RealTime Transcriptions

TRANSCRIPTION OF THE

COMMISSION OF INQUIRY

MARIKANA

BEFORE TRIBUNAL

THE HONOURABLE MR JUSTICE FARLAM (RETIRED) - CHAIRPERSON MR TOKOTA SC
MS HEMRAJ SC

HELD ON

DAY 290 12 SEPTEMBER 2014 PAGES 37806 TO 37905



© REALTIME TRANSCRIPTIONS

64 10th Avenue, Highlands North, Johannesburg P O Box 721, Highlands North, 2037

Tel: 011-440-3647 Fax: 011-440-9119 Cell: 083 273-5335

E-mail: realtime@mweb.co.za

Web Address: http://www.realtimesa.co.za



21

22

23

24

25

1

19

20

21

22

25

Page 37808

Page 37809

Page 37806 [PROCEEDINGS ON 12 SEPTEMBER 2014] 2 [09:13] CHAIRPERSON: The Commission resumes. I 3 understand that for the first hour this morning, possibly 4 slightly less, we're going to have the remaining 5 presentations on behalf of the families of the deceased. 6 Who is going to present the -7 MR MOJAPELO: The first presentation -8 MS PILLAY: Chair, Mr Mojapelo will be 9 presenting the first presentation which would be on behalf of Mr Julius Langa. 10 11 CHAIRPERSON: Yes, thank you. 12 MR MOJAPELO: As the Chair pleases. The 13 first presentation is of the late Mr Julius Langa. Julius 14 Langa comes from the Tonka area in the Nelspruit area under 15 the traditional authority of Sivosho. He was born on 27 16 January 1957 and he died on 13 August 2012. Julius Langa 17 was 55 years at the time of his death. The person who has 18 been attending the Commission is the wife of Julius Langa 19 and she states as follows, "My name is Mary Segwegwe

Funzama. I was born on 18 January 1963. I was married to

February 1993. I have been attending the Commission since

Yes.

And then the next slide is

the late Julius Langa in terms of customary rights on 1

its inception at Rustenburg."

MRS FUNZAMA:

MR MOJAPELO:

between me and the late Mr Langa four children were born and those children are Mduduzile, Thabishile, Precious and Noktula." MRS LANGA: Yes. 5 MR MOJAPELO: "And then all the children 6 and myself were financially dependent on Mr Langa. At the 7 moment we also have four grandchildren. There are also 8 extended families that also depended on Mr Langa for 9 support. My wish is that the Commission will help me with 10 the money for the children's maintenance. I want me and my 11 family to live on the same standard of living that my husband used to give us. I am also very happy that Mr X 12 13 came and said that he and others killed my husband. These 14 killers should be arrested because they are causing a suffering on my life. I am also convinced that my husband was killed by his fellow co-workers because he was on his 17 way to work. I also want the Commission to hear a message 18 from the children of Julius Langa. Our father was an 19 important person in our lives because he was everything to 20 us. He was the only one who was working for us and he was 21 the only one who was putting food on the table. Since he 22 died we are suffering because no-one is putting food on the 23 table at the end of the month. We were loving him so much 24 because he was a good man to us but now since he died we are in a bad way because we are suffering very bad. We

Page 37807 the picture of Mr and Mrs Langa during happier times. "My

last moments with my husband. Our home is in the Nelspruit 2 3 area. My husband stayed at Segwaelane village next to his 4 employment area." 5 MRS FUNZAMA: Yes. MR MOJAPELO: 6 "My husband telephoned me 7 to come to Marikana and I arrived in Marikana on the 8 Saturday, 11 August 2012 at around 3 o'clock. We spent 9 Saturday together. We spent Sunday together and in the early hours of Monday morning I prepared a lunch box for 10 him as he usually leaves the house around 3AM for work and 11 12 I then went back to sleep. That was the last time I saw my 13 husband alive. How I learnt of my husband's death, two 14 police officers came to the house and wanted to know who 15 the wife of Julius Langa was and I responded that I am the 16 wife of Julius Langa. They did not tell me anything. They 17 also asked about the whereabouts of my brother. They then 18 left and never came back. Okay, then my brother came back

23 asked me to choose a coffin." 24 MRS LANGA:

Tel: 011 021 6457 Fax: 011 440 9119

MR MOJAPELO: "Out of the marriage

and we told him that the police were looking for him. He

went to the police and later came back to report to us that

my husband has been killed. On a later occasion I went to

the mortuary and the Lonmin officials who were assisting me

want your help and we want a photo or a video of our

father. We want to see how he died so that we can find peace in our lives. I thank you."

4

CHAIRPERSON: Does Mrs Langa wish to say

5 something herself?

6 MRS LANGA: Yes, I want to say a few

words.

7

8 CHAIRPERSON: What do you want to say?

9 MRS LANGA: I am in pain because of the loss of my wife, my husband. It was on Friday when he 10

phoned me, on the 10th. He said that I should come over to 11

12 Morelane, that it was on the 11th. I arrived here on

13 Saturday. I spent on Sunday with him, we slept and then we

14 wake up, it was on the 13th, Monday. I wake up, I prepared

15 food for him and then he went away. Ja, he put his one

16 foot outside the house and then he asked me to lock the

17 door, which I did. That's the moment when he was leaving.

18 Ja, it was at 3 o'clock when he left. Since then I did not

19 see him again. Since the loss of my husband now I am a

20 sickly person. I have been to the doctors who told me that

I'm suffering from high blood because of the loss of my

22 husband. Ja, it was very painful to me, that is we started

23 at Rustenburg area where we were staying. I produced the

24 certificates of my children, they said they are not going

to register me because they will only concentrate to those

RealTime Transcriptions

Tel: 011 021 6457 Fax: 011 440 9119

Page 37810 Page 37812 people whose husband has been killed by the police. I place where her husband was killed. 1 2 2 started to question myself, who is going to help me because MS BALOYI: Indeed, Chair, we'll do that. 3 Would you please ask the 3 I have been phoned so that I should also come to the CHAIRPERSON: 4 Commission, which I did and then I followed it up to date. 4 police to arrange to take her there and I suggest that 5 Well, my husband was working for us and then he 5 perhaps a social worker or someone could accompany them was working at the mine but those, his colleagues, I am 6 because it's obviously a very emotional, it will be a very 6 7 7 very scared of them. I didn't expect that my husband will emotional experience for her and she needs all the support 8 that she can get. 8 die in that way. Then I put my hands on top of my head 9 9 because of the loss of my husband because I've seen MS BALOYI: We'll do so, Chair, thank 10 previously some other people did the same after they've 10 you. 11 11 lost their husbands. For the period of two years nobody CHAIRPERSON: Which is the next family in 12 was looking after me, then I had to tell the Commission 12 respect of which we're going to have a presentation? 13 what is in my heart, yes. I am asking the Commission to 13 MS PILLAY: Chair, it's in relation to Mr 14 help me that my children should have something to eat, the 14 Sokanyile and Ms Motloenya will be doing the presentation. food on the table. 15 CHAIRPERSON: 15 Thank you. 16 16 CHAIRPERSON: Yes, yes, thank you Mrs MS MOTLOENYA: Chair, on behalf of the 17 Langa, we will -17 Sokanyile family we've got Mr Sokanyile's daughter, Ziyanda 18 MRS LANGA: Well, I have got only - ja, Sokanyile, and Mr Sokanyile was killed on the 13th of August 19 it must come out, I have something to vent out here. Where 19 and he was the man that was found across the river on the 20 my husband has been killed, Chairperson, I was never there 20 13th of August. The statement was made by Mr Sokanyile's 21 at the spot itself but I have been to another spot. I 21 mother. "Pumzile Sokanyile died at the age of 48" -22 would love to go and see the spot, that's the place where 22 CHAIRPERSON: It says sister if you read 23 he was killed, then I will be happy. 23 the third line, third paragraph of the statement. "I am 24 CHAIRPERSON: 24 Pumzile Sokanyile, sister" -Yes, thank you. 25 25 MRS LANGA: Well, I was told that there's MS MOTLOENYA: Yes, I beg your pardon. Page 37811 Page 37813 a certain man who says that Langa died on the outside but 1 CHAIRPERSON: "My brother was killed" -1 2 2 it surprises me when they say he died on the spot outside MS MOTLOENYA: I beg your pardon, it is 3 because there's no person who died into the house. Thank 3 Mr Sokanyile's sister. 4 4 CHAIRPERSON: As long as we get it right. you. 5 5 CHAIRPERSON: MS MOTI OFNYA: Thank you, Chair. Yes, Mrs Langa, thank you 6 CHAIRPERSON: Is the lady with us for that. I can understand that you're very moved and 6 7 upset by the whole thing. I will ask the police - please 7 Songstress Nothakile Nkonyeni? 8 8 keep quiet, this is a very sad moment in Mrs Langa's life MS MOTLOENYA: No, Chair. 9 9 and please, I ask everyone to respect her grief and her CHAIRPERSON: Oh, it's the daughter? 10 feelings. Mrs Langa, I will ask the police to arrange for MS MOTLOENYA: it is Ziyanda Sokanyile. 10 you to be taken to the scene where your husband's body was 11 CHAIRPERSON: 11 L see. 12 found and I will also ask the representatives of Lonmin to 12 MS MOTLOENYA: She has taken the statement and -13 investigate the situation in regard to the loss of support 13 14 that you have suffered. Whether they'll be able to do 14 This is her aunt who made CHAIRPERSON: 15 anything is a matter I've obviously got no power over but 15 the statement. I'm sure that they will do what they can to assist. 16 16 MS MOTLOENYA: Indeed, Chair. 17 MR BHAM SC: May I just say, Mr 17 CHAIRPERSON: Yes, I see. 18 Commissioner, that they're in the processing of finalising 18 MS MOTLOENYA: "Mr Sokanyile died at the a document which hopefully we will hand up either on Monday 19 age of 48. He was from Dumazulu Location in Nxeleni in the 19 or Tuesday, going through what they are doing and what they 20 Eastern Cape. My name is" -20 21 have done. 21 CHAIRPERSON: I think we should get -22 CHAIRPERSON: Thank you very much and Ms 22 sorry, you're carrying on with what's on the screen now. 23 MS MOTLOENYA: 23 Baloyi, can you please ask the police to arrange for Mrs Yes, Chair. "My name is 24 Langa. She has, one of her problems that is preventing her 24 Songstress Nothakile Nkonyeni. I live in Dumazulu Location 25 from getting closure is the fact that she hasn't seen the in Nxeleni. I am Pumzile Sokanyile's sister. My brother

Email: realtime@mweb.co.za

13

14

16

17

18

19

20

21

22

23

24

3

5

6

7

8

9

10

11

12

13

14

15

16

17

18

19

21

22

23

24

Page 37816

Page 37817

Page 37814 was killed at Marikana. About Pumzile Sokanyile, my 2 brother was a very peaceful man who loved his job. 3 Everybody in my village knew him by his jokes and he liked 4 helping others. I can assure you he only got involved in 5 the strike action because he wanted his voice to be heard by his employers. He was not scared to speak his mind. He 6 7 always ended his arguments in peace. He visited every Easter and December holidays. His dependants, his wife 8 9 Pumfilisa Sokanyile" - he now has four children, Chair. 10 There was one child Lindikaya who passed away in August 11 this year. So in actually fact there is Savika. 12 [09:33] CHAIRPERSON: No, there are five names 13 here, so he must have had six. 14 MS MOTLOENYA: Oh, yes, he had six. 15 CHAIRPERSON: The name you mentioned 16 isn't on the screen. 17 MS MOTLOENYA: Oh, he had six. 18 CHAIRPERSON: So he had six children. 19 How old was the child who died? 20 MS MOTLOENYA: 26. 21 26, I see. CHAIRPERSON: 22 MS MOTLOENYA: 26. 23 CHAIRPERSON: She was grown-up and -24 MS MOTLOENYA: Yes, Chair -25 CHAIRPERSON: - and clearly left home. Page 37815 Yes, Chair. 1 MS MOTLOENYA:

and update us. That was the last time I heard from my

2 brother. As I was watching the strike on TV I became very

3 worried. When we spoke I even asked him to come home

4 instead, but he refused. He told me that he also wanted

5

the raise and he also wanted his voice to be heard by his

6 employer. He was very sad when he told me that they went

7 to see the management, Lonmin would send the police

8 instead. We never heard anything about NUM. He did not

9 like the way the employers were treating them. He said

10 they never listened to their concerns and work conditions

11 were unbearable.

> The news of his death - I received the news on the 17th of August 2012 that he had died. The person who called us, Velile, is also from our village. I never thought it would go that far. I thought maybe he might lose his job, but not his life. We had been in contact with Velile since 14th of August 2012. We asked him to help us locate our brother, but they couldn't find him. Velile called my aunt on the 17th of August 2012 to say that they had found his body. However, since I was still in shock I don't know where they found his body.

The news of his death - my mother did not take the news well. She collapsed and died on her way to the hospital. We had to deal with the pain of losing two

family members at the same time. I completely switched off

2 CHAIRPERSON: I understand. 3 MS MOTLOENYA: Who died 9 August. 4 CHAIRPERSON: Yes, I understand.

5 MS MOTLOENYA: So it's Seseka, Viyanda,

Yolanda, Snekiziwe and -6

> CHAIRPERSON: And what about Sibulele?

8 MS MOTLOENYA: - Sibulele.

9 CHAIRPERSON: Yes.

10 MS MOTLOENYA: And Sibulele, and his

11 brother Luvuyo and Msubanzi, his sister Notugilo and his 12 nephew Songezo. He started working for Lonmin in 2001. He

13 lived in Karee. Our cousin Mfanisene Sokanyile is also a 14 mineworker. He got his job through my brothers who were

15

still in the process of trying to get his brother Msubanzi

a job there. 16

7

17

18

19

21

His role in the family, Phumzile [mechanical interruption] 2009. He built his own home [mechanical interruption] school fees. After his father's death in 2010 the whole family had to rely on him. He was everything to the family. His sister is also a widow and so she was staying at home.

22 23 About the strike - he called us and told us we 24 mustn't be worried if his phone is off because he'll be on 25 the mountain and when he comes back he will switch it on hearing the news. Velile and Mfanisene Sokanyile took the responsibility of viewing the body. I did not have any chance to find out what really happened to my brother. I don't know if we received the post mortem report. The effect of the death - No one can really know

what we are feeling. I cannot begin to describe the pain I feel inside. We lost our brother and mother at the same time. We buried our brother and mother on the same day. The ritual had to be done on 1st of December 2012. Two buses from Marikana came to the funeral. We, the family, were not in a good condition. I'm the only one that is older and thus I have to take care of the family. I am 50 years old, but my wish is to get a job so that I can maintain my family, so that there's food on the table at the end of the day. I'm not looking for any luxuries but simply to be able to put bread and butter on the table. All I want for my family is for them to survive.

The Commission of Inquiry - I know about the process that will be followed at the Commission of Inquiry. It will never replace our family members. If the police are found guilty the government must support my family. I would also like Lonmin to employ my younger brother and my brother's son.

CHAIRPERSON: Thank you.

25 MS MOTLOENYA: Ms Sokanyile does not wish

Email: realtime@mweb.co.za

3

4

5

6

7

8

9

10

11

12

13

15

20

21

22

23

24

25

1

3

5

6

7

8

9

10

11

12

13

14

15

18

19

Page 37820

Page 37821

```
Page 37818
    to say anything, Chair.
1
2
           CHAIRPERSON:
                                 She doesn't want to say -
3
    well please accept our condolences and sympathy. We can
4
    see that you were deeply moved by what's been read on your
5
    behalf and it obviously was a very sad and tragic loss to
6
    you all and we extend our sympathy to you.
7
           The representative of Lonmin is sitting in court
    and I'm sure he's heard what you, the request you've made
8
9
    that favourable consideration should be given to employing
10
    the two family members that you've mentioned. Thank you.
11
    I know you can't undertake that that will happen, but I
12
    understand that there is a practice at Lonmin where
13
    possible to employ people who are related to former
14
    employees, or even present employees, and so perhaps that
    matter can be looked into if it hasn't been already.
15
16
           MR BHAM SC:
                                It will be communicated to
17
    management, Chair.
18
           CHAIRPERSON:
                                 Yes, thank you very much.
19
           MS PILLAY:
                             Chair, the next presentation
20
    is on behalf of Mr Mabelane and it will be done by the
21
    attorney for the Mabelane family, Mr Sam Shandunga.
22
           CHAIRPERSON:
                                 Thank you.
23
           MR SHANDUNGA:
                                   Thank you, Chairperson.
24
           CHAIRPERSON:
                                 Yes, we have a photograph
25
    of Mr Mabelane on the screen. I take it the text will
```

come because of the prohibitive cost of travel. The children and family are thus not part of this process.

I first would like to thank the Commission for the opportunity to permit us to make this submission. Our submission shall address the life of the decease, our life with the deceased, our individual and collective feelings of loss as a family, impact financially and morally as a result of the loss of my husband in the family, as well as the questions we would like the Commission to address in its work.

Frans was born in a village of Segwaelane in 1964. He is one of the four children and was raised by a single parent. We got married in 1993. He was a hard worker and a pillar of strength to all close and extended family members.

16 Frans was a breadwinner at home. He took, Frans
 17 took –
 18 CHAIRPERSON: You mean "undertook." I

18 CHAIRPERSON: You mean "undertook," I 19 take it.

MR SHANDUNGA: Yes, yes, yes. "He undertook to give his siblings, parent and children support in their informal business or businesses, and thus the whole extended family relied on his support. At my place he paid for all other household needs and now I'm in no

Impact of his death on the family - As a family

position to take over these financial obligations.

Page 37819

```
follow.
```

1

7

10

11

2 MR SHANDUNGA: The text will follow. "I

3 am an adult female, widow" -

4 CHAIRPERSON: I'm sorry, sorry. Is the

5 lady sitting next to you Ms Leah Mabelane, or – you are Ms

6 Leah Mabelane, I see, and you are the widow of Mr Mabelane.

MS MABELANE: Yes, Chair.

8 CHAIRPERSON: Yes, please proceed.

9 [Microphone off, inaudible] her statement on her behalf.

MR SHANDUNGA: Thank you, Chairperson.

"I'm an adult female, widow of the late" -

12 CHAIRPERSON: I don't think your

13 microphone is on, is it? Yes, it is -

14 MR SHANDUNGA: It is.

15 CHAIRPERSON: - wrong with the

16 amplification.

17 MR SHANDUNGA: It is.

Tel: 011 021 6457 Fax: 011 440 9119

18 CHAIRPERSON: Yes, please carry on.

19 MR SHANDUNGA: "I'm an adult female,

20 widow of the late Frans Matlhomola Mabelane who worked for

21 Lonmin as a security superintendent. I make this

22 submission on my behalf and on behalf of the Mabelane

23 family.

