

23 It is unacceptable that he did not know that UDF News (which is his ultimate responsibility) was published by Transvaal for the Northern Cape, Border and Northern Transvaal

23.1 This was not raised in argument by the State on the court

23.2 This was raised in cross-examination by the State

Lebata Vol 293 p 16381 121-16383 116

23.3 Lebata simply stated that he did not know for a fact whether the Transvaal media committee published UDF News for other regions. Lebata was "technically responsible for the production of UDF News national". Regional issues of UDF News "are under the control of the UDF regional publicity secretaries with the media committees in those regions"

- e) Why is this explanation unacceptable?
- b) What possible motives could there be to feign ignorance
- c) The State did not suggest in cross-examination that this explanation was unacceptable

24

22.4 LeBola has never denied that the UDF labelled the government as illegitimate. He was not boxed in this regard with the documents referred to by the court.

Indeed some of the documents do not seem to have been referred to at all, namely C109, C114, AD2

C41(4) and J(9), HJ 49 and T25 although referred to by other witnesses, were not put to LeBola.

24. His statement that he did not know who the funding agencies were which Salogee visited and that Salogee did not report back on his visit is palpably false. Finances are a vital part of any organization. Exh F, exh T6 para 3.10

24.1 This was not raised in argument by the State or the court.

24.2 This was specifically raised in cross-examination by the State.

Lebato Vol 294 p16413 l 3 - p16417 l 4

Lebato simply stated that he could not remember whether details of the funding agencies Salogee was to contact were discussed at the meeting. Lebato was asked where WFF got its funds. He stated that he could not give full details because fund raising was done by the treasurer. He did mention some countries from whom money was received.

24.3 It is not clear why Lebato's answer should be "palpably false". The fact that finances are a vital part of any organization does not mean that the Publicity Secretary's lack of detailed knowledge is false.

Secondly, why should Lebato want to lie about this. At the time of his evidence there had been a legal challenge to the Declaration of the WFF as an affected organization in which details of its funding were disclosed.

25. Apropos his statement in the interview with SALB (exh 154 p78) (against imperialism and capitalism) he is asked what he wants in place of capitalism. His answer is "free enterprise". This is nonsense.

25.1 This was not raised in argument by the court or the State

25.2 This was raised in cross examination by the State.

Lekota Vol 294 p 16438 L22 - p 16439 line 10

25.3 Lekota's answer is not as nonsensical as it is made to appear. When asked what he wanted in place of capitalism he stated "we want a system that would benefit everybody". He was then asked if he could give it a name. He then stated "well, I would say free enterprise, where you do not tie other people's hands so that they cannot compete". He elaborated on this stating that at present "we can only be at the service of others". He wanted a situation where blacks could own their own mills and farms and "compete effectively against everybody else".

25.4 It was not suggested that this answer was "nonsense". Indeed it makes perfect sense. It only becomes nonsense if one equates capitalism as it is practiced in South Africa with free enterprise. As Lekota's answer indicates, such an equation is nonsense.

26. His denial that acts of defiance were discussed at the meeting of the national secretariat on 7 July 1986 is false. Both accused No 19 and Trevor Manuel admitted it. Exh C85 pp 11 and 16, exh 78 pp 15 and 18. He conceded that the next day.

26.1 This was not raised in argument by the state or the court.

26.2 This was raised in cross examination by the State.

hebate Vol 294 p 16441 224-16466 29
Vol 295 p 16496 lines 3-16

26.3 It is correct that hebate acknowledged that he had wrongly stated that acts of defiance were not discussed at the meeting in question. He apologised.

26.4. The issue is whether he intended to mislead the court. There seems to be no reason for him to have done so since the NEC had rejected a defiance campaign

p16442 lines 13-15 and 23-29

Exh H1 para 7.4

p16466 lines 6-9

26.5. Why should he therefore want to be untruthful? He had nothing to fear since a defiance campaign had been considered and rejected by the NEC

27 The reason given why in exh AL8 the preconditions for a national convention are not mentioned, namely lack of space, is flippant.

27.1 This issue (on credibility) was not raised in argument by the State or the Court.

27.2 This was raised in cross examination by the State

Lebata Vol 294 p 16488 line 11-16491 line 3.

