate improvement in the economic position of the African;
  - (b) a drastic overhauling and reorganisation of the health services of the country with due emphasis on preventive medicine with all that implies in modern public health sense.
3. We strongly urge the adoption of the following measures to meet the health needs of the African population:—
  - (a) the establishment of free medical and health services for all sections of the population;
  - (b) the establishment of a system of *School Medical Service* with a full staff of medical practitioners, nurses and other health visitors;
  - (c) increased hospital and clinic facilities both in the rural and in urban areas;
  - (d) increased facilities for the training of African doctors, dentists, nurses, sanitary inspectors, health visitors, etc;
  - (e) A co-ordinated control finance of health services for the whole Union;

- (f) the creation of a proper system of vital statistics for the whole population including Africans;
- (g) the appointment of District surgeons in rural areas with a large African population.

#### DISCRIMINATORY LEGISLATION.

1. We, the African people, regard as fundamental to the establishment of a new order in South Africa the abolition of all enactments which discriminate against the African on grounds of race and colour. We condemn and reject the policy of segregation in all aspects of our national life in as much as this policy is designed to keep the African in a state of perpetual tutelage and militates against his normal development.
2. We protest strongly against discourteous harsh and inconsiderate treatment meted out to Africans by officials in all state and other public offices and institutions. Such obnoxious practices are irreconcilable with Christian, democratic and civilised standards and are contrary to human decency.

We, therefore, demand—

- (a) the repeal of all colour-bar and/or discriminatory clauses in the Union's Constitution, that is the South Africa 1909 Act;
- (b) the repeal of the Representation of Natives Act 1936;
- (c) the repeal of the Natives' Land Act 1913 and the Natives Land Amendment and Trust Act 1936;
- (d) the repeal of the Pass Laws, Natives Urban Areas Acts as amended, the Natives Administration Act 1927;
- (e) Repeal of the "Colour Bar" Act or Mines and Works Act 1926, Natives Service Contract Act, Masters and Servants Act, the Natives Labour Regulation Act and the amendment of all discriminatory and disabling clauses against African workers contained in the Industrial Conciliation Act.

In short, we demand the repeal of any and all laws as well as the abandonment of any policy and all practices that discriminate against the African in any way whatsoever on the basis of race, creed or colour in the Union of South Africa.

---

#### LIST OF MEMBERS OF THE COMMITTEE.

- (1) Mr. R. G. Baloyi, Treasurer-General, African National Congress.
- (2) Dr. R. T. Bokwe M.B., Ch.B., Medical Practitioner, Executive Member A.N.C., Additional District Surgeon, Middeldrift.
- (3) Rev. James Calata, Priest, Secretary-General, African National Congress.
- (4) Mr. R. H. Godlo, Member of Native Representative Council, President Location Advisory Board, Executive Member A.N.C.

- (5) Mr. M. L. Kabane, B.A., Teacher, President O.F.S. African Teachers' Association.
- (6) Mr. Moses Kotane, Secretary S.A. Communist Party, Member of the African National Congress.
- (7) Mr. S. Mac. Lepolisa, Trader, Organiser O.F.S. African National Congress, Deputy Speaker, A.N.C.
- (8) Rev. Z. S. Mahabane, Minister, Chaplain, A.N.C.
- (9) Mr. G. Makabeni, Trade Unionist, President Council of non-European Trade Unions, Johannesburg.
- (10) Mr. T. M. Mapikela, Honorary Life Speaker, A.N.C., Executive member of African National Congress.
- (11) Mr. Z. K. Matthews, M.A., LL.B., Lecturer, Fort Hare College, member of the Representative Council, Executive member A.N.C.
- (12) Mr. C. Mbata, B.A., Teacher, Chairman African Study Circle, Johannesburg.
- (13) Mr. G. A. Mbeki, B.A., B.Com., Trade Secretary, Federation of Organised Bodies, Transkei.
- (14) Mr. M. T. Moerane, B.A., Secretary, Natal Bantu Teachers' Association.
- (15) Mr. E. T. Mofutsanyane, member National Executive African National Congress.
- (16) Dr. S. M. Molema, M.B., Ch.B., Medical Practitioner, Executive member of the African National Congress.
- (17) Dr. J. S. Moroka, M.B., Ch.B., Member of the Native Representative Council, Treasurer All African Convention.
- (18) Rev. Mpitso, Mendi Memorial Fund, Secretary-Organiser African Ministers Association, Executive Member A.N.C.
- (19) Rev. Abner Mtinkulu, Minister, Acting-President, Natal A.N. Congress.
- (20) Mr. Don. Mtinkulu, M.A., President, African Teachers' Federation.
- (21) Mr. Leo. Mtinkulu, Attorney.
- (22) Mr. J. M. Nhlapo, B.A., Wilberforce Institution, Executive member, A.N.C.
- (23) Mr. Selby Ngcobo, B.A., B.Econ., Principal Loram Secondary School.
- (24) Dr. I. P. Ka Seme, B.A., LL.D., Attorney at Law, Congress National Executive.
- (25) Dr. R. Setlogelo, M.B., Ch.B., Medical Practitioner.
- (26) Mr. R. V. Selope-Thema, Editor, *Bantu World*, Member Native Representative Council, Speaker African National Congress.
- (27) Mr. B. B. Xiniwe, Member Native Representative Council.
- (28) Dr. A. B. Xuma, M.D., B.Sc. (U.S.A.), L.R.C.P., L.R.C.S. (Edin.), L.R.F.P. & S. (Glas.), D.P.H. (Lond.), Medical Practitioner, Medical Officer of Health Alexandra Health Committee, Physician-in-Charge Cragman Community Clinic, Evaton.