The late Frans Matlhomola Mabelane had three children, Kate, Retabile, Karabo, but they are unable to we have to but thank Lonmin for some assistance they gave, but we'll address the Lonmin issue later in this statement. The death of Frans means that the support that we all received went with him and the cycle of poverty that gripped the family and the extended family will rear its head again with no one to mitigate it. Frans was working hard to break this cycle, but his death is a great disruption of his intent. His death and these difficult

The feeling of the family – Though we accept that death can come to any person, but Frans' death was very cruel, very untimely, and we believe very avoidable. The family is unable to cope with the humiliation of the manner in which he died and most have sent the photos that" –

16 CHAIRPERSON: Most have been sent.
17 MR SHANDUNGA: Ja, "and most have been

times renders us very vulnerable.

sent the photos that were circulating showing how their father was burned with some stigma as though he was doing something wrong. We feel that Lonmin has taken away Frans

and has a responsibility to assist us and replace his debts
 to his children and the broader Mabelane family and/or make

23 good our loss.

Feeling of the family – We also feel that the dastard act committed must be properly investigated and

21

22

23

24

25

be all.

CHAIRPERSON:

CHAIRPERSON:

MS PILLAY:

Thank you.

deceased who was a former employee of Lonmin. You made a

comment in respect of Mr Langa. Is there anything you wish

Thank you, Chair, the -

Again this is one of the

Page 37822 Page 37824 that those responsible must be made to see what I believe 1 to say at this stage, Mr Bham? 2 2 the Commission must show to the world and South Africa, an MR BHAM SC: Exactly the same I said 3 indescribable inhuman suffering of slow uninterrupted 3 previously -4 burning of a body in a hot day. We cry when we remember, 4 CHAIRPERSON: Well, perhaps Mrs Mabelane 5 but this is our picture of every day. It goes around with 5 must stay here and hear what you say. Or perhaps her attorney must stay and listen and tell her. Just repeat it 6 us and we see questioning on this by others when they look 6 7 7 at us. It is us, this picture is us and more, it is the for her benefit so she'd understand. picture that now identifies us as a family. Especially our 8 MR BHAM SC: 8 The issues raised in the 9 9 children have to deal with this. They go around with this statement relating to Lonmin and in particular the 10 picture at the young age they are. Can it be that when a 10 questions on the last page will be communicated to my 11 person is killed with such indignity the employer cannot 11 client. take responsibility? Can it be that we have to be beggars 12 12 CHAIRPERSON: Thank you. Ms Pillay, who 13 for food from NGOs? 13 is next? 14 As though is not enough, the bodies were given to 14 MS PILLAY: Chair, the next presentation us incomplete and what was left was badly burned. How 15 is on behalf of Mr Twala and it will be done by Mr 15 could we live with this? We just have questions and more 16 16 Ntsonkota. 17 17 questions. Our situation is very precarious. We request CHAIRPERSON: Thank you. 18 those we blame for support. 18 MR NTSONKOTA: Thank you, Ms Pillay. 19 What undertaking Lonmin is prepared to make to 19 Thank you, Chair and members of the Commission. It will be 20 redress the loss of the family?" 20 recalled, Chair, on day 273 of the Commission when the 21 CHAIRPERSON: 21 first rounds of family presentations were made I requested These are the questions 22 that they -22 that we postpone Mr Twala's presentation, owing to the fact 23 MR SHANDUNGA: Yes. 23 that there were no family members in attendance on that 24 24 CHAIRPERSON: day. - that the family asks, is 25 it? The first one you read, "What undertaking is Lonmin 25 CHAIRPERSON: Yes. What is the position Page 37823 Page 37825 prepared to make to redress the loss of the family?" today? Are there family members in attendance? 1 1 2 MR SHANDUNGA: 2 MR NTSONKOTA: Subsequently my attorneys Yes. Thank you, got in touch with the family. However, due to 3 Chairperson. "Whether Frans was responsible to deal with 3 4 strikers? What training he had to deal with so many people 4 circumstances beyond our control we were unable to secure 5 who were clearly angry? Whether the employer did not have 5 their attendance at the Commission this morning. However, 6 I have been requested on behalf of the family to read onto a duty to warn Frans about the danger of facing the 6 7 strikers after they had attacked his colleagues, namely 7 the record a statement -8 8 Messrs Vorster and Louw? At what stage were the police CHAIRPERSON: Yes, thank you. May I say 9 9 called for assistance and what was their response? What that I hope it will be possible for a video clip to be time and where did the strikers start marching? What type 10 10 extracted from the TV coverage of today dealing with the 11 of assistance shall Lonmin provide to the family?" And presentation you're going to make, which could perhaps be 11 12 that is the -12 made available to the family so that they could at least 13 CHAIRPERSON: Thank you. Of course these 13 see what you have said on their behalf. 14 questions have been covered in the evidence and in the 14 MR NTSONKOTA: We will endeavour to do 15 questioning of the witnesses and we hope to deal with them, 15 so, Chair. The statement is prepared by Mr Wellington as many of them as we can and as fully as we can in the 16 16 Bongani Twala. It reads as follows - we have prepared 17 report. Is there anything that Mrs Mabelane wishes to say, 17 enough copies for the Commissioners and the other parties -18 or is she content with what you've said on her behalf? 18 CHAIRPERSON: Yes, thank you. You don't 19 MR SHANDUNGA: No, Chairperson, that will 19 have to give them to us now. You can give them to us at

20

21

22

23

24

the screen -

MR NTSONKOTA:

CHAIRPERSON:

worldwide web can see it.

the end of the morning, but I take it, it will be put on

everybody in the chamber, everyone who's watching on the

As the Chair pleases.

- so we can follow and

7

8

9

10

11

12

13

14

15

16

17

18

19

20

21

22

1

8

9

10 11

12

13

14

15

16

Page 37826

MR NTSONKOTA: As the Chair pleases. It 1 reads as follows, "In the Marikana Commission of Inquiry, 2

statement of Wellington" -

4 CHAIRPERSON: I think you must wait for 5 the - it's not your fault - can the, oh there it is, thank you. 6

MR NTSONKOTA: Thank you. It reads as follows, "In the Marikana Commission of Inquiry, statement of Wellington Bongani Twala. I am the adult son of Mr Isaiah Twala who was murdered on 14 August 2012 in the immediate vicinity of the area now known as the koppie, near Lonmin's Marikana Operation during the unprotected strike in August 2012.

I make this statement on behalf of my father's family. In this statement I provide the Commission with details about my father and his life and the impact of his death on the family.

At the time of his death my father was 52 years of age and worked at Lonmin as a shift supervisor at Fourbelt Shaft, Karee Mine. I was first informed of his death on 14 August 2013 by my aunt, Constance Mgobosi" -CHAIRPERSON: Sorry to interrupt you,

23 2012.

24 MR NTSONKOTA: 2012, I beg your pardon.

25 CHAIRPERSON: It didn't take a year for Page 37828

Hambrook Village near Ladysmith in KwaZulu-Natal.

Nonhlanhla is unemployed and was entirely dependent on my

father for her support and Sipesihle's support and

4 survival.

5

6

7

8

9

10

11

12

13

14

15

17

18

19

20

21

22

23

24

My father returned home to KwaZulu-Natal whenever he took annual leave and every Easter. My sister Jabulile is a school student and lives with my sister Nompumelelo in Ntabaswe near Harrismith. Nompumelelo is married and has two children. My father would regularly send money to her to support Jabulile, including paying for Jabulile's school fees.

My father worked at Lonmin for over 20 years until his death. He initially worked as a winch driver and was promoted to shift supervisor around 2006, a position he held until his death. He seemed to enjoy his job. Before working at Lonmin my father worked at a bakery in Ladysmith.

My father was a longstanding member of the National Union of Mineworkers and was an elected union safety steward. I was told by a close colleague of his, Mr Zuzekile Mtungwana, that my father was good to work with and was highly respected by his fellow supervisors. [09:53] My father had a good reputation for his ability to resolve disagreements amongst the supervisors. Mr Mtungwana also informed me that my father's work team had

Page 37827

the news to reach him.

2 MR NTSONKOTA: Thank you, Chair. "I was

3 first informed of his death on 14 August 2012 by my aunt,

4 Constance Mgobosi and my cousin Siyabonga Mgobosi. I

5 personally identified his body on 17 August 2012. My

father's death was cruel and unnecessary and has caused 6 7

great pain and loss to his family.

I saw my father often before his death as we resided in close proximity to one another in Dibuku Section, Wonderkop. I last saw him on 13 August 2012 at about 15:00 at a shop near our places of residence.

My father did not participate in the unprotected strike in August 2012, but was prevented from attending work on that day because of the strike action. I do not know the circumstances of his death the following day or how he came to be in the immediate vicinity of the koppie

17 where his body was found. 18 My father was born in the Free State in 1960 and 19 had nine siblings, seven sisters and two brothers. My 20 father had four children, my two sisters Nompumelelo, 29 21 years of age, and Jabulile, 16 years, and myself 30 years, 22 were born to my father and my mother Emma Twala, who passed away in 2007. My father subsequently married Nonhlanhla

23

24 Nene with whom he had another son, Sipesihle, two years.

25 Nonhlanhla Nene and Sipesihle reside at my father's home in

Page 37829 elected him as a safety representative because of his

2

leadership skills and experience. In 2012 his work team

3 was appointed by the responsible underground manager, Mr

4 Rodney Opperman, to assist with the training of recently

5 appointed workers as well as those workers who required

6 additional or refresher training. My father was a very

7 open and friendly person who enjoyed socialising and

8 helping others. He helped to transport fellow workers to

9 and from work with his vehicle and during the December

10 holidays he would transport some of them to and from their

11 homes. He was also a talented and keen photographer and

12 would shoot portraits and social photographs for

13 individuals and at weddings and social functions. He had 14 ambitions to expand his photography business and to start a

15 taxi business.

> My father's funeral was held on the 24th and 25th of August in KwaZulu Natal. The family had laid him to rest in the cemetery in Hambrook village near Ladysmith on 25th August 2012. My father played a central role in our family. I had a very good relationship with him and I miss him a great deal. His death has caused the family great pain and has left an enormous gap in our lives. His loss is felt dearly by his wife, his children, his grandchildren and his friends and colleagues. The family hopes that the Commission will find out the precise circumstances of my

16

17

18

19

20

21

23

24

Page 37832

Page 37830

- father's death on 14 August 2012 and establish who was
- responsible for killing him and the others who lost their 2
- 3 lives at Marikana. Wellington Mbongani Twala." On behalf
- 4 of the Commission, on behalf of the Twala family I thank
- 5 you, Chair, and members of the Commission for the
- 6 opportunity.
- 7 CHAIRPERSON: Yes, thank you very much.
- 8 I take it that the family have been in contact with the
- 9 Social Welfare Department to investigate the possibility of
- some grant being made available. If they haven't been, I 10
- suggest that steps be taken to do that. I don't know 11
- 12 whether a grant will be made available but it's something
- 13 that should be investigated if it hasn't been looked into
- 14 already.
- 15 MR NTSONKOTA: As the Chair pleases.
- 16 CHAIRPERSON: Thank you. Yes, Ms Pillay,
- 17 who is next, which family is next going to be making a
- 18 presentation?
- MS PILLAY: 19 Chair, the next presentation
- 20 is on behalf of the family of Mr Tokote Mangcotywa and it's
- 21 Mr Ntsebeza who will be doing it.
- 22 CHAIRPERSON: Yes, Mr Ntsebeza?
- 23 MR NTSEBEZA SC: Thank you, Mr Chairman.
- 24 Whilst we wait for Vuyiswa Mangcotywa who is the daughter,
- 25 may I just make two comments? The first one, Mr Chairman,

Nowethu Mangcotywa, five adult children, all dependent,

- three minor children, Fezile, Sandi, Anele and all three
- are attending school. There are three grandchildren and
- there is a niece. With respect to Lonmin, this is what is
- 5 said, "If I recall correctly he left home more than five
- 6 years ago to search for a job or a job opportunity on his
- 7 own initiative. Whilst he was an employee at Lonmin my
- 8 father lived in an informal settlement in Marikana. He had 9 built his own shack on someone else's premises. My father
- 10 was the sole breadwinner in the family and as such played a
- 11 very crucial role in providing food, clothes and all the
- 12 important needs of the family. He supported his wife,
- 13 eight children, three grandchildren and a niece. On the
- 14 strike, he phoned and told me about the strike. He said it
- 15 was about wages. A major complaint raised in my
- conversation with him was the issue of low wages paid by
- Lonmin. About the news of his death one, Vilape Mda, a 17
- miner worker at Lonmin, phoned my cousin Fumanigile George
- 19 Mangcotywa and told him that my father had died as he had
- 20 been shot by the police. Fumanigile informed everyone at
- home about this tragic news. My father was laid in his 21
- 22 final place of rest on 8 September 2012 at Sterkspruit.
- 23 Most of his colleagues from Marikana attended the funeral.
- 24 The effect of his death has been such that I did not think
 - he would die, I thought the labour dispute would be

Page 37831

- 1 is an observation and the second one is an appeal. The
- 2 first observation is the fact that the Commission is
- 3 bending over backwards to accommodate the families in this
- 4 hour of their bereavement, of continued bereavement. I
- 5 know that we are operating under strictures of time and yet
- the Commission, it seems to me, is prepared to go that 6 7 extra mile to accommodate the people who want to speak.
- CHAIRPERSON: 8 Yes. No, thank you, it was
- 9 the least we could do in the circumstances. I'm sorry we
- can't do more to enable the families to give full 10
- expression to their feelings of loss and the tragedy that's 11
- 12 hit them all.
- 13 MR NTSEBEZA SC: Yes, Mr Chairman, thank
- you. I said the other is an appeal, the appeal will be 14
- 15 that we continue to balance the demands on our time and the
- 16 need to give the families that latitude to express
- 17 themselves to the extent that the time allows them to do
- 18 so. Julius Tokote Mangcotywa, 61 Sterkspruit, Eastern
- 19 Cape. The family member is Vuyiswa Mangcotywa. I live in
- Palmfontein, Sterkspruit in the Eastern Cape Province. I 20
- 21 am the daughter to Julius Tokote Mangcotywa. My father was
- 22 killed at Marikana. My father was very loving, he was a
- 23 peaceful person who hardly got angry. He loved soccer and
- 24 doing gardening. When he came home he made sure that the
- 25 yard was always clean. The dependants are his wife,

Tel: 011 021 6457 Fax: 011 440 9119

Page 37833 resolved without fatalities, like any other labour dispute.

- My father's death remains a painful and a sad moment in our
- 3 family. We are all devastated and hurting, the pain is
- 4 unbearable. I expect the Marikana Commission of Inquiry to
- 5 investigate and tell the truth and get to the bottom of why
- 6 my father was killed, as I think Lonmin should not have
- 7 sent the police to the mine. In my view, it was this act
- 8 that was directly responsible for the death of the
- 9 workers." That's the presentation on behalf of the family.
- 10 1 -
- 11 CHAIRPERSON: Does the late Mr
- 12 Mangcotywa's daughter wish to add anything to what you've
- 13 said?
- 14 MR NTSEBEZA SC: She doesn't want -
- 15 She indicated that she MS MOTLOENYA:
- 16 does not wish to say anything.
- 17 CHAIRPERSON: Thank you for coming and
- 18 thank you for being present when the statement was read by
- your family's counsel and we extend our sympathy an
- 20 condolences to you also and all the members of your family 21 on the loss that you suffered.
- 22 MR NTSEBEZA SC: Thank you, Mr Chairman.
- 23 MS PILLAY: Thank you, Chair. The next
- 24 presentation is on behalf of Mr Babalo Mtshazi and it will
- be done by Mr Ntsebeza.

Page 37834 Page 37836 MR NTSEBEZA SC: - Mtshazi. asked to speak to the children. He undertook to attend a 1 2 CHAIRPERSON: Yes, Mr Ntsebeza. family ritual which was scheduled for the 29th of September 3 MR NTSEBEZA SC: Mr Chairman, the family 2012. I was at home in Libode and did not know much about 4 member is Noziphiwo Mtshazi and she would like to say as the strike. His sister, Boniswa Komana, lives in Jabula, 5 follows, "I am an adult female residing at Ntshele 5 Rustenburg and saw the news about the strike on television. Location, Libode, Eastern Cape Province. I am the 6 She contacted Babalo and enquired about the strike. He 6 7 7 biological mother of Babalo Mtshazi who died in Marikana. answered by saying but he saw on the news what the strike 8 8 My son was unmarried and is survived by two children. He was about. Boniswa insisted on getting a straight answer 9 9 was a pillar of strength and a rock in my family. My son from him and asked him to come to live with her at Jabula is known to his friends and family as a great soccer 10 or with his uncle at Bob Mine in Rustenburg. Someone from 10 player, he loved soccer. Babalo quit school because we 11 11 Teba came to my house and took us to my uncle's home to languished in poverty and I could not afford to buy him 12 12 tell us the shocking news that Babalo had died in the clothes." 13 13 strike. I went to Marikana with my sister and uncle. I 14 CHAIRPERSON: Are we going to be told how 14 saw the body at the mortuary. We observed that Babalo was 15 old he was because he looked pretty young from the 15 injured in the head about the ear and he had stitches in photograph? Do you know what his year, in what year he was the head. We all wanted to ask how he died but my uncle 16 17 17 could not even ask questions because he was hurting and 18 MR NTSEBEZA SC: I gather, Mr Chairman, unable to deal with things at that time. We performed a 19 that he was born in 1986 and -19 ritual in terms of our customs whilst at Marikana before 20 CHAIRPERSON: On that basis he would have 20 taking Babalo's body to the Eastern Cape Province. We took 21 the coffin to the koppie where we spoke to his spirit in been -21 22 MR NTSFBF7A SC: In 2012 he would have 22 terms of our customs, we uttered the words 'Babalo, you 23 been -23 died here, we are taking you home for your burial.' At the 24 He would have been 26. 24 CHAIRPERSON: funeral some of his colleagues explained to us that people 25 25 MR NTSEBEZA SC: 26, yes. were shot by the police during the strike. In preparation Page 37837 Page 37835 Thank you. Yes, I'm sorry 1 CHAIRPERSON: for interrupting you but he did look much younger than some us six sheep. At the time of the consultation with the 2 3 of the others. 3 legal representatives on the 29th September 2012, my 4 MR NTSEBEZA SC: Yes, indeed. In fact if 4

5 one compares him to Mr Mangcotywa who was 61, it just shows 6 the range of the people who got killed on that -7 CHAIRPERSON: It does indeed. MR NTSEBEZA SC: Mr Mtshazi had two 8 9 children, Lesakanya Mtshazi, Masethole Mtshazi. One 10 dependant was Nosiphiwe Mtshazi. There were three 11 siblings, Zameka Mtshazi, Yonela Mtshazi and Boniswa 12 Komana. "About Lonmin, he asked for permission to go to 13 look for a job. He left for Marikana around 2006 to look for work and better living conditions for our family. At 14 15 Marikana my son first lived in a hostel but in 2011 he built his own shack. Babalo's late father also worked for 16 17 a mine in Rustenburg. He supported the family and bought 18 food and other household necessities. He also bought 19 cattle. He had recently bought a stand and had built a 20 house for us. He was planning to buy furniture for the 21 house. In July 2012 we had a housewarming party in which we were celebrating his success in building us a house. My 22 23 son phoned regularly to ask how we were doing and he always

visited us during Easter, during December holidays and on

Tel: 011 021 6457 Fax: 011 440 9119

family occasions. Before 16th August my son phoned me and

24

25

for the burial we bought a cow and the government brought daughter Boniswa Komane broke down and cried. She's very disturbed emotionally by her brother's death and hurting a 6 lot. She has been seeing doctors. The doctors said she is 7 stressed. I and my family would like to attend the 8 Commission of Inquiry, including my son who works in the 9 Eastern Cape" - I think that has now been achieved, Mr 10 Chairman. "We can only attend the Commission of Inquiry if 11 the government assisted with transport and living 12 expenses." That also has been achieved, I make the 13 observation. "I did not receive a telephone call from 14 Babalo's employer, neither have I contacted his employer. 15 I am still hurting and I have no strength to go to the 16 mine. The government must help with the schooling of the 17 children, buy furniture for the house that Babalo had just 18 built." Thank you, Mr Chairman. 19 CHAIRPERSON: Thank you, is there 20 anything that the family member wishes to add? I beg your pardon, this is Mr Mtshazi's mother, is there anything she wishes to add or is she content to stand by what you have 22 23 said in the presentation that you made on their behalf? 24 MRS MTSHAZI: If Lonmin had done the

correct thing, Chairperson, people would not have died,

Email: realtime@mweb.co.za

9

Page 37838

particularly my child. He is the person I solely depended

- on, also his other siblings, two siblings. His father 2
- 3 passed away a long time ago. He had to carry the family.
- 4 He would always say that he doesn't want the other children
- 5 to grow up in the same manner in which he grew up. He
- 6 would give them money, R500 a month for each. They have
- 7 both passed and attend, they are presently attending. I
- 8 was so hurting as a result of which I am suffering from
- 9 sugar diabetes and high blood pressure. That is - thank
- you, Chairperson. 10

11 CHAIRPERSON: Thank you. We extend our 12 sympathy and condolences to you and your family on the loss

- 13 that you suffered. May I enquire from - Mrs Mtshazi, would
- 14 you stay for just a minute? May I enquire from the
- representatives of Lonmin what the position has been in 15
- 16 respect of the schooling of the children? I understood
- 17 Lonmin was going to set u a trust to deal with education of
- 18 the children of those who were killed. Have steps been
- 19 taken to see to it that the children to which, to whom
- reference was made in the presentation have been receiving 20
- 21 schooling? Is that something you will take instructions
- 22 on?