27.3 Lebata was asked why the pre conditions for a national convention were not mentioned. He explained that when one writes articles for a newspaper there are limitations on space and that he "tried to capture what I considered to be immediately important issues"

27.4 It was not suggested by the cross examiner that this answer was untrue or flippant. Anybody who has written for the newspaper will accept the correctness of Lebata's explanation

27.5. No preconditions are mentioned in AL8. On several occasions the 3 pre-conditions were clearly stated by Lebata. Indeed they were proclaimed at the launch. Why would Lebata want to conceal them on this occasion?

28. He lied about his visit to Tumahole on 15 July 1986
- he come from Kroonstad but stated he come from Blamfontein
 - He stated he had gone to visit Vuyo Dabi. It turned out he had previously said Fezile Dabi - a different person. He then adopted his evidence;
 - He told the court he could not reach the home of Dabi. His statement to the inquest said he went to Dabi's house. Also to Jenkins he gave this version;
 - He gave this court as reason for his visit to Tumahole the sight of riot police at Pong. His statement at the inquest was that he passed Pong and decided to visit Dabi. This statement was drafted by his lawyer.

28.1

28.2 This was raised in cross examination by the State. Point (b) was raised by the Judge.
Lakota Vol 295 p 16500 line 28 - 16510 119

28.3.1 With regard to where he had come from, he stated that he had originally come from the Cape. This he stated before he was confronted with his statement made at the inquest
Vol 295 p 16501 line 6-6

28.3.2 He explained that he come from the Cape, then went to Blamfontein & then Kroonstad
Vol 295 p 16507 line 25-30

28.3.3 He stated, before being confronted with his inquest statement that he was in the company of Papi Kganare, a union organizer with CCAWUSA in Blamfontein. He collected Kganare when passing Blamfontein
Vol 295 p 16501 line 8-16
Vol 295 p 16507 line 30 - 16508 11

28.3.4 He stated that if the lawyers had wanted the details of his route he would have given it
Vol 295 p 16508 lines 2-14

28.3.5 The statement was made for the purposes of what he had seen in the police station. They were not concerned about the route he had taken.

Re ex Vol 299 p 16915 lines 16-21

28.3.6 There is nothing inconsistent with the truth in this evidence. More importantly, what possible motive could he have for lying about the route he took. Once it is clear that he came from somewhere to Tumakole, it matters not whether he came from Kroonstad or Bloemfontein.

28.6.1 With regard to the name of the person he intended to visit, he stated, before being confronted with his incorrect statement that Vuyo Dabi was at one time a member of the Tumakole Students Organisation.