ABX. 431218

T. 27. POST OFFICE TELEGRAPHS.—POSKANTOORTELEGRAAFDIENS.

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				109		9/50am

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Kantoorstempel.

Received-Ontvang.  
 At Om 11/45  
 From Van PPH  
 By Deur JB

TO AAN Dr Xuma,  
 African Nation Congress,  
 Community Hall  
 Native location Bloemfontein

Sent.—Oorgesien.  
 At Om  
 To Na  
 By Deur

Greetings I sincerely Regret Failure attend General Conference but you have my fullest support and of Paramount Chief of Swaziland and all other chiefs I repose absolute confidence your leadership of Congress you have proved yourself our greatest leader today and should be selected unanimously. Further I remind you press Native Affairs for granting African Rights Trading Johannesburg among our own people especially Tea & Restaurants our traders have be placed in most desperate condition and they ask Congress send deputation from that country to Minister asking immediate Relief they all depend upon

Doubtful words may be repeated. No Repetition Fee will be collected if an error is disclosed. This form should accompany any inquiry.  
 Twyfelagtige woorde kan herhaal word. As 'n fout aan die lig gekom word, sal geen koste vir die herhaling gevorder word nie. Hierdie vorm moet alle

you and national Congress  
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ABX-431220a

T. 27. POST OFFICE TELEGRAPHS.—POSKANTOORTELEGRAAFDIENS.

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REPRINTED WITH ACCLAMMATION NO OPPOSITION ARRIVING TONIGHT =GODLO

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UNIE VAN SUID-AFRIKA.  UNION OF SOUTH AFRICA.

N.A. 284.

DEPARTEMENT VAN NATURELLESAKE,  
DEPARTMENT OF NATIVE AFFAIRS,

No.51/313.F.

POSBUS }  
P.O. BOX } 384

PRETORIA 20-12-1947

194

*1943*

Dear Dr. Xuma,

Cafe-de-move-on licensees,  
Johannesburg.

With reference to your interview at this office on the 27th ultimo, I have to inform you that the position of the Native proprietors of the Cafes-de-move-on at Johannesburg has been investigated.

It appears that several of the traders have held licences for many years but that in the past few years their number has considerably increased to as many as 40. The Medical Officer of Health has always been opposed to the issue of these licences but the Licensing Committee in the exercise of discretion vested in it granted them. It appears however that by an amendment to the Local Government Order (by Section 7 of Order ~~11~~ 11 of 1942) the Committee now feels itself bound to refuse the licences, on the ground that their issue would be inimical to public health, because the Medical Officer of Health has condemned this type of business as insanitary, unhygienic and contrary to the public health by-laws of the City Council.

It is reported that as the result of representations the Licensing Committee reviewed a number of applications on the 6th instant, when the applicants were represented by Advocates Vieyra and Seme. Ten cases were dealt with but the Committee again refused to grant licences and it is understood that in view of this decision the other applications will be withdrawn.