25

1

- 23 MR BHAM SC: The trust, as I understand
- 24 it, has been set up and has been functioning. The schedule
 - of payments made and to whom it's been made or on whose

Page 37840

- is on behalf of Mr Patrick Akhona Jijase and Mr Ntsebeza
- 2 will be doing it.

CHAIRPERSON: Yes, Mr Ntsebeza.

4 MR NTSEBEZA SC: Mr Chairman, relevant to

this family member you will see that the statement refers

6 to somebody called Mazantuba Jijase, This is not Mazantuba

7 Jijase, Mazantuba is a female and the mother of the

8 deceased, but Banele is representing the family today.

CHAIRPERSON: Yes I see, thank you.

10 Now they all reside in MR NTSEBEZA SC: 11 the Ntabankulu in the Eastern Cape Province. About Patrick

12 Akhona Jijase, Akhona conducted the family about three

13 times a day. He had manners, he was always happy, he

14 hardly got into trouble. That was the view of the mother.

15 His mother, as I indicated is Mazantuba Jijase, the father

is Njislwa Jijase. Akhona did not have any children, he 16 17

looked after his brother and two sisters and his nephew. He left home in order to try and find a job in June 2012.

19

He found employment at Lonmin in July 2012 and he had not

20 yet visited home. He lived in the Wonderkop informal

21 settlement, he rented a shack there. Akhona supported us

22 financially, he put food on the table, he catered for all

23 our needs such as medical care and other household

24 essentials. Akhona's elder brother has his own family and

he cannot support us. There was a strike, Akhona phoned us

Page 37839

24

behalf it's been made will be handed in on Monday.

- 2 CHAIRPERSON: Thank you. Is that the end
- 3 of the presentations on behalf of the families?
- 4 [10:12] MR CHASKALSON SC: It isn't, Mr
- 5 Chairperson, I don't want to intrude on the family's
- presentation but there is fact in relation to Mr Mtshazi 6
- that I think is important to draw to the attention of the 7
- 8 Commissioners which is that Mr Mtshazi's body is one of the
- 9 bodies that was found at scene 1 on the far side of the
- 10 kraal, more than 40 metres away from the TRT line. He was
- 11 shot through the head and according to the post-mortem
- 12 reports had been immediately incapacitated. And his body
- was found more than 40 metres away from the people that had 13

14 shot him.

15 CHAIRPERSON: That's a fact which the

legal representatives of the police will doubtless give 16

17 very serious, anxious consideration. I take it they may be

doing that already. Ms Pillay, are those the presentations 18

19 on behalf of the family members?

20 MS PILLAY: No there are still a few

21 presentations left, Chair.

22 CHAIRPERSON: How many are there?

23 MS PILLAY: We've got five left.

24 CHAIRPERSON: Five left, I see.

Tel: 011 021 6457 Fax: 011 440 9119

25 MS PILLAY: The next presentation, Chair, Page 37841

- on Saturday, 11th August 2012 informing me, that is the
- mother, I will strike and also told me that it was a strike
- action for higher wages. He said he was worried about the
- strike, he has just started working. He said he may come
- back home if the strike continues. Akhona told me that
- 6 people were being killed during the strike, he also said
- 7 that employees did not go back to their hostels, rooms or
- 8 shacks, but were gathering at the koppie because people
- 9 were being killed by the police. I tried him on the 16th of
- 10 August 2012 at about 8 o'clock, but his phone was switched
- 11 off. On 20 August 2012 a person from Teba, Ntabankulu
- 12 Eastern Cape came to my home and informed us, the family
- 13 that Akhona had passed away. We were told that he was shot
- 14 by the police. Alfred Mashiya Mzunbane, Akhona's cousin,
- 15 went to Marikana to view Akhona's body in the mortuary. He
- 16 told us that the cause of death was a gunshot wound in the
- 17 head, shot at the back of the head out to the forehead.
- 18 There were cracks in his skull and his clothes had
- 19 bloodstains. He said Akhona was severely injured. I was
- heartbroken and felt severe pain on hearing that he died,
- 21 I'm still not well emotionally. We told all Akhona's
- colleagues who attended his funeral that we are grieving
- 23 his death and did not want to hear what Akhona did in this strike or how he died. In addition Akhona was the only
- breadwinner. We're now left with no support or financial

Page 37842

assistance. I don't know what we are going to do to

- 2 survive. I did not expect that he would be killed by the
- 3 police. I thought that he would either get the pay
- 4 increase or be dismissed from work. I am of the view that
- 5 Lonmin could have prevented the massacre if it had accepted
- the workers' request for a better wage before the massacre. 6
- 7 However, Lonmin simply acceded to the workers' demands
- 8 after the mine workers including my son were killed. I
- 9 want the Commission to know that I lost a son during the
- strike. I want someone to take responsibility for Akhona's 10
- 11 death. Thank you, Mr Chairman.

12 CHAIRPERSON: Thank you. Is anything

13 going to be added? Would his family member wish to just

14 associate herself, as it were, with what you said?

15 Chair, he has indicated MS MOTLOENYA:

16 that he does not wish to say anything, Mr Chair.

17 CHAIRPERSON: Yes thank you. Again we

extend our sympathy and condolences to all the members of 18 the family -

19

20

25

24

MS PILLAY: Chair, the next presentation

21 is on behalf Nkosiyabo Xalabile. And it will be done by Mr

Ntsebeza. I did say Mr Ntsebeza. 22

23 MR NTSEBEZA SC: Mr Chairman,

Commissioners, thank you. The family member who is sitting 24

next to me is the grandfather to Nkosiyabo Xalabile who was

Page 37844

and passed standard 9. He had just returned to work after

2 a two week leave. He went on leave on 24 June 2012 to

3 prepare for his wedding which subsequently took place on

4 the 7th of July 2012. I never thought that my son would die

5 just over a month after getting married. Nkosiyabo was my

6 first born child and the sole breadwinner in the family, he

7 supported everyone in the family including his wife and his

8 sister and his sister's children. He bought us food,

9 clothes, he paid for our medical care and most importantly

10 he provided school fees for tuition for his two sister's

11 children. I can say that he helped family to keep their

12 heads above the water at all costs. Like many workers he

13 would come during Easter and Christmas holidays. Relative

14 to the strike he phoned us often during the strike, he told

15 me that the strike was about the workers' demand for a

16 better wage in line with the prevailing economic climate.

17 Further that the strike was about enforcing their rights as

18 workers and that the reason why they had gathered at the 19

koppie was to get a better wage. He told me that workers 20 were prepared and they had invited Lonmin to engage and

endeavour to come up with a solution to the strike, 21

22 however, Lonmin failed to engage with the workers or listen

23 to their grievance. Instead Lonmin sent the police. He

24 complained of the working conditions at the mine and that

he and other workers were paid too little, taking into the

Page 37843

killed on the day. The statement had been made by Nonesile 1

- 2 Xalabile who is the mother, but she's not able to be here,
- 3 but the grandfather to Nkosiyabo is here and he's
- 4 comfortable that we should read the statement made by
- 5 Nkosiyabo's mother. Thank you, Mr Chairman, thank you,
- 6 Commissioners. I'm Nonesile Xalabile. Nkosiyabo Xalabile
- 7 who was killed at Marikana was my son. I live at
- 8 Elliotdale in the Eastern Cape. Nkosiyabo was a father
- 9 figure in my family, not only did he send other children to
- school, but he would send me money every month to provide 10
- for my daily needs and wants. He was a religious man and 11
- 12 went to church often. He loved soccer and was a part-time
- 13 coach of a team called The Eleven Strikers. I loved him
- 14 more than I can ever explain. Dependents were his wife,
- 15 Lilita Xalabile whom he had married on the 7th of July 2012,
- 16 barely a month before he died. Mother, Nonesile Xalabile,
- 17 his sister, Pamela Xalabile, his sister's two children,
- 18 Melisa Xalabile, 11 years old and Celine Xalabile, 6 years
- 19 old. With respect to Lonmin Nkosiyabo left home for
- Marikana in search of a job in the year 2004. He got a job 20
- 21 through TEBA Umtata after having paid the requisite joining

Although he did not hold a formal qualification Nkosiyabo

- fee. My son was employed as a winch driver at Lonmin in 22
- 23 Marikana. The position he occupied until his death.

Tel: 011 021 6457 Fax: 011 440 9119

25 had an opportunity to attain basic or secondary education

Page 37845 consideration the dangerous conditions and the demanding

- nature of the job. And that the National Union of Workers
- did not duly advance and protect the interests of workers
- 4 and did not have our interests at heart and that they sided
- 5 with the employer. To the best of my personal knowledge
- 6 the strike commenced on the 9th of August 2012. My son told
- 7 me that he felt threatened by the armed police's presence
- 8 in the strike. He said that all the workers wanted was a
- 9 wage increase and not fight. I thought the strike and the
- 10 wage dispute between the employees and the employer would
- 11 be resolved, I never thought the police would kill my son.
- 12 And it is the first time I hear of people being killed like
- 13 this over a wage dispute. If Lonmin had spoken and engaged
- 14 with the employees no-one would have been killed on 16
- 15 August 2012. Lonmin should have agreed to increase the
- 16 wages instead of sending the police to kill some workers
- 17 before effecting the wage increase. If Lonmin had
- 18 increased the wages no-one would have been killed on 16
- 19 August 2012. During the period 11 to 15 August 2012 he
- 20 complained that things at the mine were bad, tense and
- 21 difficult. I heard about my son's death on the 18th of
- August 2012. A person from Teba in Umtata came to my house
- 23 and asked for an elder man in the family. I instructed one
- 24 of the children to take the man to my uncle, Mr Tutwana,
- Kolosani, who does not live far from my home. The man came

5

20

Page 37846

back with Uncle Kolosani who told us that Nkosiyabo had

- 2 died in the Marikana tragedy. At Lonmin a white manager
- 3 told us our family members were killed by police officials.
- 4 He said some people in the people were killed, so the
- 5 police ended up shooting the workers on 16 August 2012.
- The manager seemed afraid to say more because people were 6
- 7 asking a lot of questions about the tragedy, in particular
- 8 people were asking as to why the workers were killed
- 9 instead of Lonmin talking to them. He was just evasive and
- did not give answers. At the mortuary when we went for 10
- 11 body viewing I noticed that Nkosiyabo with serious head
- injuries. We could not even inspect the whole body, it was 12
- 13 painful and emotional. The post-mortem revealed my son
- 14 died of a gunshot to the chest. I'm told that he died at
- 15 the small koppie. His corpse was removed from the koppie
- and taken to the mortuary and did not even go to the 16
- hostel. Nkosiyabo's death remains a painful experience 17
- 18 that will take many years to erase in my memory. It was
- 19 painful reality and I was very scared. The news of his
- 20 untimely death came to me as a shock, I had thought to
- 21 myself Nkosiyabo was just here at home not long ago and had
- just gotten married. Upon receiving the message about his 22
- 23 death I immediately contacted his wife, sister and other
- 24 family members. His sister, Pamela Xalabile, has up until
- 25 this day not come to terms with the passing of her brother.

Page 37847

- I had the time and opportunity to meet with his fellow 1
- employees who saw him before his death, they told me that 2
- 3 he was with them on the koppie and when the police started
- 4 shooting at them they dispersed. No-one showed me where
- 5 his body was found, all I know is that his body was taken
- from the small koppie to Phokeng, Ga Rankuwa and then Doves 6
- Funerals in Marikana. His funeral was held on 1 September 7
- 8 2012. I still can't believe that my son is dead. The pain
- is unbearable. I feel like it is a big lie, I will be told 9
- 10 that he didn't die.
- 11 [10:32] She gets not only unbearable pain, but life in
- 12 itself has become unbearable. The family benefited from
- 13 Nkosiyabo's employment at the mine, supported us and sent
- us money on a monthly basis. I don't know how we're going 14
- 15 to survive without him.

The family is in deep trouble as he has left 16

17 behind unfulfilled obligations of debts, and thirdly, there

- 18 is no money in his bank account to settle these outstanding
- 19 debts. He had incurred debts in preparation for his
- 20 wedding. I expect the Commission of Inquiry to investigate
- 21 how and why my son was killed. I want the Commission of
- Inquiry to remember the families of the deceased 22
- 23 mineworkers and hear about the role played by the deceased
- 24 mineworkers in supporting their families." Thank you, Mr
- 25 Chairman, Commissioners.

Tel: 011 021 6457 Fax: 011 440 9119

Page 37848

CHAIRPERSON: Does the grandfather wish

to say anything? I understood you to indicate that he 2

3 associates himself with what you said. Is that correct?

4 MR NTSEBEZA SC: Yes, Mr Chairman, I

thought Mr Xalabile wanted to -

6 MR XALABILE: Thank you, Chairperson. I

7 am hurt by what happened which was caused by Lonmin that 8

resulted in the death of this child. He was making lots of 9

contributions at his home. What Lonmin did was something

10 that I least expected would happen, because we regard the 11 place of one's employment as being his home. He only goes

12 to his real home when he has reached pensionable age after

13 having spent his whole life at the place of employment.

14 Lonmin leaves at the, for about what our children are doing

15 and they went to the mountain and Lonmin went and killed

16 them there like birds. If there wasn't this Commission,

17 Chairperson, we would be looking around in those trees,

18 those forests, finding their rotten bodies there, not

19 knowing what had killed them and where they had died.

We have trust in this Commission, it helped us, did the necessary investigations. Lonmin is actually

21 22

making an endeavour to run away from the investigation

23 after the death of our children, but originally when were

24 at Mooinooi promises were made to us by Lonmin that the 25

death of our children would be regarded in the same light

Page 37849 as people who had died underground, even though they were

killed by the police. We persevere, Chairperson, with the

real belief that if a person had died underground or had

died at the company where he's working, he would be paid

5 monthly even if it is so hurting.

6 All that we ask [inaudible, speaking

7 simultaneously with interpreter] my child, my son died at

8 scene 2, Mr Chairperson, where he was actually hiding,

9 hiding, where he was killed and killed there like an

10 animal. I [inaudible] Chairperson that this Commission

11 will be of help to us; as our child was working there we

12 hope that Lonmin would be of assistance and that this

13 Commission would be of assistance. Thank you, Mr Chairman.

CHAIRPERSON: Thank you.

15 MR XALABILE: That is all I want to say.

16 CHAIRPERSON: Yes, thank you. These

17 matters to which you've referred in relation to the

18 circumstances in which your son -

19 MR MAHLANGU: He also mentioned that the

20 NUM had turned against them, or from before this.

21 CHAIRPERSON: Yes. The matters you

22 raised about the circumstances in which your son died and

23 how he was killed and so forth, those are all being fully

24 investigated by the Commission and the representative of

Lonmin has heard what you've said about Lonmin and I take

Email: realtime@mweb.co.za

14

8

9

10

11

12

13

14

15

16

17

19

20

21

22

3

4

5

6

7

8

9

10

11

12

13

14

15

16

17

18

19

21

22

23

24

Page 37850

it that he'll take instructions on that. We will now take

- the tea adjournment, 15 minutes, first tea adjourn, 15 2
- 3 minutes.

4 [COMMISSION ADJOURNS COMMISSION RESUMES]

- 5 [10:59] CHAIRPERSON: The Commission resumes.
- Yes, Ms Pillay? 6
- 7 MS PILLAY: Thank you, Chair. The next
- presentation is in relation to Mr Michael Ngweyi and will 8
- 9 be done by Mr Ntsebeza.
- 10 CHAIRPERSON: Yes, Mr Ntsebeza.
- 11 MR NTSEBEZA SC: Thank you, Mr Chairman,
- Commissioners. Mrs Nositle Ngweyi is the family member 12
- 13 sitting next to us and she's the one who made the
- 14 statement. If I may proceed, Mr Chairman.
- 15 CHAIRPERSON: Yes, please proceed.
- MR NTSEBEZA SC: "I'm Nositle Ngweyi. I 16
- 17 live in Mvezo Village in Mthatha, Eastern Cape. I was
- 18 married to Michael Ngweyi who was killed at Marikana.
- 19 Michael was a peaceful man. He liked soccer and
- 20 church, as well as Maskandi Music. His favourite Maskandi
- 21 musician was Thokozani Langa. My husband was very close to
- 22 me, to our sons, and to his family. He loved us very much,
- 23 came home every two months. He phoned me every morning
- 24 before he went to work and in the evenings when he came
- 25 home. He even sent call-back messages when he did not have

Page 37852 the strike, but wanted to stand up for and enforce his

- rights as an employee. He informed me that he could not
- leave the strike and leave others behind. He said that the
- 4 strike was for a good cause. It was about the workers'
- rights. He said he worked very hard and earned very 6
 - little.