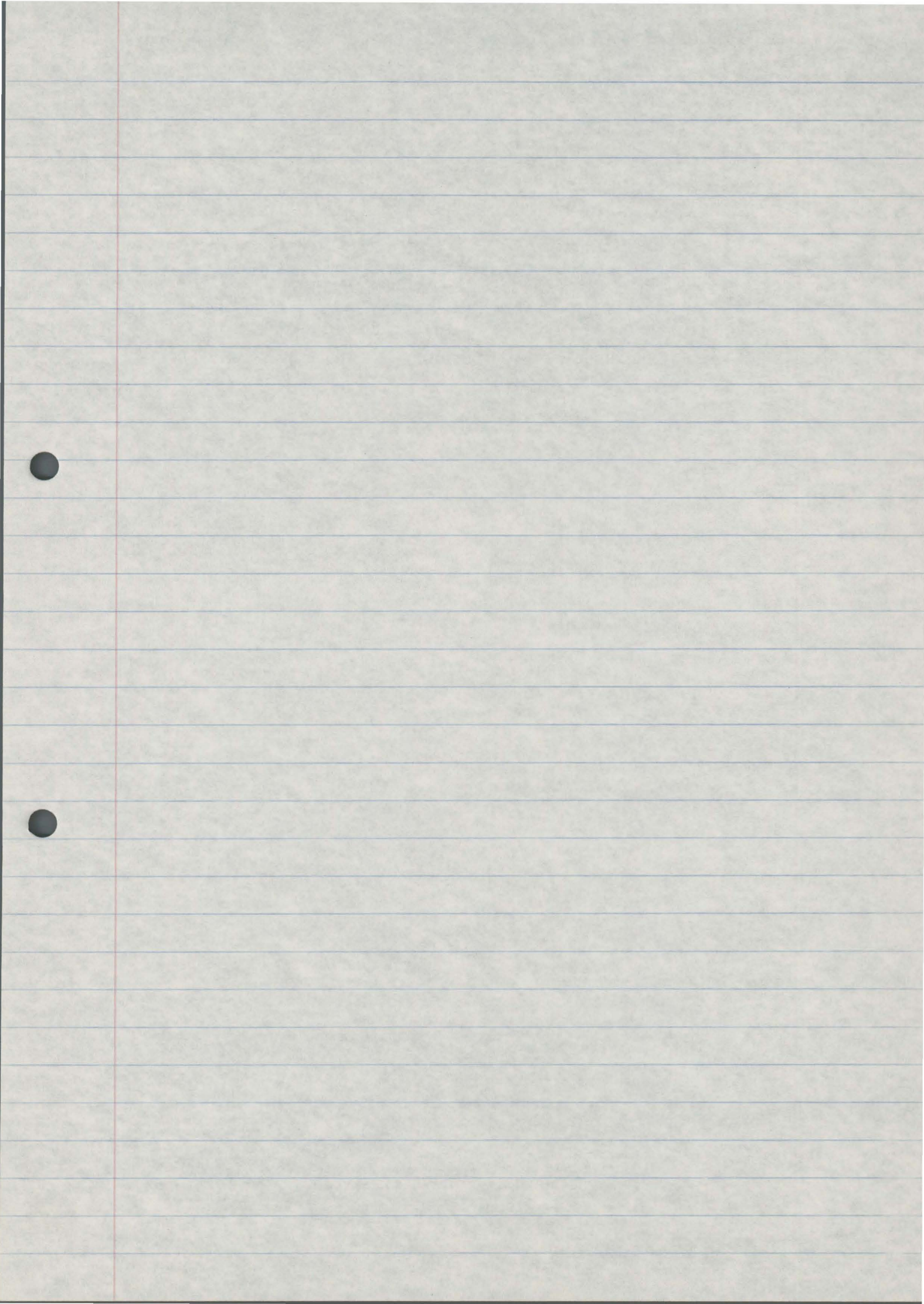
Vol 298 p 16503 lines 6-7

28.6.2 When confronted with the incorrect statement he said he had confused the names of two brothers - Vuyisile and Feizila