The Manager of the Municipal Native Affairs Department is personally in favour of the grant of the Cafe-de-move-on licences. Indeed the carts which have been in use ~~of~~ some years were designed by him. The Council's Medical Officers however oppose very strongly the sale of foodstuffs from anywhere but fixed and approved premises and strong representations on behalf of the Native traders have, I am sorry to say, met with no success.

This/..... P.T.O.

Dr. A.B. Xuma,  
85 Toby Street,  
Sophiatown,  
JOHANNESBURG.

- 2 -

This is largely a domestic matter and it is felt that no good purpose would be served by this Department's endeavouring to intervene. Enquiries are however being made as to what steps are contemplated in order to meet the needs of the Natives for whom the Cafes-de-move-on catered.

Yours sincerely,

*L. L. Smeeth*

---



ABX-431221a  
Atlantic Charter.

30 Thompson Road  
Ladysmith,  
Natal  
21/12/43.

Dr. A. B. Xuma

President General

African National Congress

Dear Dr Xuma,

Before leaving Bloemfontein I gave Mr J. N. Matthews a copy of the Atlantic Charter documents. I also acquainted him with your wish and advice that the final draft should be left with him. That position he accepted. I am also sending you the raw material of the draft document read to Congress in Bloemfontein and the enclosed copy is such as was typed in a hurry by your Secretary. Since arriving here in Ladysmith I have written to Mr Matthews in this manner.

The presentation we made in Bloemfontein was a political presentation to a political gathering. The main thing was to get Congress to approve of our standpoint. Other considerations arise however, when we have to prepare a document for General Smuts and make an appeal to the bary world opinion. The conclusion, for instance, refers purely to ourselves and would have to be replaced by another. I said to Z-K. I would prefer a memorandum under the Atlantic Charter proper in which several points could be elaborated further so that the facts which are the background of our reservations and conclusions would be fully set out. I said I would endeavour to help him as much as possible and to keep in touch with him by correspondence.

Interest here in Natal is very keen

on our deliberations at Bloemfontein  
and I am just wondering whether an  
official statement could not be made  
to <sup>the</sup> African Press without disclosing  
the details of the Atlantic Charter.

I am feeling more assured about our  
relations vis a vis the A.A.C for  
once we mobilise African opinion  
behind the Charter as of necessity we  
must, the A.A.C will be denounced by  
Africans and exposed for what it is -  
a rally of the 4<sup>th</sup> International.

Please excuse me for writing so  
much at length. I know you are a  
very busy man. Do not feel  
obliged to reply.

Yours sincerely  
Sally Ngobo

ABX-4312216

D.I. 227.

Telegraphic Address { " INTERIOR."  
Telegramadres



All Communications to be Addressed to the  
SECRETARY FOR THE INTERIOR.

Alle briewe moet gerig word aan die  
SEKRETARIS VAN BINNELANDSE SAKE.

UNION OF SOUTH AFRICA.  
UNIE VAN SUID-AFRIKA.

In reply please quote  
Geliewe by beantwoording aan te haal

No. 10/32

DEPARTMENT OF THE INTERIOR,  
DEPARTEMENT VAN BINNELANDSE SAKE,

UNION BUILDINGS,  
UNIE-GEBOU.

PRETORIA.

*Abhis - General*

21-12-1943

Madam,

With reference to your letter of the 16th November, 1943, in regard to the play "The Green Pastures" by Marc Connelly, I have to inform you that the Minister has, in terms of Section 9(1) of Act No. 28 of 1931, decided that as the play is calculated to give offence to the religious convictions or feelings of a section of the public, he is unable to agree to the presentation thereof.

The copy of the play submitted by you is returned under separate cover.

I have the honour to be,  
Madam,  
Your obedient servant,

*[Signature]*  
SECRETARY FOR THE INTERIOR.

Mrs. Madie Hall Xuma,  
85 Toby Street,  
Sophiatown,  
JOHANNESBURG.

SW

ABX-4311224

REF. 32/220/58.

DEPARTMENT OF PUBLIC HEALTH,  
P. O. Box 386,  
PRETORIA.

22nd November, 1943.

J. R. Coan, Esq.  
Chairman Clinic Board,  
Wilberforce Institute,  
P. O. WILBERFORCE.

Sir,

CROGMAN COMMUNITY CLINIC, EVATON, TVL.

With reference to two inspections of the above-mentioned district nursing service carried out by an inspecting officer of this Department on the 5th July 1943, and the 25th September, 1943, I have to inform you that her reports revealed an unsatisfactory state of affairs.