On Tuesday the 21st of August 2012 someone from the TEBA branch in Mthatha phoned my brother Nxoliso Matjona and said that the TEBA branch in Rustenburg had asked him to inform our family about the death of my husband. I felt traumatised. I never thought that my husband had died in the strike. I kept on believing that he was arrested and would be released soon. I felt severe pain and heartache and did not want to believe that he had

At Phokeng Police Station Thandigile and his wife gave the police my husband's name. The policeman said that when he shouted Michael's name someone answered or responded. The police said since he answered when his name was called Michael was alive and detained at Phokeng Police Station. When Thandigile and Nxolo requested to be allowed to see him and explained that the family had just been told that Michael had died, the police told Nxolo that they

23

died. I could not believe that Michael was dead.

- 24 could only see him on Thursday, the 23rd of August 2012 at
 - 1PM. Thandigile reiterated that he was told that his

Page 37851

- airtime. He was planning to build a house for his 1
- 2 children. I'm so sad that he did not get to realise this
- 3 dream.

4

7

8

9

14

15

19

20

21

22

23

24

25

His dependents are me, his wife, two sons Wonder

- 5 aged four years, Minentle Olotando, who's one year old.
- 6 There are also his sister's children, Anita, 17, Thabiseng,
 - 5, Ovayo, 3, and Sanghe, who is six years old.

Michael left Mvezo for Marikana in 2009 to look for a job so that he could improve his life and personal

10 circumstances. In Marikana my husband lived in Nkaneng,

11 the informal settlement. He had erected his own shack on

12 someone's premises to whom he paid rent. 13

My husband was the only person who was employed in our family. He thus played a very big role in our

family. He was responsible for everything in the household

16 from groceries, school fees, medical care, and all other 17 household needs. This included the needs of his sister's

18 children.

> Between the 9th and the 16th of August 2012 my husband participated in the strike. During this period he communicated with me and informed me that he was participating in the strike. He would phone every time he got a chance to do so, especially in the evening. His phone would be switched off during the day.

> > He informed me that he did not feel good about

Page 37853

brother had died and wanted to see him, but the police insisted that they should come back on the Thursday.

Thandigile then phoned my family in Mvezo and said that Michael was not dead but had been arrested. He then phoned TEBA in Mthatha, asking why they had said that Michael has passed away when the police were saying that he was alive and in the police station. This was a great relief to me and I was very happy that my husband had survived. TEBA branch in Mthatha said Thandigile must go

to the TEBA Bob branch in Rustenburg and there they would

give him all the information that he needed about Michael.

Thandigile proceeded to the TEBA Bob branch where they confirmed that Michael had indeed died and that his body had not been seen, still absent on the list, and that Thandigile would be able to see his body on Thursday, 23rd of August 2012, and also that transport to the mortuary would be provided for the memorial service which was then yet to be held in Marikana.

Social workers from Mthatha came to see me and provide death counselling. Some few hours before I received confirmation from Thandigile that Michael had died. I informed social workers that Michael was not dead. This was despite the fact that the social workers had been told that Michael had died in the strike and had to see the list confirming the people who had died, which included my

7

8

9

10

11

12

13

14

15

16

17

21

22

23

24

1

7

9

10

11

12

13

14

Page 37854

husband. 1

14

15

16

17

18

19

20

21

22

23

24

25

1

6

7

8

9

10

11

12

13

14 15

16

17

18

19

20

21

22

23

2 The social workers had come to provide me with 3 counselling. They were shocked when I told them that my 4 husband was not dead. The social workers asked me how I'd 5 feel if I heard that my husband was dead. They told me 6 that in the event that I had been told that my husband died 7 I must accept it because death does happen. They talked to me as if my husband was dead and as if they were preparing 8 9 me to accept the death of my husband. I started to suspect 10 that the social workers knew something I was not aware of. Thandigile phoned Ango Matjona and Ango Didigile Thandiso 11 12 and they in turn told me that Michael had died. 13

On the 23rd August 2012 Thandigile attended the memorial service whereafter he went to view the body. He found Michael's body. Thandigile informed us that he noticed that Michael had been shot in the abdomen. The post mortem which was shown to Thandigile stated that the cause of death was a gunshot in the abdomen. The impression that Thandigile got from the viewing of the body was that he may not have died on the 16th August. The gunshot wound still looked fresh and blood was still coming out of his ears.

I felt pain when I discovered that Michael had died. This was on Thursday the 23rd of August. I truly believed that he had survived. This was very traumatic. Page 37856

MS NGWEYI: I thank you, Chairperson. want to pass a message through to Lonmin, particularly to

Ben Magara who came last year and promised us that there would be no suffering at our homes. We last saw him then, 4

Chairperson. He never came back to come and tell us what 6 the position is pertaining to our family lives.

I am hurt about Lonmin. Lonmin is contributing to the education of my one child, but does not know what my children have for meals, what they eat. From 2012 Lonmin has not been there to see how Michael's children live. Michael was not only working for the one child. I have a younger child and Lonmin has never cared to think about that child, what the child eats, what the child wears.

The question I'm asking myself is why does Lonmin not care whilst Michael was working for Lonmin? Promise was made by Lonmin when our husbands died and they have not done anything for us since then. We are struggling. It's only during December that Lonmin cares what we eat, but for the whole year nothing is done for us and our children. They don't care what they eat. Our children also need clothes to put on over their bodies.

What hurts me most, Sir, is that I know my husband was killed by the police. The police are getting paid every month. I am seated at home. And what also hurts me, Chairperson, is that nobody has been held

Page 37855

I'd been told that my husband had died, was alive, and had

- died. I felt a severe pain and never had joy in my heard. 2
- 3 I truly believed that he had survived. No one had
- 4 confirmed to me that he was dead until Thandigile had done
- 5 the body viewing.

Government must do something in memory of my husband for my children to see when they're old, like building a house. When my children are grown I want to tell them that their father was killed in a strike and for that reason the government had to build us a house.

Nxolo, Thandigile's wife, does not want my children and me to suffer. She says the government must step into Michael's shoes, fulfil all his plans and responsibilities. She wants a tombstone for Michael's grave.

No one has told us who killed Michael. From what we know he was shot by the police during the strike. We are expecting to hear from the Commission why he was killed." Thank you, Mr Chairman.

CHAIRPERSON: Thank you, Mr Ntsebeza. Does the widow wish to say anything? Is she happy to associate herself with what you've said, what you've read out on her behalf?

24 MS MOTLOENYA: She wishes to say

Tel: 011 021 6457 Fax: 011 440 9119

25 something, Chair. Page 37857

- responsible for the death of my husband, nobody has been
- 2 arrested for the death of my husband, as though the police
- 3 had done the correct thing by killing people. I hope that
- 4 this Commission will look into the way in which these
- police killed these people. Thank you very much,
- 6 Chairperson.

CHAIRPERSON: Thank you. I can assure you we have been looking into the circumstances in which your husband and all the others were killed. We've heard a lot of evidence on the matter. We're still going to hear argument on the matter and so you can accept that we're doing our best to get the information that you require. I'm sorry that your hopes were raised by inaccurate reports that your husband was still alive when he really died, and my colleagues and I fully understand that that must have

- 15
- 16 immeasurably increased your grief, and made what was
- 17 already a traumatic experience for you even more so.
- 18 Please accept our condolences for the loss that you've
- 19 suffered. The representatives of Lonmin are present in the 20 chamber today and I'm sure they will convey to Mr Magara
- 21 what you've said.
- 22 MR NTSEBEZA SC: Thank you, Mr Chairman.
- 23 CHAIRPERSON: Yes, Ms Pillay?
- 24 MS PILLAY: Thank you, Chair, the
- penultimate presentation is in respect of Mr Telang Mohai

Page 37858 and will be done by Mr Ntsebeza. 2 CHAIRPERSON: Yes, Mr Ntsebeza? 3 MR NTSEBEZA SC: Thank you, Mr Chairman, 4 Commissioners. The family member is Sotho-speaking and she 5 is the wife. CHAIRPERSON: 6 The widow of the deceased, 7 Mr Mohai. 8 MR NTSEBEZA SC: Ja, the widow. 9 CHAIRPERSON: Thank you. 10 MR NTSEBEZA SC: The widow. CHAIRPERSON: We now have the Sesotho 11 interpreter in place as well. 12 13 MR NTSEBEZA SC: Yes, Mr Chairman. 14 CHAIRPERSON: Yes, Mr Ntsebeza. 15 MR NTSEBEZA SC: "My name is Matumelo Mohai. I'm the wife of Telang Mohai who was killed at 16 Marikana. I live in Letabaneng, Maseru, Lesotho. 17

Telang was a loving man. He wanted to provide everything for us. He used to call every day to speak to each of us and find out how we are doing. Since we were renting the place where we are currently living he had been building us a home to call our home. The house is not yet complete.

24 He wanted to buy me a car so that I could 25 transport school children to make us some money whilst I'm Page 37860

He didn't say much about what was happening there as he 2 didn't want me to worry about him. The last time I spoke 3 to him was on the 15th of August 2012. He had called me to 4 tell me that he was going to the koppie again as they still 5 had not resolved their issues. On the 16th I saw the 6 shootings on the news. I couldn't believe what was 7 happening. I immediately tried to call him but his phone 8 was off. I was desperately worried. On 18 August 2012 a 9 representative from Theba, Mr Koloi, came to confirm my 10 fears. He informed me that my husband had been shot and 11 killed by the police on the 16th of August 2012. They did 12 not explain to me exactly where he had died. They only 13 informed me that I had to come to South Africa to choose a 14 coffin and to identify his body. I came to South Africa 15 with his uncle who also works for one of the mines in Rustenburg, to choose a coffin and identify the body, but 17 when it came to time for us to go and look at his body, I was afraid and I refused to go in. His uncle later told me 19 that when he saw him his skin was very dark and he was 20 unrecognisable. His funeral was on the 1st of September 21 2012. His colleagues were there. They told me that when

Page 37859

22

23

24

at home. Now I do not know how I will fulfil all his plans

without him. I'm his wife. We have three dependents." I 2

3 believe I must read and pause, read and pause to allow for

4 the translation into Sotho.

5 [11:19] CHAIRPERSON: Is there no simultaneous

translation? 6

18

19

20

21

22

23

1

14

15

17

7 MS MOSHWANE: I was not aware that I

8 needed to translate, Chair.

9 CHAIRPERSON: Yes. Well, in any event

from now on you will translate. 10

11 MS MOSHWANE: I will.

12 CHAIRPERSON: After each sentence or two

13 that Mr Ntsebeza has read.

> MR NTSEBEZA SC: The dependants are the wife, Matumela Mohai and three children, Relibohile Mohai,

16 Babalo and Mamres Mohai. "With respect to Lonmin, he has been working for Lonmin since 2003. My husband was the

18 only person working in the family. He provided us

19 everything. He paid for the children's school fees and

20 maintained our family. He also looked after his cousin who

21 was orphaned, he would pay for his school fees and help him

with whatever he needed. Insofar as the strike is 22

Tel: 011 021 6457 Fax: 011 440 9119

23 concerned, he first told me about it on the 14th of August.

24 He said they were meeting at a koppie and they were

25 striking so that their wages can be increased to R12 500.

Page 37861 The children still haven't recovered from the

1 shock. After hearing of his death they were inconsolable.

They talk about the day that he was meant to come home on

they were on the mountain a police officer told them to go

their employer and not the police. They also said that on

the 16th of August 2012 there were many police officers.

back to work but they told him that they wanted to speak to

leave and how they were looking forward to spending time

5 with him, now he is gone. They also talk about the gifts

6 their father had promised them. Relibohile was expecting a

7 computer form her father as she wanted to learn how to use

8 a computer. I want to know how my husband was killed. The

9 mine has undertaken to educate my children, however there

10 are other things that their father used to do for them. I

11 want to know how my family will be assisted as my husband

12 is gone and I have no way of supporting my family. Thank

13 you, Mr Chairman and Commissioners.

CHAIRPERSON: Thank you. Does the late Mr Mohai's widow wish to add anything or is she happy to associate herself with what has been said?

MS MOSHANE: Yes, she does, Chair.

18 MRS MOHAI: Thank you, Chair. If Lonmin 19 had resolved their issues with the workers, the tragedy

could have been avoided. Lonmin made our husbands their 21 friends and workers but in the end when they asked for an

22 increase in their wages which they toiled for, they are now

23 labelled [indistinct] and they were killed. In Sotho they

24 say a person is normally killed by a person who knows, a

friend, so Lonmin was a friend to my husband and Lonmin

14

15

16

17

21

22

23

24

25

was a Sesotho speaker.

MS MOSHWANE:

CHAIRPERSON:

MS MOSHWANE:

belonged was the Basotho.

if one can use that old-fashioned word, to which he

```
Page 37862
                                                                                                                           Page 37864
    killed him. The lady who came and praised the police for a
                                                                               MR NTSEBEZA SC:
                                                                    1
                                                                                                       The statement that we
2
    job well done when our, when blood flowed, we thank her as
                                                                        have, Mr Chairman, was made by the sister to Mr - "My name
3
    she is a woman who knows the pain of bearing a child, I say
                                                                        is Lebohang Msenyeno. I live in Sasolburg. Motlalipula
4
    to her, forward, may God bless you and may you continue
                                                                        Andries was my brother, he was killed at Marikana. My
                                                                    5
5
    with your good deeds. To the widows I say let us be strong
                                                                        brother loved his family, he loved his wife and children
                                                                        very much. He would visit home every month for three days.
    in our faith. We should not lose hope, we should pray. To
                                                                    6
6
7
                                                                    7
    be able to bring up our children who have now turned
                                                                        He used to call his wife every day in the morning before he
                                                                    8
                                                                        went to work and in the evenings when he came back from
8
    orphan, because most of the children grew up without
                                                                    9
9
    knowing their fathers because their fathers left them when
                                                                        work. He also spoke to his son Thabang often to encourage
    they were still very young. I then say thank you, I am a
                                                                    10
                                                                        him to study and not to work for the mine like he did. His
10
    woman and I would hold it there. That is all, thank you,
                                                                    11
                                                                        dependants were his wife, Mathabang Msenyeno, five
11
    Chair.
                                                                    12
                                                                        children, Thabang Msenyeno 21 years old, Nthabiseng
12
13
           CHAIRPERSON:
                                  Thank you. My colleagues
                                                                    13
                                                                        Msenyeno 19, Mamoketi Msenyeno 18 years, Myeketse 10 years
    and I extend our commiserations and condolences to you also
14
                                                                    14
                                                                        old, Refilwe 7 years old. There is a mother, Agnes Mabeki,
15
    on the loss that you suffered. Ms Pillay?
                                                                    15
                                                                        and a sister.
           MS PILLAY:
                              Thank you, Chair. The final
                                                                    16
                                                                               My brother had been working for Lonmin for about
16
    presentation is in respect of Mr Andries Msenyeno and it's
                                                                    17
                                                                        a year. He wanted to leave the mine and buy cars to use
17
18
    going to be made by Mr Ntsebeza.
                                                                        them to transport goods and generate an income so that he
19
           CHAIRPERSON:
                                  Yes, Mr Ntsebeza?
                                                                    19
                                                                        could save up enough money to build a home for the family.
20
           MR NTSEBEZA SC:
                                    Thank you, Mr Chairman
                                                                    20
                                                                        He told us often that he was tired of working at the mine
21
    and Commissioners. You are not the family member. The
                                                                    21
                                                                        because the salary was too little to support his children
22
                                                                    22
    family member is the widow, Mr Chairman.
                                                                        properly. He was about to leave Lonmin to start this
23
           CHAIRPERSON:
                                                                   23
                                  Yes, thank you.
                                                                        business and realise his dream when he was killed. My
24
           MR NTSEBEZA SC:
                                                                    24
                                    Her name is Lebohang.
                                                                        brother was our sole breadwinner. His wife Mathabang has
25
           CHAIRPERSON:
                                  I'm sorry, Mr Ntsebeza, is
                                                                        not been well for a while. She has not been working and
                                                       Page 37863
                                                                                                                           Page 37865
     the situation that the widow, is the widow here, the
                                                                        after my brother was killed her condition has worsened. My
1
2
     statement that you're reading by the sister of the
                                                                        brother had been responsible for everything, he bought the
3
     deceased?
                                                                        groceries, paid for the school fees for the children,
            MR NTSEBEZA SC:
                                                                        clothes and anything else that was needed in the house.
4
                                       Yes
                                                                    5
5
                                                                               About the strike, Motlalipula would call when he
            CHAIRPERSON:
                                   Is that correct?
            MR NTSEBEZA SC:
                                      Yes, I got my
                                                                    6
                                                                        was about to go to the koppie and when he returned from the
6
7
                                                                    7
     instructions wrong. We will need a translation for her,
                                                                        strike. He explained that the reason they were on strike
8
     yes, into Sotho.
                                                                    8
                                                                        was because they worked very hard underground but earned
9
                                                                    9
                                                                        little money. He was not happy about that strike but he
            CHAIRPERSON:
                                    Yes, the late Mr Msenyeno
                                                                   10
10
    was a Mosotho so his -
                                                                        thought that it was the only way they would get results.
11
            MS MOSHWANE:
                                     Yes, he was Sotho, South
                                                                    11
                                                                        We were very concerned about his safety, for his safety,
12
     Sotho.
                                                                   12
                                                                        because of what we would see on the news. We asked him to
13
            CHAIRPERSON:
                                    So he was, the language
                                                                    13
                                                                        come home but he would always assure us that he was fine
14
     will be Sesotho.
                                                                    14
                                                                        and that he would come home when the strike was over.
                                                                   15
15
            MS MOSHWANE:
                                     South Sotho, yes Chair.
                                                                               After we saw the events on the 16th of August 2012
                                                                    16
                                                                        on television we tried to call him, he did not answer his
16
            MR NTSEBEZA SC:
                                       The statement -
17
            CHAIRPERSON:
                                    I don't know - sorry, I
                                                                    17
                                                                        phone. On the 17th of August we asked his neighbours to
18
     said he was a Masotho. I don't know if that means. I
                                                                    18
                                                                        look for him but they could not find him. My other brother
19
     didn't mean by that he necessarily lived in Lesotho but he
                                                                        Tebogo then went to Marikana to go look for Motlalipula.
```

Tel: 011 021 6457 Fax: 011 440 9119 RealTime Transcriptions Email: realtime@mweb.co.za

21

22

23

24

Yes, South Sotho speaking.

Ja, and the ethnic group,

Basotho, yes Chair.

However, his search was in vain. We only officially found

representatives from Teba.

out about Motlalipula's death on the 18th of August from the

[11:39] When the TEBA representatives came to the house

to report his death they told us that our brother had died

according to the way it was shown on the news. We were

3

4

5

6

7

8

9

10

11

12

13

14

15

16

17

18

19

20

21

22

23

24

25

7

8

17

18

19

20

21

23

24

6

7

8

9

10

11

12

13

14

15

16

17

18

19

20

21

22

23

1

8

Page 37868

Page 37866

also told by Tebo who went to wash his body that he had a 2 lot of wounds on his body. However, we were not given a 3 post mortem report, nor were we told what the cause of 4 death was. I also noticed many holes on the clothes he was 5 wearing when he died.