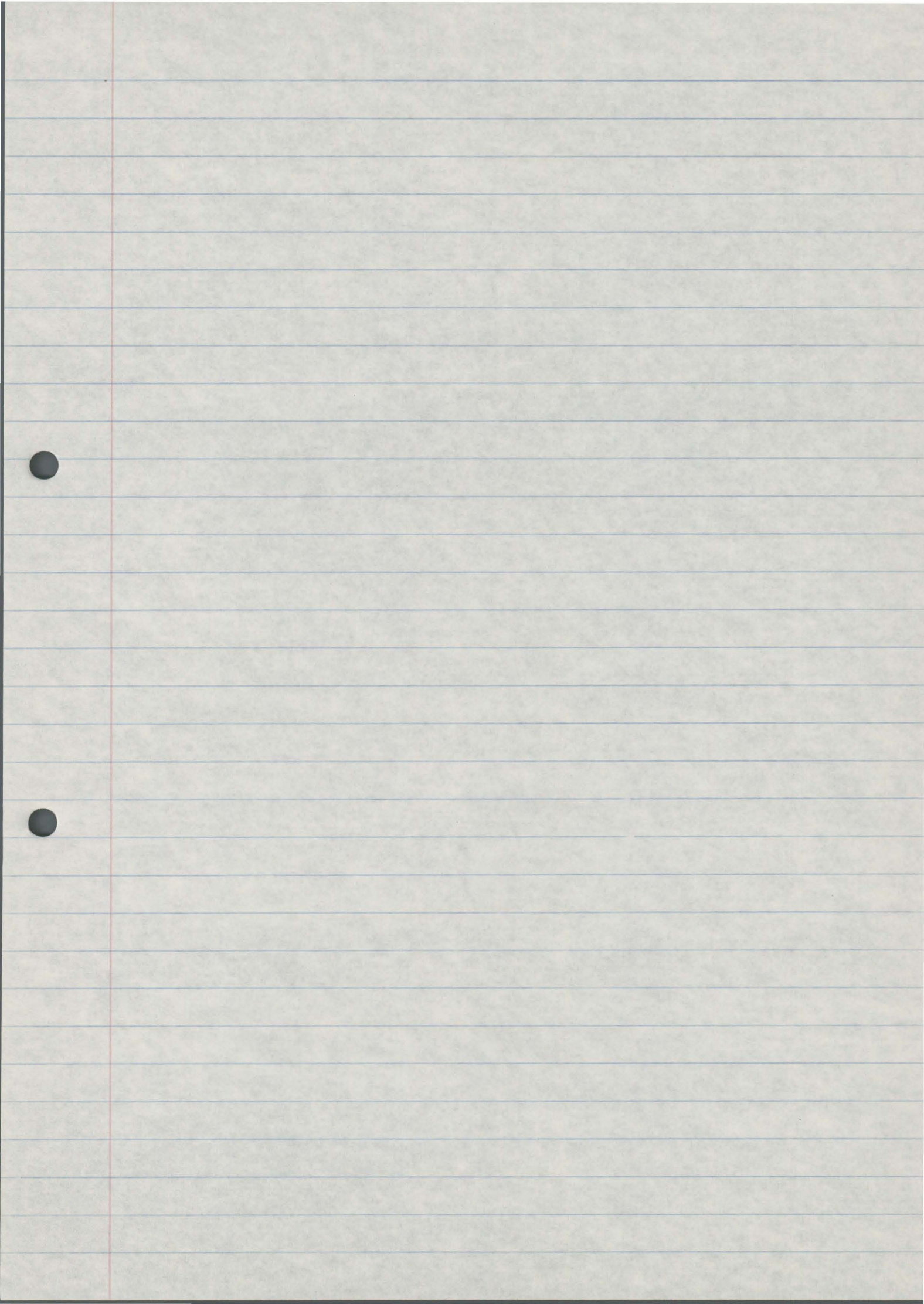
Vol 295 p 16507 lines 11-24

28.6.3 Again, what purpose is served by lying? Once the admission is made that the person whom ^{would be} he visited had connections with T.S.O then, from the state point of

view, a connection with the unrest in
The area is made. Furthermore, it matters
not which brother he intended to visit.
The distinction is immaterial



29. Account No 20 says he told the meeting of the witness
IC 17 and bishop Tutu what he had heard from Daphne



Miligakem

he beta -

language - a product of frustration
but motives honourable.

Vol 287 p 15909

For argument

288 p 16020 l 12

(B) There is no other way in which we in the
Black communities can hope to find a solution
to our problems... unless we pursue the
goal to give us political rights

(B)

289 / p 16025

The govt chooses what will consult
on our behalf.

(B)

291 / p 16234 l 5 - 25

We have not transgressed your laws.

292 / 16298

While apartheid is there we are all
frightened

287 / 15826

We measure our standards by South Africa

Andrew Mitchell.

Lehola Vol 282-299

~~1 - Re 2~~

~~Anti-S.A.I.C~~

~~2. Re 1~~

~~"leadership of the working class"~~

~~3 Re 5~~

~~"Socialism"~~

~~4. Re H~~

~~"low" "elected"~~

5 Re 22

"illegal" "illegitimate"

between 16262-16381

Notes 267-274

Vol. Indian Congress | NIC

Area Committees

1. Leboti says he was not part of establishing area coms.

288 p 16006 foot.

2. No 33 - Affiliation of Rakonda line

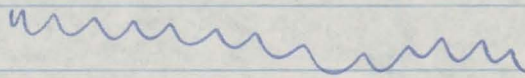
288 p 16016 & 10-11.

3. Re Sologgie and funding

294 p 16613

4. UDF News - publishing for other regions

293 p 16381



"movement" 16316

ku

Re Broom Fisher - Marxist

Vol 264 p 14190

1) Halton / C.V.

2) Accounts

3) Med Aid

4) Bawa opinion

5) Interns

6) Paul U.

ku

Collection Number: AK2117

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