The senior nurse appeared to have no control over the other two, who came on duty at 9:30 and 10a.m. and whose midwifery bags were found to be in a most untidy and unsatisfactory state.

Steps should be taken to ensure that the service is carried out in a more efficient and satisfactory manner.

I have the honour to be,

Sir,

Your obedient servant,

A/g UNDER SECRETARY FOR PUBLIC HEALTH.

ABX-431223

*Discharge  
RMC*

*military matters*

23rd December, 1943.

Major the Honourable P.J. van der Byl,  
Minister of Native Affairs,  
Union Buildings,  
PRETORIA.

Honourable Sir,

Information has come to us from various quarters that a large number of African soldiers, wounded, disabled and otherwise, are awaiting discharge at Modder Bee Depot.

Rev. J.A. Calata,  
P.O. Cradock, C.P.)

It is alleged that from one to three months some of these men have been waiting there for the final discharge order and that during this period the allowances for the dependents have been suspended or stopped.

We would most humbly urge that the allowances be not disturbed until the soldier is discharged and that the disabled or wounded soldier becomes a charge of the State until full rehabilitation into normal life.

The matter requires most urgent attention to avoid unfavourable repercussions.

Yours respectfully

PRESIDENT-GENERAL.

ABX/pd.

ABX-431224a

24th December,

3

Mr. S. Mac Lepolisa,  
637 Batho Location,  
BLOEMFONTEIN.

My dear Mr. Lepolisa,

In the first place I would like to thank you and your Committee for the great trouble you took in organising for the show "Progress of a Race".

Rev. J. A. Calata, )  
P. O. Cradock, C. P. )

I would like to get a detailed statement of Income and Expenditure, as I had advanced the expenses of the troupe amounting to about £74.0.0d. without their upkeep. I fear we may have sustained a big financial loss; but I would like to have the full details.

I <sup>was</sup> to thank you and your Committee for the trouble you took in making arrangements for the troupe.

With best regards,

Yours very sincerely,

PRESIDENT-GENERAL.

ABX/pd.

A.H.C.

ABX-4312246

24th December, 3.

Mr. A.B.P. Malunga,  
Gore-Browne Training School,  
Barkly Road,  
KIMBERLEY.

My dear Mr. Malunga,

I regret that, on account of pressure of business, I was not able to sit down and discuss with you Congress affairs in Kimberley and the vicinity.

Rev. J.A. Calata, )  
P.O. Cradock, C.P. )

In the first place I would like to thank you for the great trouble you took in organising for the show "Progress of a Race".

I should like to get a full financial statement about the show, that is, Income and Expenditure. I need this information as I advanced the money for the trip of the troupe.

With best regards,

Yours sincerely,

PRESIDENT-GENERAL.

ABX/pd.



Youth League

ABX. 431227.

A.N.C.

P. O. Wilberforce

Evaton Tr. Ship

27th Dec 1943

Dr. A.B. Xuma

Bophelong

Toby Street

Sophiatown J.G.B.

As a young man who is interested in the youths of Evaton, and am keenly trying to organise them together to make a Youth Movement. I approached Mr J.M. Mhalapo principal of Wilberforce, and asked for advice on how our youth movement may build the following things which we need:- Halls. Clubhouses. Library. Sports grounds. Evaton has none of these things.

Mr Mhalapo then directed me to Dr. A.B. Xuma, a strong member of the Congress. He emphasized the fact that the Congress was the most active now and very likely to meet us half way in relation to those things which the Government

ought to do for us.

Our main aim at present is to build a hall where all residents of E Eaton, young and old, might convene meetings when necessary, where the promotion of functions and theatrical shows might be held.

But on whose stand shall we build that hall if we have the means. Rather, does it mean that a big Township like Eaton has no reserved areas where halls might be erected?

At present the "Eaton Students Association" has just to trust on the Wilberforce Institute Halls, if they want to promote a function.

A group of enthusiastic young teachers formed a tennis team. They had already decided to pitch their tennis court on a private stand, when fortunately or unfortunately they heard that the owner of the stand has just sold it.

Our football club has just dissolved on the grounds that they<sup>it</sup> have no football grounds and cannot just play in air.

Another group of youngsters have formed a Physical Culture club. Here they learn the art of boxing as well as - developing their bodies to be physically fit.

This particular group has been looking for a private dwelling which they could hire and perform their evening exercises in it. So far they have been seeking in vain.