We are not sure what is going to happen to his children. Mr Maruping said the mine would pay for the children's school fees as long as passed. However, if they failed they would not. Their father would not have placed conditions on the education of his children, so we do not know what we will do in this regard. His deepest desire was for his children to go to university. Now his older son Thabang will have to put his studies on hold to find a job in order to provide for his family.

We never expected the strike to result in his death. We've always heard of people going on strikes but we never thought people would get killed like that. We are devastated by his death. He was holding us all together.

From the Commission we want to know how Motlalepula died because in all that we have seen so far at the Commission we do not know where he was found. All we know is that he died on the 16th of August." Mr Chairman, Commissioners, thank you.

24 CHAIRPERSON: Thank you. Does the widow 25 wish to add anything to what you've said?

pain in our hearts. Woe unto the hand that killed Andries.

I take Andries like a soldier who died for his oath, who died for his rights at work, a soldier who died in action.

I have a question to Lonmin.

- 1, When Lonmin employed or hired my husband, did they ask him if he is educated?
- 2. Did Lonmin tell Andries that when he demanded a wage increase they will call the police to kill him?
 - 3, When Lonmin hired him where were the police?
- 4, Now that Lonmin says they're uneducated when they ask for an increase, will Lonmin be able to generate the millions that he used to generate whilst he was working underground, whilst they are sitting in their offices wearing suits and writing with pens? Will Lonmin be able to generate those millions that Andries used to generate and put in their pockets by toiling underground?

When he asked for an increase due to the circumstances in his family they now claim he is faceless or unknown. When he has died Lonmin now turns and says that they know him. They even know where he stayed.

Does Lonmin know how painful it is or what type of pain there is still in our hearts and in my children's hearts? To be informed of a corpse of a person that you loved, that you did not nurture to health, is very painful.

Page 37867

MS MOSHWANE: Yes, she has, Chair. She

has prepared -2

3 CHAIRPERSON: Yes, Mrs Ntsenyeho, what do

you wish to say? 4

5 MS MOSHWANE: If I may, Chair, she has

prepared -6

MS NTSENYEHO: Motlalepula Andries 7

Ntsenyeho was my husband. He was a man who was a light to

9 his household. Today that light has faded.

10 MS MOSHWANE: She is emotional.

11 CHAIRPERSON: I can understand that the

recollection of your loss and the circumstances of your 12

husband's death cause you great emotional distress and 13

14 pain. If you find it difficult to read out what you've

15 prepared perhaps you can hand it to the evidence leaders

and we can have it translated and put in the record 16

17 together with the other statements that have been made by

18 family members. Or the interpreter can read it out

19 perhaps.

20 MS MOSHWANE: I may. I will. It is

21 written in Sotho. She says, "Mathabang Ntsenyeho,

Motlalepula Andries Ntsenyeho was my husband. He was a man 22

who was a light to his household. Now that light has 23

24 faded. Only darkness is left. The peace that used to be

25 within the family is no more. It has turned into shame,

Tel: 011 021 6457 Fax: 011 440 9119

Page 37869

1 On the morning of the 15th I spoke to him at around 9AM. He said to me 'I am coming back next week.'

3 When the phone rang at around 7 I knew that there was

something wrong when he did not answer. I could not sleep

5 for two days until the day when a message was sent by

people from Lonmin on the Saturday. Oh, Lonmin, you have 6

really inflicted a pain in my heart.

To the police, I hate the way the police handled this situation. They are civil servants who know the law.

10 They were supposed to intervene in order to resolve the

11 situation, but what they did is to go and display or

12 demonstrate how they were trained to use firearms. Even

13 them do have grievances about wages at work. Police do not

14 treat civilians well. We see daily how police treat

15 citizens. I know that it is not all police who do that,

16 but one rotten potato spoils all.

To the government, I am very ashamed. I am in pain, unbearable pain. I ask myself that how am I going to take care of my children and how are my children going to cope about the pain that they are suffering. The government gave a decision without listening to the grievances of the workers. They labelled them hooligans, dangerous people, but I have a question; how dangerous were the workers for them to deserve to be killed so brutally?

Email: realtime@mweb.co.za

I ask this because wild animals are kept safe in an

20

21

22

23

24

representatives of the families to identify the exact

whether it's at a formal inspection or at an informal

position where their loved ones died.

CHAIRPERSON:

Tel: 011 021 6457 Fax: 011 440 9119

inspection family members can be taken to the exact

positions where each deceased person was found, so that

```
Page 37870
                                                                                                                          Page 37872
    enclosure where there can be no harm to human beings. How
                                                                    1
                                                                        the closure which everybody desires.
2
                                                                    2
    dangerous were they to deserve to be killed in that way?
                                                                               MR CHASKALSON SC:
                                                                                                            And specifically in
3
    Is it because they are illiterate, uneducated? Oh, I am
                                                                    3
                                                                        relation to Mr Ntsenyeho we can do that today if Mrs
4
    afraid of a suit and a pen. I loved Andries with all my
                                                                    4
                                                                        Ntsenyeho would want that to be done. We can do the
5
    heart. My heart is bleeding for him to be taken away from
                                                                    5
                                                                        identification today so that Mrs Ntsenyeho can if needs be
                                                                    6
                                                                        make arrangements with her legal representatives to go to
    me when I still loved him. Thank you."
6
7
                                                                    7
           CHAIRPERSON:
                                 Thank you. Mrs Ntsenyeho,
                                                                        that spot.
                                                                    8
8
    I hope that your legal representatives will be able to make
                                                                               CHAIRPERSON:
                                                                                                      Thank you.
                                                                    9
9
    a copy available to you of the post mortem report which
                                                                               MS MOSHWANE:
                                                                                                       She says okay.
    they have received, which will give you some of the details
                                                                    10
                                                                                                      Thank you. Very well, that
10
                                                                               CHAIRPERSON:
11
    that you say you didn't receive initially, and when you
                                                                    11
                                                                        concludes the representations by the members of the family.
12
    receive the report of this Commission you will find as many
                                                                    12
                                                                        We're now moving over to the stage of hearing evidence.
13
    details as we will be able to discover in relation to the
                                                                    13
                                                                        Before we do that I want to say that we were informed
14
    matters that you raised in respect of which you wish to
                                                                        yesterday that the President has signed the letters patent
                                                                        of Mr Dali Mpofu, who is now Mr Dali Mpofu SC, and we wish
15
    receive information. My colleagues and I extend to you and
    your family our sympathy and commiserations on the loss
16
                                                                        to extend on behalf of all of us here our congratulations
    that you've suffered.
                                                                    17
17
                                                                        to him and our best wishes for his career as a senior
18
           MS MOTLOENYA:
                                   Chair, just to put it on
                                                                    18
                                                                        counsel member of the legal profession and the bar.
                                                                    19
19
    the record that SERI and the attorneys have already
                                                                               MR MPOFU SC:
                                                                                                      Thank you very much,
20
    provided the post mortem reports to all the families of the
                                                                    20
                                                                        Chairperson, much appreciated. To all the colleagues as
21
    deceased persons.
                                                                    21
                                                                        well and the people here, I must say that if that honour is
22
           CHAIRPERSON:
                                                                    22
                                 I see. No, because that
                                                                        deserved it will be more so because of the experiences that
23
                                                                   23
                                                                        I've gained here and some of the insights that I've gained
    was a problem that she raised and I thought if it hadn't
                                                                    24
                                                                        here. Thank you very much, Chairperson.
24
    been dealt with it should be, but I'm pleased to hear that
                                                                    25
25
                                                                               CHAIRPERSON:
    it has been done.
                                                                                                      Thank you. Anyway,
                                                       Page 37871
                                                                                                                          Page 37873
                                                                        congratulations, Mr Mpofu, once again. Right, I think
1
           MS MOTLOENYA:
                                    No, it has been done.
2
           MS NTSENYEHO:
                                                                        let's take the tea break now and then we will proceed to
                                    Thank you, Chair.
3
           CHAIRPERSON:
                                  As to the place where he
                                                                        the evidence-taking part of today's proceedings, 15
4
    died, we were going to have an inspection on Monday, but it
                                                                    4
                                                                        minutes.
5
    couldn't be completed for reasons I don't have to go into
                                                                    5
                                                                               [COMMISSION ADJOURNS
                                                                                                             COMMISSION RESUMES1
    now, and it was hoped that those members of the families
                                                                    6
                                                                        [12:15] CHAIRPERSON:
                                                                                                       The Commission resumes. Mr
6
7
                                                                    7
                                                                        Bham.
    who were present would get an opportunity at that
                                                                    8
8
    inspection to see where their loved ones died. As I've
                                                                               MR BHAM SC:
                                                                                                   Thank you, Mr Commissioner.
9
                                                                    9
                                                                        The next witness is a Lonmin witness, Mr Barnard Mokwena.
    said, it was terminated for reasons I don't have to go into
                                                                    10
                                                                               CHAIRPERSON:
10
    at this stage. But Mr Chaskalson, is there any statement
                                                                                                    Mr Mokwena, would you stand
    you wish to make in regard to the possibility that the
                                                                    11
                                                                        please? Are you prepared to take the oath or do you wish
11
12
    families will have the opportunity at some stage, not
                                                                    12
                                                                        to affirm?
                                                                    13
13
    necessarily at an inspection but in some other way, to see
                                                                               MR MOKWENA:
                                                                                                    I do.
14
    the places where their family members died?
                                                                    14
                                                                               CHAIRPERSON:
                                                                                                    You do what?
15
                                                                    15
                                                                               MR MOKWENA:
                                                                                                    Take an oath.
           MR CHASKALSON SC:
                                        Well, we can't at this
                                                                               CHAIRPERSON:
16
    stage commit to another inspection because we don't know
                                                                    16
                                                                                                    I see. Do you swear that
17
    whether one is going to take place and if so, when. But
                                                                    17
                                                                        the evidence you will give before this Commission will be
                                                                    18
18
    what we can offer is together with the legal
                                                                        the truth, the whole truth and nothing but the truth.
```

25 that. It's obviously something that's necessary to help 25 seated.

I'm very pleased you said

19

20

21

22

23

24

me God?

MR MOKWENA:

CHAIRPERSON:

MR MOKWENA:

CHAIRPERSON:

Would you raise your right hand and say, I swear, so help

I swear to God.

I swear, so help me God.

I swear, so help me God.

Yes, thank you, you may be

Email: realtime@mweb.co.za

```
Page 37874
                                                                                                                          Page 37876
           MR MOKWENA:
                                 Thank you.
                                                                               EXAMINATION BY MR BHAM SC:
1
                                                                                                                      Mr Mokwena,
2
           CHAIRPERSON:
                                 Do we have any
                                                                        you have in front of you a bundle of documents. On the top
                                                                    2
3
    housekeeping, Mr Bham?
                                                                    3
                                                                        right-hand corner are numbers starting at 1 in bold print.
4
           MR BHAM SC:
                               Only this, Mr Commissioner,
                                                                        May I ask you to turn to page 159 of that bundle, please?
5
                                                                        Do you have that, Mr Mokwena?
    the witness has before him a paginated bundle of documents
                                                                    6
                                                                               MR MOKWENA:
    which we have prepared. Included in that bundle are his
                                                                                                     Yes, I do.
6
7
    two witness statements. I would ask of you, Mr
                                                                    7
                                                                               MR BHAM SC:
                                                                                                    Mr Mokwena, that document
    Commissioner, what we should do in labelling it as an
                                                                    8
8
                                                                        states it is the witness statement by yourself. If you
                                                                    9
9
    exhibit and we can then put page numbers on.
                                                                        then turn to page 175 at the bottom of the page there's a
10
           CHAIRPERSON:
                                 What we did with Mr Seedat,
                                                                   10
                                                                        signature and on the next page there's a date 9 February
11
    you remember, is that he produced a bundle which we called
                                                                        2003. Do you confirm - 2013, I'm sorry - do you confirm
                                                                   11
    SSSS1 and then there were various documents in that and it
12
                                                                   12
                                                                        that to be your signature on the date so indicated?
    was paginated. So shall we do the same with Mr Mokwena?
                                                                   13
13
                                                                               MR MOKWENA:
                                                                                                     Yes, Chair.
14
           MR BHAM SC:
                               We should -
                                                                   14
                                                                               MR BHAM SC:
                                                                                                    Before we come back to that
15
           CHAIRPERSON:
                                 In the case of that bundle.
                                                                   15
    actually it was five volumes' worth, that bundle, there was
16
                                                                   16
                                                                               CHAIRPERSON:
                                                                                                     Sorry, am I correct in
    a previous statement or maybe even more that Mr Seedat had
17
                                                                   17
                                                                        thinking that that statement which he's confirmed is
18
    made and that was included just for the sake of
                                                                   18
                                                                        exhibit 0015?
19
    completeness.
                                                                   19
                                                                               MR BHAM SC:
                                                                                                    It may well be but I thought
20
           MR BHAM SC:
                               Yes.
                                                                   20
                                                                        if we, it's got a page number in this existing bundle -
21
           CHAIRPERSON:
                                                                   21
                                                                               CHAIRPERSON:
                                                                                                     No, no, I understand. I
                                 So I've take it you've done
22
    the same here. So shall we call the Bham, sorry, shall we
                                                                   22
                                                                        understand it's got a page number in the existing bundle
23
    call the - I'll get it right eventually - shall we call the
                                                                   23
                                                                        but there's already a statement from him before us as OO15
    Mokwena bundle TTTT1? Ms Pillay has come back, so let's
                                                                   24
                                                                        so for the sake of good housekeeping it's appropriate to
24
25
    get her permission. Is that okay, Ms Pillay? Can we call
                                                                        identify it. And then the next statement we have is a
                                                      Page 37875
                                                                                                                          Page 37877
    the Mokwena bundle TTTT1?
1
                                                                        supplementary statement which is 185 to 196, that according
2
           MS PILLAY:
                             Mr Chair, we have exhibits
                                                                        to your index is not an exhibit. Let's check with Ms
3
    marked TTTT, so the Mokwena bundle would be WWWW1.
                                                                        Pillay, is that right, Ms Pillay? Ms Pillay, there's a
4
           CHAIRPERSON:
                                 T, U or W? Is there a U,
                                                                        supplementary statement at page 185 to 196 of the bundle by
5
    is there a UUUU as well?
                                                                    5
                                                                        the witness dated the 1st of September 2014, that's not - no
           MS PILLAY:
                             There is a UUUU as well.
                                                                    6
                                                                        exhibit number is given and I suspect that it isn't an
6
7
           CHAIRPERSON:
                                                                    7
                                 I see. So just as well we
                                                                        exhibit
    spoke to you. So this will be WWWW1, thank you. I'm asked
                                                                    8
                                                                              MS PILLAY:
8
                                                                                                It's not an exhibit.
9
                                                                    9
                                                                              CHAIRPERSON:
    by Ms Hemraj to ask you where the bundle is. It seems a
                                                                                                    But it's now covered simply
    not irrelevant question.
                                                                   10
                                                                        as part of WWWW1 point whatever the number is here -
10
           MR BHAM SC:
                                                                   11
                                                                              MS PILLAY:
                                                                                                Chair -
11
                                It's highly relevant. I had
12
    imagined, incorrectly so it would appear, that the bundles
                                                                   12
                                                                              CHAIRPERSON:
                                                                                                    - on the index, which is
    were made available for the Commission.
13
                                                                   13
                                                                        20.
14
           CHAIRPERSON:
                                 Oh I see, that's the bundle
                                                                   14
                                                                              MS PILLAY:
                                                                                                Chair, can I just clarify
                                                                        something? We were given bundles in chief in relation to
15
    we got earlier.
                                                                   15
                                                                        phase 1 and in relation to phase 2 for Mr Mokwena. So I
16
           MR BHAM SC:
                                Yes.
                                                                   16
17
           CHAIRPERSON:
                                 I see, okay. So that's
                                                                   17
                                                                        think if we're marking the bundles as WWWW1, it should be
18
    been dealt with.
                                                                   18
                                                                        the phase 1 bundle in chief of Mr Mokwena.
19
           MR BHAM SC:
                                Am I exonerated from the
                                                                   19
                                                                              MR BHAM SC:
                                                                                                  That is the bundle that I'm
    chastisement?
                                                                        referring to and that is the bundle which ends at page 427.
20
21
           CHAIRPERSON:
                                 No chastisement was
                                                                   21
                                                                        Thank you.
22
    intended, it was just an interrogatory but that's been
                                                                   22
                                                                              CHAIRPERSON:
                                                                                                    427, you say?
23
                                                                   23
    answered.
                                                                              MR BHAM SC:
                                                                                                   427.
24
           MR BHAM SC:
                                Thank you, Mr Commissioner.
                                                                   24
                                                                              CHAIRPERSON:
                                                                                                    Alright, thank you. So
25
           BARNARD MOKWENA:
                                                                        WWWW1 is Mokwena bundle phase 1.
                                        (d.s.s.)
```