I, on my part, have never seen a single swing for children here in Ewaton. Thus is the present life of the youth in Ewaton.

Should I say we write to you, a strong member of the 'congress,' our Doctor, and above all a stand owner in Ewaton. We look forward to hear from you what the congress can do for us.

Yours faithfully  
Ernest Sereme.



ABX. 431228a

28th December,

3.

The Editor,  
"Umthunywa",  
P.O. Box 26,  
UMTATA.

Dear Sir,

Kindly find space in your valuable paper to publish  
the enclosed New Year Message.

Rev. J. A. Calata, )  
P.O. Cradock, C.P.)

Thanking you and with best wishes,

Yours sincerely,

PRESIDENT-GENERAL.

ABX/pd.

ABX. 4312286

28th December, 3.

The Editor,  
"Inkundla Ya Bantu",  
P.O.Box 50,  
VERULAM, Natal.

Dear Sir,

Kindly find space in your valuable paper to  
publish the enclosed New Year Message.

Rev. J.A.Calata,) )  
P/O/Cradock, C.P.) )

Thanking you and with best regards,

Yours sincerely,

PRESIDENT-GENERAL.

ABX/pd.

ABX.431228c

28th December, 3.

The Editor,  
"Ilanga Lase Natal",  
P.O.Box 2159,  
DURBAN.

Dear Sir,

Rev.J.A.Calata, )  
P.O.Cradock,C.P.)

Kindly find space in your valuable paper to publish  
the enclosed New Year Message.

Thanking you and with best regards,

Yours sincerely,

PRESIDENT-GENERAL.

ABX/pd.

ADX-431228d

ORGANISED BY THE

SOUTH AFRICAN Y.M.C.A. WAR WORK COUNCIL

WITH THE  
SOUTH AFRICAN  
FORCES



MET DIE  
SUID-AFRIKAANSE  
VERDEDIGINGSMAG

PLEASE ADDRESS REPLY TO:

No. .... RANK ..... NAME .....

COY. .... UNIT ..... CAMP .....

*National*

NATIVE Y.M.C.A. H.Q.  
NORTHERN COMMAND,  
ROBERTS HEIGHTS.

28th December, 1943.

Dear Sir,

I wish to congratulate you on your success as President-General for the African National Congress for the term in which your indispensable leadership to the cause cannot be written in words.

Whilst I will be returning to Main Reef on the 10th January, I am pleased to know that as from the beginning of this coming year, we can all work on what promises to be a year's richer harvest, and at its beginning, let me add that I wish you and family a Happy New Year.

Yours sincerely,  
Hubert Wilmseni, B.A.



ABX. 431229a  
A.N.C. Tol  
29/12/43

AFRICAN NATIONAL CONGRESS  
TRANSVAAL PROVINCE.

MINUTES OF THE TRANSVAAL WORKING COMMITTEE MEETING HELD AT THE CONGRESS HEAD QUARTERS, ROSENBERG ARCADE, 58 MARKET STREET, JOHANNESBURG ON THE 29th. DECEMBER 1943, AT 3.25.p.m.

66 -----

PRESENT WERE:- Dr. A.B.Xuma (Chair) Messrs R. G. Baloyi, R.V.Selope Thema, E.P.Moretsele, T.D.Mweli Skota, L.T.Mvabaza, S.S.Maloka J.B.Marks, P.L.Chuene and C. S. Ramohano.

APOLOGIES:- It was reported that Mr. G. Makabine was unable to attend owing to ill health.

MINUTES OF THE LAST COMMITTEE MEETING:- Minutes of the last meeting were not read as Mr. Makabine who had the minutes was reported absent due to illness.

OPENING REMARKS:- The President-General in his opening remarks reminded the committee that its term of office was about to expire. The Committee would be required to make a big drive for membership. Mr. Moretsele suggested that meetings should be arranged all over the Reef, in order to enrol members to the Congress. He also pointed out the fact that Johannesburg branch of the Congress has collected some monies and has made no report as yet. Mr. Thema suggested that a programme should be made. Agreed.

CONSULTATIONS:- The meeting considered a question of consulting with local people in arranging meetings, was merely a matter of detail that could effectively be dealt with when the programme is actually in hand.

ALLOCATION OF SPEAKERS:- It was agreed that at least three speakers should be allocated to address each meeting in the name of the Transvaal Working Committee.

MASS MEETING:- Mr. Marks suggested that the Working Committee convene a mass meeting in Johannesburg and thereafter arrange other meetings outside Johannesburg. In agreeing with suggestion, the President-General said that this will give us an opportunity of giving the report of the Annual Conference of the Congress held at Bloemfontein in December last to the people. Mr. Baloyi said the official opening of the Head Quarters of the Congress should take place the same day. It was agreed that the date of the meeting on the third Sunday of January 1944, and that the report be given to the meeting by Messrs J.B.Marks, P.L.Chuene and C.S.Ramohano.

SUB-COMMITTEE:- Mr. L. T. Mvabaza moved that a sub-Committee be elected. Mr. Thema said that we were working as a committee and there was no need for an additional committee.

NOTICE CONVENING A MASS MEETING:- It was further agreed that a notice convening the mass meeting should be sent to the press. A circular letter to all trade Unions and a letter to the chiefs for their information. Also to all business men and branches of the Congress throughout the Reef and Pretoria. A question of how the circulars should be, was, after long discussion left to the president.

CLAIMS:- Mr. Mvabaza reported that he was one of the delegates to the Annual Conference of A.N.C. held at Bloemfontein this year. Unfortunately on his way to the Conference before he left Johannesburg he was robbed. As a result of this robbery, he had to get a loan of money from someone so as to go to the Conference. He appealed to the Committee to consider his case. Mr. Thema said all claims of this nature should be submitted officially, and asked that the claim must be postponed. Mr. Maloka seconded. Agreed.

ABX. 4312296

Z. 14 B.

P.O. Box 313,  
Phone 37.



IN REPLY PLEASE QUOTE  
GELIEWE IN U ANTWOORD TE  
VERWYS NA

No. Bfn. 26/3.

UNION OF SOUTH AFRICA.—UNIE VAN SUID-AFRIKA.  
OFFICE OF THE—KANTOOR VAN DIE

RECEIVER OF REVENUE,  
BLOEMFONTEIN.

Dr. A.B. Xuma,  
104 End Street,  
JOHANNESBURG.

29 DEC 1943

PROMOTER'S LICENCE AND  
ENTERTAINMENT TAX.

With reference to the performances held in this city on the 14th and 15th inst. by Madie Hall Xuma (American Negro Revue), I have to inform you that you failed to apply for Exemption in respect of Entertainment Tax within the prescribed period viz. four days prior to the performance, and you are therefore liable to pay £2 Promoter's Licence and Entertainment Tax at the prescribed rates.

Kindly furnish this office with an affidavit stating the number and denominations of tickets sold, and substantiate your statement, if possible, by forwarding the relative counterfoils.

Upon receipt of the above, you will be advised of the Entertainment Tax due.

The amounts due herein must be paid before approaching the local Provincial Secretary with a view of obtaining a refund of grace in the event of the funds being in aid of a charitable cause.

*B30/hm*  
RECEIVER OF REVENUE.

ABX-431229c

Bfn. 26/3

COPY.

P.O. Box 313,  
'Phone 37.

Receiver of Revenue,  
Bloemfontein.

29 December, 1943.

A.N.C.

DR. A. B. Xuma,  
104 End Street,  
JOHANNESBURG.

PROMOTER'S LICENCE AND ENTERTAINMENT TAX.

With reference to the performances held in this city on the 14th and 15th inst. by Madie Hall Xuma (American Negro Revue), I have to inform you that you failed to apply for Exemption in respect of Entertainment Tax within the prescribed period viz. four days prior to the performance, and you are therefore liable to pay £2 Promoter's Licence, and Entertainment Tax at the prescribed rates.

Kindly furnish this office with an affidavit stating the number and denominations of tickets sold, and substantiate your statement, if possible, by forwarding the relative counterfoils.

Upon receipt of the above, you will be advised of the Entertainment Tax due.

The amounts due herein must be paid before approaching the local Provincial Secretary with a view of obtaining a refund of grace in the event of the funds being in aid of a charitable cause.

(sgd.) ? Botha (?)

for RECEIVER OF REVENUE.

CROGMAN COMMUNITY CLINIC,

P. O. WILBERFORCE .

29th November, 1943.

Dear Sir,

I herewith beg to discontinue my services at the  
Croghan Community Clinic, as from 1st. December, 1943.  
to the 31st December, 1943.

Y Thanking you very much,

I am,

Sir,

Yours respectfully,

Elizabeth Mshumpela.

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