	Page 37878		Page 37880
1	MR BHAM SC: That's the one I'm going to	1	CHAIRPERSON: I've struck it out of my
2	be dealing with –	2	copy.
3	CHAIRPERSON: And the supplementary	3	MR BHAM SC: Thank you, Chair.
4	statement, which I take it you're going to ask him to	4	CHAIRPERSON: Struck them out of my copy.
5	confirm –	5	MR BHAM SC: And before we start with the
6	MR BHAM SC: I am.	6	rest of your testimony, Mr Mokwena, I understand that there
7	CHAIRPERSON: - is a new exhibit but it	7	are two passages, one at page 165 paragraph 4.5 and the
8	will just be covered by its description in the bundle.	8	other at page 185 paragraph 4 that you wish to clarify.
9	MR BHAM SC: Exactly, Mr Chairman. Mr	9	This goes to the conference calls and the other discussions
10	Mokwena, page 185 is a supplementary statement –	10	you had on the 10th of August 2012. Would you like to
11	MR CHASKALSON SC: Sorry, Chair, we have	11	explain that clarification to the Commission?
12	a difficulty in that what we've been given ends at page 408	12	MR MOKWENA: Yes, Chair. On the morning
13	for WWWW1.	13	of the 10th of August I was working from the Melrose Arch
14	CHAIRPERSON: I had the same difficulty	14	office when I received telephone calls from Mr Sinclair and
15	but I thought I was alone in it, so I didn't want to raise	15	Abey Kgotle informing me of a potential march by employees
16	trouble about it but that can be sorted out over the	16	to our offices at LPD. At that time I was with Mr Albert
17	weekend, I take it.	17	Jamieson. I asked them to obtain more information about
18	MR BHAM SC: Thank you, Mr Chair.	18	the developments and in the meantime I arranged a
19	CHAIRPERSON: It can be sorted out, the	19	teleconference in Mr Albert Jamieson's office and invited
20	missing pages will be provided to us.	20	my team that was located in Marikana – Abey Kgotle, Jomo
21	MR BHAM SC: Mr Mokwena, if you turn to	21	Kwadi, Mike da Costa – for us to get together and discuss
		22	the events.
22	page 186 there's a signature on that page and it's dated 1		
23	September 2014. Do you confirm that to be your signature	23	MR BHAM SC: [Microphone off, inaudible]
24	on the date so indicated?	24	– portion you discuss your position at Lonmin. Since when
25	MR MOKWENA: Yes.	25	have you been the executive vice-president?
	D 27070		D 07004
1	Page 37879 MR BHAM SC: 196	1	Page 37881 MR MOKWENA: I moved into this portfolio
1	MR BHAM SC: 196.	1	MR MOKWENA: I moved into this portfolio
2	MR BHAM SC: 196. MR MOKWENA: Yes.	2	MR MOKWENA: I moved into this portfolio in 2009.
2	MR BHAM SC: 196. MR MOKWENA: Yes. MR BHAM SC: Now, Mr Mokwena, in relation	2	MR MOKWENA: I moved into this portfolio in 2009. MR BHAM SC: You served on the Lonmin
2 3 4	MR BHAM SC: 196. MR MOKWENA: Yes. MR BHAM SC: Now, Mr Mokwena, in relation to your first witness statement starting at page 159, may I	2 3 4	MR MOKWENA: I moved into this portfolio in 2009. MR BHAM SC: You served on the Lonmin EXCO, did you?
2 3 4 5	MR BHAM SC: 196. MR MOKWENA: Yes. MR BHAM SC: Now, Mr Mokwena, in relation to your first witness statement starting at page 159, may I ask you to go to page 162? I understand that in paragraph	2 3 4 5	MR MOKWENA: I moved into this portfolio in 2009. MR BHAM SC: You served on the Lonmin EXCO, did you? MR MOKWENA: Yes, I did.
2 3 4 5 6	MR BHAM SC: 196. MR MOKWENA: Yes. MR BHAM SC: Now, Mr Mokwena, in relation to your first witness statement starting at page 159, may I ask you to go to page 162? I understand that in paragraph 3.1 and 3.2 you wish to make a correction. Would you tell	2 3 4 5 6	MR MOKWENA: I moved into this portfolio in 2009. MR BHAM SC: You served on the Lonmin EXCO, did you? MR MOKWENA: Yes, I did. MR BHAM SC: Did you serve on the Lonmin
2 3 4 5 6 7	MR BHAM SC: 196. MR MOKWENA: Yes. MR BHAM SC: Now, Mr Mokwena, in relation to your first witness statement starting at page 159, may I ask you to go to page 162? I understand that in paragraph 3.1 and 3.2 you wish to make a correction. Would you tell the Commission what correction you wish to make?	2 3 4 5 6 7	MR MOKWENA: I moved into this portfolio in 2009. MR BHAM SC: You served on the Lonmin EXCO, did you? MR MOKWENA: Yes, I did. MR BHAM SC: Did you serve on the Lonmin board of directors?
2 3 4 5 6 7 8	MR BHAM SC: 196. MR MOKWENA: Yes. MR BHAM SC: Now, Mr Mokwena, in relation to your first witness statement starting at page 159, may I ask you to go to page 162? I understand that in paragraph 3.1 and 3.2 you wish to make a correction. Would you tell the Commission what correction you wish to make? MR MOKWENA: Yes, Chair. In paragraph	2 3 4 5 6 7 8	MR MOKWENA: I moved into this portfolio in 2009. MR BHAM SC: You served on the Lonmin EXCO, did you? MR MOKWENA: Yes, I did. MR BHAM SC: Did you serve on the Lonmin board of directors? MR MOKWENA: No.
2 3 4 5 6 7 8	MR BHAM SC: 196. MR MOKWENA: Yes. MR BHAM SC: Now, Mr Mokwena, in relation to your first witness statement starting at page 159, may I ask you to go to page 162? I understand that in paragraph 3.1 and 3.2 you wish to make a correction. Would you tell the Commission what correction you wish to make? MR MOKWENA: Yes, Chair. In paragraph 3.1 I would like the word "rumours" to be removed. It was	2 3 4 5 6 7 8 9	MR MOKWENA: I moved into this portfolio in 2009. MR BHAM SC: You served on the Lonmin EXCO, did you? MR MOKWENA: Yes, I did. MR BHAM SC: Did you serve on the Lonmin board of directors? MR MOKWENA: No. MR BHAM SC: Thank you. At page 160
2 3 4 5 6 7 8 9	MR BHAM SC: 196. MR MOKWENA: Yes. MR BHAM SC: Now, Mr Mokwena, in relation to your first witness statement starting at page 159, may I ask you to go to page 162? I understand that in paragraph 3.1 and 3.2 you wish to make a correction. Would you tell the Commission what correction you wish to make? MR MOKWENA: Yes, Chair. In paragraph 3.1 I would like the word "rumours" to be removed. It was included erroneously and the same word also in paragraph	2 3 4 5 6 7 8 9	MR MOKWENA: I moved into this portfolio in 2009. MR BHAM SC: You served on the Lonmin EXCO, did you? MR MOKWENA: Yes, I did. MR BHAM SC: Did you serve on the Lonmin board of directors? MR MOKWENA: No. MR BHAM SC: Thank you. At page 160 under paragraph 2 you deal with the Lonmin human capital
2 3 4 5 6 7 8 9 10	MR BHAM SC: 196. MR MOKWENA: Yes. MR BHAM SC: Now, Mr Mokwena, in relation to your first witness statement starting at page 159, may I ask you to go to page 162? I understand that in paragraph 3.1 and 3.2 you wish to make a correction. Would you tell the Commission what correction you wish to make? MR MOKWENA: Yes, Chair. In paragraph 3.1 I would like the word "rumours" to be removed. It was included erroneously and the same word also in paragraph 3.2. Paragraph 3.1.	2 3 4 5 6 7 8 9 10	MR MOKWENA: I moved into this portfolio in 2009. MR BHAM SC: You served on the Lonmin EXCO, did you? MR MOKWENA: Yes, I did. MR BHAM SC: Did you serve on the Lonmin board of directors? MR MOKWENA: No. MR BHAM SC: Thank you. At page 160 under paragraph 2 you deal with the Lonmin human capital division and you make reference to four streams, one of
2 3 4 5 6 7 8 9 10 11 12	MR BHAM SC: 196. MR MOKWENA: Yes. MR BHAM SC: Now, Mr Mokwena, in relation to your first witness statement starting at page 159, may I ask you to go to page 162? I understand that in paragraph 3.1 and 3.2 you wish to make a correction. Would you tell the Commission what correction you wish to make? MR MOKWENA: Yes, Chair. In paragraph 3.1 I would like the word "rumours" to be removed. It was included erroneously and the same word also in paragraph 3.2. Paragraph 3.1. MR BHAM SC: On the second line of	2 3 4 5 6 7 8 9 10 11 12	MR MOKWENA: I moved into this portfolio in 2009. MR BHAM SC: You served on the Lonmin EXCO, did you? MR MOKWENA: Yes, I did. MR BHAM SC: Did you serve on the Lonmin board of directors? MR MOKWENA: No. MR BHAM SC: Thank you. At page 160 under paragraph 2 you deal with the Lonmin human capital division and you make reference to four streams, one of which is the human capital centre of excellence and there
2 3 4 5 6 7 8 9 10 11 12 13	MR BHAM SC: 196. MR MOKWENA: Yes. MR BHAM SC: Now, Mr Mokwena, in relation to your first witness statement starting at page 159, may I ask you to go to page 162? I understand that in paragraph 3.1 and 3.2 you wish to make a correction. Would you tell the Commission what correction you wish to make? MR MOKWENA: Yes, Chair. In paragraph 3.1 I would like the word "rumours" to be removed. It was included erroneously and the same word also in paragraph 3.2. Paragraph 3.1. MR BHAM SC: On the second line of paragraph 3.1 you wish to have the words "of rumours"	2 3 4 5 6 7 8 9 10 11 12 13	MR MOKWENA: I moved into this portfolio in 2009. MR BHAM SC: You served on the Lonmin EXCO, did you? MR MOKWENA: Yes, I did. MR BHAM SC: Did you serve on the Lonmin board of directors? MR MOKWENA: No. MR BHAM SC: Thank you. At page 160 under paragraph 2 you deal with the Lonmin human capital division and you make reference to four streams, one of which is the human capital centre of excellence and there are a number of items listed under there. Very briefly,
2 3 4 5 6 7 8 9 10 11 12 13 14	MR BHAM SC: 196. MR MOKWENA: Yes. MR BHAM SC: Now, Mr Mokwena, in relation to your first witness statement starting at page 159, may I ask you to go to page 162? I understand that in paragraph 3.1 and 3.2 you wish to make a correction. Would you tell the Commission what correction you wish to make? MR MOKWENA: Yes, Chair. In paragraph 3.1 I would like the word "rumours" to be removed. It was included erroneously and the same word also in paragraph 3.2. Paragraph 3.1. MR BHAM SC: On the second line of paragraph 3.1 you wish to have the words "of rumours" removed or deleted.	2 3 4 5 6 7 8 9 10 11 12 13 14	MR MOKWENA: I moved into this portfolio in 2009. MR BHAM SC: You served on the Lonmin EXCO, did you? MR MOKWENA: Yes, I did. MR BHAM SC: Did you serve on the Lonmin board of directors? MR MOKWENA: No. MR BHAM SC: Thank you. At page 160 under paragraph 2 you deal with the Lonmin human capital division and you make reference to four streams, one of which is the human capital centre of excellence and there are a number of items listed under there. Very briefly, could you give the Commission an indication of your
2 3 4 5 6 7 8 9 10 11 12 13 14 15	MR BHAM SC: 196. MR MOKWENA: Yes. MR BHAM SC: Now, Mr Mokwena, in relation to your first witness statement starting at page 159, may I ask you to go to page 162? I understand that in paragraph 3.1 and 3.2 you wish to make a correction. Would you tell the Commission what correction you wish to make? MR MOKWENA: Yes, Chair. In paragraph 3.1 I would like the word "rumours" to be removed. It was included erroneously and the same word also in paragraph 3.2. Paragraph 3.1. MR BHAM SC: On the second line of paragraph 3.1 you wish to have the words "of rumours" removed or deleted. CHAIRPERSON: That's page 162, isn't it?	2 3 4 5 6 7 8 9 10 11 12 13	MR MOKWENA: I moved into this portfolio in 2009. MR BHAM SC: You served on the Lonmin EXCO, did you? MR MOKWENA: Yes, I did. MR BHAM SC: Did you serve on the Lonmin board of directors? MR MOKWENA: No. MR BHAM SC: Thank you. At page 160 under paragraph 2 you deal with the Lonmin human capital division and you make reference to four streams, one of which is the human capital centre of excellence and there are a number of items listed under there. Very briefly, could you give the Commission an indication of your responsibilities in human capital and the manner in which
2 3 4 5 6 7 8 9 10 11 12 13 14	MR BHAM SC: 196. MR MOKWENA: Yes. MR BHAM SC: Now, Mr Mokwena, in relation to your first witness statement starting at page 159, may I ask you to go to page 162? I understand that in paragraph 3.1 and 3.2 you wish to make a correction. Would you tell the Commission what correction you wish to make? MR MOKWENA: Yes, Chair. In paragraph 3.1 I would like the word "rumours" to be removed. It was included erroneously and the same word also in paragraph 3.2. Paragraph 3.1. MR BHAM SC: On the second line of paragraph 3.1 you wish to have the words "of rumours" removed or deleted. CHAIRPERSON: That's page 162, isn't it? MR BHAM SC: [Microphone off, inaudible]	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16	MR MOKWENA: I moved into this portfolio in 2009. MR BHAM SC: You served on the Lonmin EXCO, did you? MR MOKWENA: Yes, I did. MR BHAM SC: Did you serve on the Lonmin board of directors? MR MOKWENA: No. MR BHAM SC: Thank you. At page 160 under paragraph 2 you deal with the Lonmin human capital division and you make reference to four streams, one of which is the human capital centre of excellence and there are a number of items listed under there. Very briefly, could you give the Commission an indication of your responsibilities in human capital and the manner in which you were reported to and by whom?
2 3 4 5 6 7 8 9 10 11 12 13 14 15	MR BHAM SC: 196. MR MOKWENA: Yes. MR BHAM SC: Now, Mr Mokwena, in relation to your first witness statement starting at page 159, may I ask you to go to page 162? I understand that in paragraph 3.1 and 3.2 you wish to make a correction. Would you tell the Commission what correction you wish to make? MR MOKWENA: Yes, Chair. In paragraph 3.1 I would like the word "rumours" to be removed. It was included erroneously and the same word also in paragraph 3.2. Paragraph 3.1. MR BHAM SC: On the second line of paragraph 3.1 you wish to have the words "of rumours" removed or deleted. CHAIRPERSON: That's page 162, isn't it? MR BHAM SC: [Microphone off, inaudible] CHAIRPERSON: So it becomes, "I should	2 3 4 5 6 7 8 9 10 11 12 13 14 15	MR MOKWENA: I moved into this portfolio in 2009. MR BHAM SC: You served on the Lonmin EXCO, did you? MR MOKWENA: Yes, I did. MR BHAM SC: Did you serve on the Lonmin board of directors? MR MOKWENA: No. MR BHAM SC: Thank you. At page 160 under paragraph 2 you deal with the Lonmin human capital division and you make reference to four streams, one of which is the human capital centre of excellence and there are a number of items listed under there. Very briefly, could you give the Commission an indication of your responsibilities in human capital and the manner in which you were reported to and by whom? MR MOKWENA: I was the executive
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16	MR BHAM SC: 196. MR MOKWENA: Yes. MR BHAM SC: Now, Mr Mokwena, in relation to your first witness statement starting at page 159, may I ask you to go to page 162? I understand that in paragraph 3.1 and 3.2 you wish to make a correction. Would you tell the Commission what correction you wish to make? MR MOKWENA: Yes, Chair. In paragraph 3.1 I would like the word "rumours" to be removed. It was included erroneously and the same word also in paragraph 3.2. Paragraph 3.1. MR BHAM SC: On the second line of paragraph 3.1 you wish to have the words "of rumours" removed or deleted. CHAIRPERSON: That's page 162, isn't it? MR BHAM SC: [Microphone off, inaudible] CHAIRPERSON: So it becomes, "I should mention that it was aware that there was a wage demand," so	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16	MR MOKWENA: I moved into this portfolio in 2009. MR BHAM SC: You served on the Lonmin EXCO, did you? MR MOKWENA: Yes, I did. MR BHAM SC: Did you serve on the Lonmin board of directors? MR MOKWENA: No. MR BHAM SC: Thank you. At page 160 under paragraph 2 you deal with the Lonmin human capital division and you make reference to four streams, one of which is the human capital centre of excellence and there are a number of items listed under there. Very briefly, could you give the Commission an indication of your responsibilities in human capital and the manner in which you were reported to and by whom? MR MOKWENA: I was the executive responsible for human capital at Lonmin PLC and my
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17	MR BHAM SC: 196. MR MOKWENA: Yes. MR BHAM SC: Now, Mr Mokwena, in relation to your first witness statement starting at page 159, may I ask you to go to page 162? I understand that in paragraph 3.1 and 3.2 you wish to make a correction. Would you tell the Commission what correction you wish to make? MR MOKWENA: Yes, Chair. In paragraph 3.1 I would like the word "rumours" to be removed. It was included erroneously and the same word also in paragraph 3.2. Paragraph 3.1. MR BHAM SC: On the second line of paragraph 3.1 you wish to have the words "of rumours" removed or deleted. CHAIRPERSON: That's page 162, isn't it? MR BHAM SC: [Microphone off, inaudible] CHAIRPERSON: So it becomes, "I should	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17	MR MOKWENA: I moved into this portfolio in 2009. MR BHAM SC: You served on the Lonmin EXCO, did you? MR MOKWENA: Yes, I did. MR BHAM SC: Did you serve on the Lonmin board of directors? MR MOKWENA: No. MR BHAM SC: Thank you. At page 160 under paragraph 2 you deal with the Lonmin human capital division and you make reference to four streams, one of which is the human capital centre of excellence and there are a number of items listed under there. Very briefly, could you give the Commission an indication of your responsibilities in human capital and the manner in which you were reported to and by whom? MR MOKWENA: I was the executive responsibility covered development of the corporate
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18	MR BHAM SC: 196. MR MOKWENA: Yes. MR BHAM SC: Now, Mr Mokwena, in relation to your first witness statement starting at page 159, may I ask you to go to page 162? I understand that in paragraph 3.1 and 3.2 you wish to make a correction. Would you tell the Commission what correction you wish to make? MR MOKWENA: Yes, Chair. In paragraph 3.1 I would like the word "rumours" to be removed. It was included erroneously and the same word also in paragraph 3.2. Paragraph 3.1. MR BHAM SC: On the second line of paragraph 3.1 you wish to have the words "of rumours" removed or deleted. CHAIRPERSON: That's page 162, isn't it? MR BHAM SC: [Microphone off, inaudible] CHAIRPERSON: So it becomes, "I should mention that it was aware that there was a wage demand," so	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18	MR MOKWENA: I moved into this portfolio in 2009. MR BHAM SC: You served on the Lonmin EXCO, did you? MR MOKWENA: Yes, I did. MR BHAM SC: Did you serve on the Lonmin board of directors? MR MOKWENA: No. MR BHAM SC: Thank you. At page 160 under paragraph 2 you deal with the Lonmin human capital division and you make reference to four streams, one of which is the human capital centre of excellence and there are a number of items listed under there. Very briefly, could you give the Commission an indication of your responsibilities in human capital and the manner in which you were reported to and by whom? MR MOKWENA: I was the executive responsible for human capital at Lonmin PLC and my
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18	MR BHAM SC: 196. MR MOKWENA: Yes. MR BHAM SC: Now, Mr Mokwena, in relation to your first witness statement starting at page 159, may I ask you to go to page 162? I understand that in paragraph 3.1 and 3.2 you wish to make a correction. Would you tell the Commission what correction you wish to make? MR MOKWENA: Yes, Chair. In paragraph 3.1 I would like the word "rumours" to be removed. It was included erroneously and the same word also in paragraph 3.2. Paragraph 3.1. MR BHAM SC: On the second line of paragraph 3.1 you wish to have the words "of rumours" removed or deleted. CHAIRPERSON: That's page 162, isn't it? MR BHAM SC: [Microphone off, inaudible] CHAIRPERSON: So it becomes, "I should mention that it was aware that there was a wage demand," so "of rumours" goes out?	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18	MR MOKWENA: I moved into this portfolio in 2009. MR BHAM SC: You served on the Lonmin EXCO, did you? MR MOKWENA: Yes, I did. MR BHAM SC: Did you serve on the Lonmin board of directors? MR MOKWENA: No. MR BHAM SC: Thank you. At page 160 under paragraph 2 you deal with the Lonmin human capital division and you make reference to four streams, one of which is the human capital centre of excellence and there are a number of items listed under there. Very briefly, could you give the Commission an indication of your responsibilities in human capital and the manner in which you were reported to and by whom? MR MOKWENA: I was the executive responsibility covered development of the corporate
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20	MR BHAM SC: 196. MR MOKWENA: Yes. MR BHAM SC: Now, Mr Mokwena, in relation to your first witness statement starting at page 159, may I ask you to go to page 162? I understand that in paragraph 3.1 and 3.2 you wish to make a correction. Would you tell the Commission what correction you wish to make? MR MOKWENA: Yes, Chair. In paragraph 3.1 I would like the word "rumours" to be removed. It was included erroneously and the same word also in paragraph 3.2. Paragraph 3.1. MR BHAM SC: On the second line of paragraph 3.1 you wish to have the words "of rumours" removed or deleted. CHAIRPERSON: That's page 162, isn't it? MR BHAM SC: [Microphone off, inaudible] CHAIRPERSON: So it becomes, "I should mention that it was aware that there was a wage demand," so "of rumours" goes out? MR MOKWENA: That is correct.	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20	MR MOKWENA: I moved into this portfolio in 2009. MR BHAM SC: You served on the Lonmin EXCO, did you? MR MOKWENA: Yes, I did. MR BHAM SC: Did you serve on the Lonmin board of directors? MR MOKWENA: No. MR BHAM SC: Thank you. At page 160 under paragraph 2 you deal with the Lonmin human capital division and you make reference to four streams, one of which is the human capital centre of excellence and there are a number of items listed under there. Very briefly, could you give the Commission an indication of your responsibilities in human capital and the manner in which you were reported to and by whom? MR MOKWENA: I was the executive responsible for human capital at Lonmin PLC and my responsibility covered development of the corporate strategy on human capital, policy development procedures,
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21	MR BHAM SC: 196. MR MOKWENA: Yes. MR BHAM SC: Now, Mr Mokwena, in relation to your first witness statement starting at page 159, may I ask you to go to page 162? I understand that in paragraph 3.1 and 3.2 you wish to make a correction. Would you tell the Commission what correction you wish to make? MR MOKWENA: Yes, Chair. In paragraph 3.1 I would like the word "rumours" to be removed. It was included erroneously and the same word also in paragraph 3.2. Paragraph 3.1. MR BHAM SC: On the second line of paragraph 3.1 you wish to have the words "of rumours" removed or deleted. CHAIRPERSON: That's page 162, isn't it? MR BHAM SC: [Microphone off, inaudible] CHAIRPERSON: So it becomes, "I should mention that it was aware that there was a wage demand," so "of rumours" goes out? MR MOKWENA: That is correct. MR BHAM SC: And similarly, Mr Mokwena, I	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21	MR MOKWENA: I moved into this portfolio in 2009. MR BHAM SC: You served on the Lonmin EXCO, did you? MR MOKWENA: Yes, I did. MR BHAM SC: Did you serve on the Lonmin board of directors? MR MOKWENA: No. MR BHAM SC: Thank you. At page 160 under paragraph 2 you deal with the Lonmin human capital division and you make reference to four streams, one of which is the human capital centre of excellence and there are a number of items listed under there. Very briefly, could you give the Commission an indication of your responsibilities in human capital and the manner in which you were reported to and by whom? MR MOKWENA: I was the executive responsible for human capital at Lonmin PLC and my responsibility covered development of the corporate strategy on human capital, policy development procedures, planning, performance management and under me in that
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22	MR BHAM SC: 196. MR MOKWENA: Yes. MR BHAM SC: Now, Mr Mokwena, in relation to your first witness statement starting at page 159, may I ask you to go to page 162? I understand that in paragraph 3.1 and 3.2 you wish to make a correction. Would you tell the Commission what correction you wish to make? MR MOKWENA: Yes, Chair. In paragraph 3.1 I would like the word "rumours" to be removed. It was included erroneously and the same word also in paragraph 3.2. Paragraph 3.1. MR BHAM SC: On the second line of paragraph 3.1 you wish to have the words "of rumours" removed or deleted. CHAIRPERSON: That's page 162, isn't it? MR BHAM SC: [Microphone off, inaudible] CHAIRPERSON: So it becomes, "I should mention that it was aware that there was a wage demand," so "of rumours" goes out? MR MOKWENA: That is correct. MR BHAM SC: And similarly, Mr Mokwena, I understand that at the end of the third line in paragraph	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22	MR MOKWENA: I moved into this portfolio in 2009. MR BHAM SC: You served on the Lonmin EXCO, did you? MR MOKWENA: Yes, I did. MR BHAM SC: Did you serve on the Lonmin board of directors? MR MOKWENA: No. MR BHAM SC: Thank you. At page 160 under paragraph 2 you deal with the Lonmin human capital division and you make reference to four streams, one of which is the human capital centre of excellence and there are a number of items listed under there. Very briefly, could you give the Commission an indication of your responsibilities in human capital and the manner in which you were reported to and by whom? MR MOKWENA: I was the executive responsible for human capital at Lonmin PLC and my responsibility covered development of the corporate strategy on human capital, policy development procedures, planning, performance management and under me in that particular department I had an executive manager, at time
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23	MR BHAM SC: 196. MR MOKWENA: Yes. MR BHAM SC: Now, Mr Mokwena, in relation to your first witness statement starting at page 159, may I ask you to go to page 162? I understand that in paragraph 3.1 and 3.2 you wish to make a correction. Would you tell the Commission what correction you wish to make? MR MOKWENA: Yes, Chair. In paragraph 3.1 I would like the word "rumours" to be removed. It was included erroneously and the same word also in paragraph 3.2. Paragraph 3.1. MR BHAM SC: On the second line of paragraph 3.1 you wish to have the words "of rumours" removed or deleted. CHAIRPERSON: That's page 162, isn't it? MR BHAM SC: [Microphone off, inaudible] CHAIRPERSON: So it becomes, "I should mention that it was aware that there was a wage demand," so "of rumours" goes out? MR MOKWENA: That is correct. MR BHAM SC: And similarly, Mr Mokwena, I understand that at the end of the third line in paragraph 3.2 and the beginning of the fourth line you would want the	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23	MR MOKWENA: I moved into this portfolio in 2009. MR BHAM SC: You served on the Lonmin EXCO, did you? MR MOKWENA: Yes, I did. MR BHAM SC: Did you serve on the Lonmin board of directors? MR MOKWENA: No. MR BHAM SC: Thank you. At page 160 under paragraph 2 you deal with the Lonmin human capital division and you make reference to four streams, one of which is the human capital centre of excellence and there are a number of items listed under there. Very briefly, could you give the Commission an indication of your responsibilities in human capital and the manner in which you were reported to and by whom? MR MOKWENA: I was the executive responsible for human capital at Lonmin PLC and my responsibility covered development of the corporate strategy on human capital, policy development procedures, planning, performance management and under me in that particular department I had an executive manager, at time it was Abey Kgotle. Under Abey Kgotle there were a number

```
Page 37882
                                                                                                                         Page 37884
    manager and in particular employee relations was headed by
                                                                       understand, but it is an exhibit, that's the Lonmin mining
                                                                       security procedures document. I'm not going to go through
2
                                                                   2
    Mr Jomo Kwadi.
3
           MR BHAM SC:
                               In respect of the -
                                                                   3
                                                                       it in any detail but you're familiar with the document
4
    [microphone off, inaudible] - for what happened in each of
                                                                   4
                                                                       already. Mr Mokwena, this document at page 409, have you
    the streams and what - in respect of the four streams under
5
                                                                   5
                                                                       seen it previously?
                                                                   6
                                                                              MR MOKWENA:
    human capital, who was responsible ultimately for reporting
                                                                                                    I came across this document,
6
7
    to and making presentations to EXCO when something came up
                                                                   7
                                                                       Chair, for the very first time when I was doing my
8
    in EXCO in respect of any one of those streams?
                                                                       preparation for this Commission.
9
                                                                   9
           MR MOKWENA:
                                I was the ultimate person
                                                                              MR BHAM SC:
                                                                                                   And when was that?
10
    responsible to bring any input about human capital to our
                                                                   10
                                                                                                    Very recently, probably
                                                                              MR MOKWENA:
    EXCO and also to the transformation committee which was a
11
                                                                   11
                                                                       three, four, a month ago.
12
    board committee.
                                                                   12
                                                                              MR BHAM SC:
                                                                                                   Thank you. Now do you know
13
           MR BHAM SC:
                               May I then ask you if you
                                                                   13
                                                                       whether this document was ever presented to EXCO?
14
    could turn to page 353 of the bundle in front of you
                                                                   14
                                                                              MR MOKWENA:
                                                                                                     This document would never
    please, Mr Mokwena? That is the scenario planning
                                                                   15
                                                                       have been presented to EXCO because, first of all, it is
15
    document. Now Mr Mokwena, you've seen this document
16
                                                                       not signed. A typical policy at Lonmin would have been
17
    before, have you?
                                                                   17
                                                                       authorised or signed by three operational executives
18
           MR MOKWENA:
                                Yes.
                                                                   18
                                                                       including myself.
19
           MR BHAM SC:
                               Who was responsible for its
                                                                   19
                                                                              CHAIRPERSON:
                                                                                                    Could we have this document
20
    preparation?
                                                                   20
                                                                       on the screen? I just want to make sure it's the document
21
           MR MOKWENA:
                                This document was an outcome
                                                                  21
                                                                       that I think it is -
22
    of a workshop that I had arranged with a group of my
                                                                   22
                                                                              MR BHAM SC:
                                                                                                   It is -
23
    managers and I did that regularly to look at scenarios,
                                                                  23
                                                                              CHAIRPERSON:
                                                                                                     - which Ms Barnes cross-
24
                                                                   24
    trends, data analysis and tried to anticipate as much
                                                                       examined on at one stage, I think.
25
                                                                   25
                                                                                                   Yes, Mr Sinclair was cross-
    development in the area of human capital. That's why I had
                                                                              MR BHAM SC:
                                                      Page 37883
                                                                                                                         Page 37885
    a group of managers with me in a workshop, we put our
1
                                                                       examined -
                                                                   1
    thoughts together and the document is an outcome of that
                                                                   2
2
                                                                              CHAIRPERSON:
                                                                                                     Early in the proceedings.
3
    workshop that then I presented to EXCO.
                                                                   3
                                                                              MR BHAM SC:
                                                                                                   Yes.
4
           MR BHAM SC:
                               When did you present it to
                                                                   4
                                                                              CHAIRPERSON:
                                                                                                     Mm. The witness hadn't
5
    EXCO?
                                                                   5
                                                                       heard about it - when did you do this preparation and hear
                                                                       about this document that had been before the Commission
           MR MOKWENA:
6
                                 This was presented to EXCO
                                                                   6
7
    in June 2012.
                                                                   7
                                                                       some months ago?
8
           MR BHAM SC:
                               What was the outcome of this
                                                                   8
                                                                              MR MOKWENA:
                                                                                                     Ja, when I started meeting -
    presentation?
9
                                                                   9
                                                                                                     I know, but when was that?
                                                                              CHAIRPERSON:
10
           MR MOKWENA:
                                 The outcome of the - this is
                                                                   10
                                                                       Three or four weeks ago?
    a scenario document, it deals with scenarios, what's
11
                                                                   11
                                                                              MR MOKWENA:
                                                                                                     Ja.
12
    possible, what could develop and all this. EXCO would have
                                                                   12
                                                                              CHAIRPERSON:
                                                                                                     Oh, I see, alright. Can we
13
    had other scenario documents presented from strategy, from
                                                                   13
                                                                       have the document on the screen, please?
14
    health, safety and all these things, so this was not an
                                                                  14
                                                                                                   Yes. I'm not sure what the
                                                                              MR BHAM SC:
15
                                                                   15
    unusual scenario planning document for our EXCO team. It
                                                                       exhibit number is.
16
    was a common practice that we would do this type of work.
                                                                   16
                                                                              CHAIRPERSON:
                                                                                                     Ms Barnes will be able to
17
    So I took EXCO through this document and they also provided
                                                                   17
                                                                       tell us, what's the exhibit number, Ms Barnes?
18
    their input into it in as far as what they perceived to
                                                                   18
                                                                              MS BARNES:
                                                                                                  I'm not too sure, I think
19
    have been trends or issues developing, socio-economic
                                                                       it's XXX, XXX8 possibly. I think it's in the XXX series
    issues, political issues impacting the organisation. So it
                                                                   20
                                                                       but I can't tell you the precise number, I'm afraid.
21
    was a brown paper exercise for EXCO to reflect on some of
                                                                  21
                                                                              MR MPOFU SC:
                                                                                                    That's XXX -
22
    the issues we would have identified in the document.
                                                                   22
                                                                              CHAIRPERSON:
                                                                                                     Ms Pillay – although Mr
23
           MR BHAM SC:
                               Thank you, Mr Mokwena. Mr
                                                                  23
                                                                       Mpofu SC has raised his hand but Ms Pillay, could you tell
24
    Mokwena, the next document I want to refer to is a document
                                                                  24
                                                                       us before Mr Mpofu SC does?
25
    starting at page 409. You don't have it in the bundle, I
                                                                  25
                                                                              MS PILLAY:
                                                                                                 I think it might be XXX8. I
```

```
Page 37886
                                                                                                                        Page 37888
     iust want to have a look at -
                                                                       very day when the miners went to the LPD on the Friday.
 2
            CHAIRPERSON:
                                                                   2
                                                                              MR BHAM SC:
                                   Well, does Mr -
                                                                                                  Mr Chairman, can I just
 3
            MS PILLAY:
                              Sorry, XXXX8.
                                                                   3
                                                                       repeat my question? I didn't ask whether it was signed off
 4
            CHAIRPERSON:
                                   XXX8. Does the new SC
                                                                       at all or not, I asked him whether it had gone to EXCO and
 5
     agree with that?
                                                                   5
                                                                       whether it was signed off by EXCO. That's the question I
                                  Yes. Chairperson, if we
                                                                   6
 6
            MR MPOFU SC:
                                                                       was dealing with.
 7
     are talking about the document with the, what I call the
                                                                   7
                                                                              MR MOKWENA:
                                                                                                    Chair, it did not go to
     Lonmin policy -
                                                                   8
                                                                       EXCO.
 8
 9
                                                                   9
            CHAIRPERSON:
                                   Yes.
                                                                              CHAIRPERSON:
                                                                                                    It was approved by Mr
10
            MR MPOFU SC:
                                  - including the -
                                                                       Sinclair and signed off and kept at the Middelkraal
                                                                  10
            CHAIRPERSON:
                                   How you deal with
                                                                       Security Compound, is that right?
11
                                                                  11
                                                                  12
12
     unprotected strikes.
                                                                              MR MOKWENA:
                                                                                                    That's what I was trying to
13
            MR MPOFU SC:
                                  Yes, it's XXX8, Mr
                                                                  13
                                                                       explain to you, Chair.
14
     Chairman.
                                                                  14
                                                                              CHAIRPERSON:
                                                                                                    Alright, yes alright, what
15
            CHAIRPERSON:
                                   Thank you. Alright, can we
                                                                  15
                                                                       would you like to explain?
16
     see that please?
                                                                  16
                                                                              MR MOKWENA:
                                                                                                    To explain that company
17
            MR BHAM SC:
                                 That is indeed the document,
                                                                  17
                                                                       policies would ultimately seek authorisation from three
18
     Mr -
                                                                       operational executives for it to be a company policy and
19
            CHAIRPERSON:
                                   This is a document, it's
                                                                  19
                                                                       the fact that it was not presented to EXCO and bears no
20
     got an original document date on it 9 May 2012 and if you
                                                                  20
                                                                       signatures of the three operational executives confirms
                                                                  21
                                                                       that it was never a fully authorised company policy.
21
     go down a bit you'll see it actually says who drafted it
                                                                  22
                                                                              CHAIRPERSON:
22
     and it was approved by the manager of mining security.
                                                                                                    What do you mean by fully
23
                                                                  23
                                                                       authorised company policy? What stress do you place on the
     Look there on the part that we see on the screen. It was
                                                                  24
                                                                       word, "fully.?"
24
     compiled I think by Mr Kellerman and it was called "Lonmin
25
     Mining Security Procedure, counter-industrial action
                                                                       [12:34] MR MOKWENA:
                                                                                                      Fully, Chair, means I as
                                                      Page 37887
                                                                                                                        Page 37889
                                                                       head of HR for example would have critiqued the policy to
     response" and the initial date is 9 May 2012, which was
 1
                                                                       make sure that there were no conflicts with other relevant
 2
     approved by the manager, mining security. Who is the
 3
     manager of mining security?
                                                                       policies, and once that is done then the policy gets
 4
            MR MOKWENA:
                                  Chair, if you go to the last
                                                                       enforced and gets signed off.
                                                                   5
 5
     page where a policy would typically be authorised and
                                                                              MR BHAM SC:
                                                                                                 Thank you, Mr Mokwena. Mr
     signed, that's where -
                                                                   6
                                                                       Mokwena, on page 162 of your witness statement, paragraph
 6
 7
                                                                   7
                                                                       3.1, you make reference to the demand by rock drill
            CHAIRPERSON:
                                  No, answer my question
                                                                       operators at Karee Mine. That was a demand for 12 and a
 8
     first and then you can give the other information. We
                                                                   8
 9
                                                                   9
                                                                       half thousand rand, was it?
     waste time if you answer your own questions and you don't
                                                                  10
                                                                              MR MOKWENA:
                                                                                                   Yes, that is correct.
10
     answer mine. My question is, who is the manager, mining
                                                                  11
                                                                              MR BHAM SC:
11
     security?
                                                                                                 Now through that period,
12
            MR MOKWENA:
                                  It was Graeme Sinclair.
                                                                  12
                                                                       this is at the time it had first arisen, going into the
                                  Thank you. And now let's
13
            CHAIRPERSON:
                                                                  13
                                                                       August period, do you know whether there was any similar
     go and have a look at the last page and see what it tells
                                                                  14
                                                                       demand communicated to Lonmin by any other category of
14
                                                                  15
15
                                                                       workers other than RDOs?
     us or doesn't.
                                                                  16
                                                                             MR MOKWENA:
16
            MR BHAM SC:
                                 [Microphone off, inaudible]
                                                                                                   No, Chair.
17
            CHAIRPERSON:
                                  - the last line actually,
                                                                  17
                                                                              MR BHAM SC:
                                                                                                 When you say no, do you mean
18
     seeing you said look at the last - you see it was last
                                                                       you don't know or there was no such demand communicated by
19
     printed, it was last printed on the 10th August. You
                                                                       other categories of workers?
20
     remember its original date was sometime in May and then it
                                                                  20
                                                                              MR MOKWENA:
                                                                                                   There were no other demands
21
     says, "A signed off copy of this document is held at
                                                                  21
                                                                       that I was aware of or made aware of.
     E&DM/Mining Security-Middelkraal Security Compound." So
                                                                  22
                                                                              MR BHAM SC:
22
                                                                                                 Thank you. Mr Mokwena, may
23
     where do you get this idea that this document has never
                                                                  23
                                                                       I ask you to turn back to pages 5 and 6 of the bundle,
24
     been signed off? It was not only produced in May but it
                                                                       please? This is the bundle WWWW1. You'll recognise the
25
     was last reprinted on the 10th of August, two days - on the
                                                                       document there.
```

Page 37890 Page 37892 MR MOKWENA: Yes, I do. this analysis was done did Anglo already give effect to its 1 2 MR BHAM SC: 2 salary increases for 2012? Now if you turn the page to 3 3 page 6 you'll see there's a second of two tables which MR MOKWENA: Yes. Impala and Anglo wage 4 talks of remuneration post October increases, table 2, 4 increases happened two, three months ahead of Lonmin. So 5 remuneration post October 2 increases. Does that table 5 we are always running two, three months behind in terms of 6 deal with the situation prior to the implementation of the 6 adjustments because our adjustments occur on the 1st of 7 7 drilling allowance for RDOs? October. Impala and Anglo do their adjustments in June and 8 MR MOKWENA: 8 July. Yes. 9 9 MR BHAM SC: Having regard to that table MR BHAM SC: So the position you've and what is set out in paragraph 3, what would the position 10 spoken of now would have been without regard to the October 10 of the RDOs at Lonmin have been in comparison with those at 11 adjustment? 11 12 MR MOKWENA: Yes. 12 Impala, at Anglo? 13 13 MR BHAM SC: MR MOKWENA: If we had implemented the And that would have further 750 RDO allowance, Chair, Lonmin would have sat above 14 14 taken Lonmin higher up in the scale? 15 Impala and just below Anglo. In other words if you add the 15 MR MOKWENA: You are correct. 750 where on the column that says zero rand across RDO 16 MR BHAM SC: Thank you. May I ask you to 16 allowance, and add that to 9 761, we would have arrive at turn to page 164 of the bundle, back into your witness 17 17 18 10 511, which would have placed our RDO wages just a little statement. In paragraph 4.2 you make reference to, you're 19 above Impala and below Anglo. 19 dealing with the events of the 10th of August 2012, the 20 CHAIRPERSON: What is the difference 20 morning of the 10th of August 2012, and in paragraph 4.2 you 21 between Impala A and Impala B in that table? 21 make reference to various calls you made, including to Mr 22 MR MOKWENA: 22 Chair, Impala had introduced Baleni and Mr Mathunjwa. If you then go to page 188 in 23 a salary adjustment unilaterally, which is on page 1 and 2, 23 paragraph 6.8 of your second statement you make reference without the consent of National Union of Mineworkers. So 24 to what Mr Mathunjwa had advised you of and you say he had 24 25 advised you "not to speak to the strikers during a column A is a reflection of the unilateral implementation Page 37891 Page 37893 telephone conversation that I had with him on 10 August 1 by Impala. Column 2 was our estimate if NUM had, or if 2012." Now Mr Mokwena, when you deal with the events of 10 2 Impala then had agreed to implement the normal wage 3 agreement. In other words Impala would have had to pay August 2012 you make reference to your conference call when 4 twice. They would have column 1 unilateral implementation you were with Mr Jamieson, speaking to people at LPD. Your telephone conversation with Mr Mathunjwa, was that prior to 5 which is shown on page 1 and 2 of the documents, column B, 5 if they were to accede to what NUM was saying to them that 6 that conference call or after that? 6 7 7 MR MOKWENA: they should continue with the wage increase as agreed. So My telephone calls to both Impala would have had to have two adjustments. That's why Mr Joseph Mathuniwa and Mr Frans Baleni occurred before the 8 8 9 9 we are reflecting them separately. teleconference. CHAIRPERSON: 10 10 It actually happened? Did MR BHAM SC: May I then ask you to go to they concede to NUM's pressure, as you put it in the memo? page 9 of the bundle? That, Mr Mokwena, is a letter dated 11 11 12 MR MOKWENA: I do not recall. I know 12 10 August 2012 on an AMCU letterhead, addressed to you. If 13 there was a matter that -13 you turn the page you'll see it is sent apparently by Mr 14 CHAIRPERSON: But of course if they had 14 Mathunjwa. Did you receive this letter from Mr Mathunjwa? 15 MR MOKWENA: 15 Yes, I received it. conceded and if the relevant column was Impala B, then what When did you receive the would the difference have been between what was to be paid 16 MR BHAM SC: 17 by, was going to be paid by Lonmin if they gave the 750 17 letter from Mr Mathunjwa? 18 increase, compared with the Impala position if we look at 18 MR MOKWENA: I received it during the 19 column B? 19 course of the day. 20 MR MOKWENA: 20 MR BHAM SC: And you'll see at the Ja, we would have a deficit 21 of around R200 less than Impala. We would be at 10 511. 21 commencement of the letter on page 9 Mr Mathunjwa states, 22 Impala B would have been 10 784, so a difference of about "Our telephonic conversation today 10 August 2012 refers." 23 23 R200 or so. Now if you go through this letter, is it reflective of the 24 MR BHAM SC: Mr Mokwena, in that same 24 telephone conversation that you had with Mr Mathunjwa and 25 page you've got the Anglo column. Now at the time when what he advised you?

Tel: 011 021 6457 Fax: 011 440 9119

Email: realtime@mweb.co.za

Page 37894 MR MOKWENA: Yes, I can confirm that the

content of the letter is a reflection of the content of the

3 conversation I had with Mr Mathunjwa earlier in that

4 telephone call.

1

2

5

6

13

14

15

16

17

19

20

21

7

MR BHAM SC: Now you'll see he goes on to say, "However, as AMCU we propose," and then there are

7 three bullet points on that page and another one on the

8 next page. The second of the bullet points which starts,

9 "Any employee who forms part of this gathering we believe

10 belongs to a union." Now can you explain to the Commission

11 what he was referring to, to the extent that that reflects

his discussion with you? 12

MR MOKWENA: Looking at the employees who had gone on the march, the majority of them were black and were mainly RDOs. The membership of such employees would have been either National Union of Mineworkers or AMCU. So my understanding of belonging to a union would be a reference to either National Union of Mineworkers or AMCU.

18 MR BHAM SC: He then goes on in the next

sentence to say, "For non-unionised employees there are management structures dealing with grievances." Now do you

22 know what he was referring to and is this something that

23 you speak about in your own witness statements?

24 MR MOKWENA: I have in my witness

25 statement, the supplementary statement, explained how line Page 37896

legal framework we do apply to court for an interdict to

2 stop the unprotected strike.

3 MR BHAM SC: Thank you. Mr Mokwena, can I then ask you to go to page 186 and draw your attention to

5 what you state in paragraph 4? Again you're talking about

6 the march on the 10th of August where you say, "Thereafter I

7 held a telephone conference call with various managers who

8 were at LPD," and you then state, "We discussed the RDO

9 demand and decided that we would not speak to the RDOs

10 about their wage demand." If we turn to page 189,

11 paragraph 9, you state, "I also saw no point in reopening

12 discussions with the RDOs." You're still dealing with the

13 10th of August here, Mr Mokwena. You say, "They had already

14 communicated their wage grievance through Da Costa, and

15 more importantly, EXCO had already considered and

thereafter addressed the matter." Now there has been a lot

17 of talk in this Commission about your decision on the 10th

not to engage with the striking mineworkers. Would you

19 care to explain the decision you took and why you had taken 20 it?

MR MOKWENA: Chair, my experience of the

march on the 10th was not the beginning of communicating 23

with workers on the demand. My experience started way back 24 in June through Mr Da Costa when we were made aware of such

a demand, and as it is customary we used line management to

Page 37895

21

22

5

7

8

9

10

11

12

13

14

15

16

17

18

19

20

21

22

23

24

1 management and employees on day-to-day basis would engage

2 on issues affecting them. It is a common practice at

3 Lonmin, and we do encourage it, that issues raised by

4 workers on daily basis should be resolved at line, except

5 if such issues, Chair, are of substantive matter and would

have corporate implication. As such those issues would 6

then be elevated to my level so that I can review them from

8 a corporate perspective.

9 MR BHAM SC: Is this what you deal with 10 at page 189, paragraph 11 of your supplementary statement?

11 MR MOKWENA: Sorry, what was that 12

reference again?

13 MR BHAM SC: Page 189, paragraph 11. 14 MR MOKWENA: 189. Yes, that is correct.

15 MR BHAM SC: May I then ask you to go to

16 page 186 of your statement, paragraph 4 – before we deal,

17 sorry Mr Mokwena, before we deal with that, on the 10th Lonmin had gone to court to seek an interdict against the

18 19 strike. Were you involved in the decision for that

20 interview to be obtained and if so, why did Lonmin decide

21 to go down that path?

22 MR MOKWENA: I was involved in the

Tel: 011 021 6457 Fax: 011 440 9119

23 decision for us to apply for a court interdict. Chair, it

24 is the practice known to us as an employer that when there

25 is such an event, unprotected, so that we behave within the

Page 37897 communicate to them and give clear, simple instructions

about their demand and how it could not be entertained, and

3 the reason for us not wanting to engage with them on the

4 10th was therefore not an immediate decision. It was based

on a number of factors that we discussed during the

6 teleconference.

> The first factor that we considered was first of all this was an unprotected strike and it should be treated as such. Secondly, that the RDOs had already been communicated to through Mr Da Costa between June and the period we're talking about, the 10th of August, in many ways. I personally presented different types of communiqué to the workforce to explain their rights, prerogatives, and also that what they were asking could not be entertained in the manner in which they were asking.

> Thirdly, EXCO had approved an RDO allowance, if indeed the issue was that they wanted to earn as their peer at Impala and at Anglo, and perhaps Chair, I need to emphasise that the most crucial thing that we as a team decided we could not engage on the 10th was that our engagement would be tantamount to breaking the very basic rules of a protected strike and unprotected strike.

I believed at the time if we had engaged the workers on the 10th we would have immediately blurred the two types of strike and that would have had far-reaching

8

9

10

11

12

13

14

16

18

19

20

21

22

23

7

8

10

11

12

13

14

15

16

17

18

19

20

21

5

6

7

8

9

10 11

12

13

14

15

16

17

18

19

20

21

22

23

24

25

25

Page 37898

implications not only for Lonmin, but also for the industry 2 and for the country. At the time we believed it was a good 3 reason for us to treat the march as an unprotected strike 4 and treat it as such.

The other reason is both unions, Mr Joseph Mathunjwa, Mr Frans Baleni, had actually discouraged me to engage, and we have gone through that letter, and I was actually, Chair, happy that the three of us were in unison in upholding the principle around how you manage an unprotected strike. Those are the reasons that, Chair, we felt as a team we needed not to engage to avoid legitimising an unprotected strike into making it a protected strike.

MR BHAM SC: Mr Mokwena, if you had spoken on the 10th would the message to the striking mineworkers have been any different from that communicated by Mr Da Costa at the end of July 2012?

MR MOKWENA: At no stage between the time when Mike Da Costa approached EXCO in June to the 10th of August was there any change at EXCO in terms of what could be different. During that period we consistently kept the same communication to the RDOs. I personally believe it would not have changed because I would have communicated exactly the same message that had been communicated to the RDOs in June and in July.

Page 37900

said it is not possible; RDOs go on an unprotected strike on Friday. What happens after, people are killed, and all as a human being I understood to be going on is people will die if you don't give us 12 500, and Chair, I may have been 5 wrong; that was my experience that day. 6

MR BHAM SC: Mr Mokwena, at page 168, paragraph 5.10, you make reference to an incident which I understand had some personal impact on you and that was the death of Mr Twala. Could you take the commission through how you became aware of the death, the impact on you and what it communicated to you about a Lonmin management member going to the koppie. [12:54] CHAIRPERSON: Now before he does that I think there's a mistake here which he may wish to clarify.

In the previous sentence he says later that afternoon – MR MOKWENA: Sorry what page is that, Mr

17 Chair?

CHAIRPERSON: The one you're referring to, page 168, 5.9 and 5.10. In 5.9 he says "Later that afternoon I received a security update from our personnel that two SAPS officers had been killed and a third badly injured. I was shocked by this information." Then he says, 5.10, during the same afternoon at the OPD reception he heard about the killing of Mr Twala. Now we know that

happened on the Tuesday whereas the events where the two

Page 37899

And do you believe that by 1 MR BHAM SC: 2 communicating that same message on the 10th of August that 3 would have resulted in the strike coming to an end? 4 MR MOKWENA: I also doubt if such 5 communication would have ended the strike as it was very clear that the RDOs wanted 12 500 and nothing else. So a 6 7 different message would not have changed that intention. 8 MR BHAM SC: Thank you, Mr Mokwena. May 9 I ask you to turn to page 166 of your statement, please, of that bundle. In paragraph 5.1 you make reference to the 10 11 deaths of two Lonmin Security personnel and two other 12 employees of Lonmin and you go on to say that "this was 13 simply unbelievable and I was angered when I was also told 14 about the chaos at K3 Shaft at Karee Mine." Will you 15 explain to the Commission what your personal reaction was 16 and how that impacted on how you viewed what was going on 17 when you received the news you speak about at 5.1? MR MOKWENA: Chair, at that moment I was

18 19 distraught, I was very angry, and I didn't understand that after numerous attempts to explain to the RDOs in June, in 20 21 July, that we were not in a position to pay them 12 500, that on the 10th they chose to go on an unprotected action 22 23 and subsequent to that I saw people dying and being killed, 24 and all I understood was if you don't give us we will kill

people. That's what I saw. That was my experience. We

Tel: 011 021 6457 Fax: 011 440 9119

Page 37901

SAPS officers were killed and a third badly injured were on the Monday the 13th. So I suspect that 5.10 should read

during the afternoon of the next day or something like

that. Am I correct?

5 MR MOKWENA: Yes. Chair.

6 CHAIRPERSON: So that's the correction

that you obviously will have to make.

MR MOKWENA: Thank you, Chair.

9 MR BHAM SC: Thank you, Mr Chair. You

heard my question in relation to that paragraph, Mr

Mokwena.

MR MOKWENA: Chair, Ms Constance worked in my office to do admin and reception work. When I walked through into my office I found her hysterical with my PA and she had received a telephone call from the person who we understood was with her cousin at the koppie and that person had called Ms Constance that her cousin had been murdered at the koppie. Chair, when I hear why I didn't go to the koppie, why I didn't send managers to the koppie, the koppie for me, because of this experience so close to me, somebody that I knew, had become a place of death. And in my conscience I had absolutely no doubt that I would not

22

23 personally go there nor send anybody else following this

24 incident, when Constance's, who had to be treated by

medics, cousin had been killed at the koppie. That, Chair,

1	Page 37902	1	Page 37904
1	was the reason for me not wanting to go to the koppie or	1	questions in relation to the discussions. In respect of
2	send anybody to the koppie. CHAIRPERSON: There was a resolution that	2	the operational plans by the South African Police Services during the period they were at the mine from the 9th to the
4	you formed after you'd spoken to Ms Mgobhozi.	4	16th, were you at any stage party to the SAPS operational
5	MR MOKWENA: Yes, Chair, that was my	5	plans?
6	experience –	6	MR MOKWENA: No, Chair.
7	CHAIRPERSON: That was on the Tuesday	7	MR BHAM SC: Were you involved – sorry
8	afternoon.	8	were you informed of any the operational plans in the sense
9	MR MOKWENA: Yes.	9	of how they were going to do what they were meant to do?
10	CHAIRPERSON: What time?	10	MR MOKWENA: No, Chair.
11	MR MOKWENA: Chair, I do not recall the	11	MR BHAM SC: Were you informed of the
12	exact time, but it was probably between 2:00 and 3:00,	12	operational plans for the 16th of August 2012?
13	somewhere there.	13	MR MOKWENA: No, Chair.
14	CHAIRPERSON: That wasn't your attitude	14	MR BHAM SC: Mr Chairman, I have no
15	on the Monday, it was only a attitude you formed on the	15	further questions.
16	Tuesday afternoon because your statement's incorrect in	16	CHAIRPERSON: Thank you, just one
17	suggesting that this incident took place the same day as	17	question. This is the second proofread version, what we've
18	you heard the news of the killing of the SAPS officers.	18	got on page 20 is the second proofread version of exhibit
19	MR MOKWENA: Chair, as I said, probably	19	JJJ192 which we call JJJ192, there were various errors in
20	there's a date missing.	20	transcript which were corrected. I take it you read this
21	CHAIRPERSON: Yes, yes I understand that,	21	version of the transcript.
22	but I'm just getting clarity on the point that this	22	MR MOKWENA: Yes, Chair.
23	resolution you formed, which I can understand in the light	23	CHAIRPERSON: Are you satisfied it
24	of the explanation you gave, that resolution was formed on	24	correctly reflects what was said by you and those present
25	the Tuesday afternoon.	25	at this discussion?
	Page 37903	_	Page 37905
1	MR MOKWENA: I formed this opinion upon	1	MR MOKWENA: Yes, Chair.
2	MR MOKWENA: I formed this opinion upon receiving this news about –	2	MR MOKWENA: Yes, Chair. CHAIRPERSON: Yes, thank you. I think
2	MR MOKWENA: I formed this opinion upon receiving this news about – CHAIRPERSON: On the Tuesday afternoon?	2	MR MOKWENA: Yes, Chair. CHAIRPERSON: Yes, thank you. I think it's appropriate now for us to adjourn –
2 3 4	MR MOKWENA: I formed this opinion upon receiving this news about – CHAIRPERSON: On the Tuesday afternoon? MR MOKWENA: Yes about the koppie.	2 3 4	MR MOKWENA: Yes, Chair. CHAIRPERSON: Yes, thank you. I think it's appropriate now for us to adjourn – MR BHAM SC: It's appropriate.
2 3 4 5	MR MOKWENA: I formed this opinion upon receiving this news about – CHAIRPERSON: On the Tuesday afternoon? MR MOKWENA: Yes about the koppie. CHAIRPERSON: You hadn't formed the	2 3 4 5	MR MOKWENA: Yes, Chair. CHAIRPERSON: Yes, thank you. I think it's appropriate now for us to adjourn – MR BHAM SC: It's appropriate. CHAIRPERSON: - until 9:30 on Monday
2 3 4 5 6	MR MOKWENA: I formed this opinion upon receiving this news about – CHAIRPERSON: On the Tuesday afternoon? MR MOKWENA: Yes about the koppie. CHAIRPERSON: You hadn't formed the resolution before that?	2 3 4 5 6	MR MOKWENA: Yes, Chair. CHAIRPERSON: Yes, thank you. I think it's appropriate now for us to adjourn – MR BHAM SC: It's appropriate. CHAIRPERSON: - until 9:30 on Monday morning.
2 3 4 5 6 7	MR MOKWENA: I formed this opinion upon receiving this news about – CHAIRPERSON: On the Tuesday afternoon? MR MOKWENA: Yes about the koppie. CHAIRPERSON: You hadn't formed the resolution before that? MR MOKWENA: No, Chair.	2 3 4 5 6 7	MR MOKWENA: Yes, Chair. CHAIRPERSON: Yes, thank you. I think it's appropriate now for us to adjourn – MR BHAM SC: It's appropriate. CHAIRPERSON: - until 9:30 on Monday morning. MR BHAM SC: May I just say this? There
2 3 4 5 6 7 8	MR MOKWENA: I formed this opinion upon receiving this news about – CHAIRPERSON: On the Tuesday afternoon? MR MOKWENA: Yes about the koppie. CHAIRPERSON: You hadn't formed the resolution before that? MR MOKWENA: No, Chair. CHAIRPERSON: That didn't apply on the	2 3 4 5 6 7 8	MR MOKWENA: Yes, Chair. CHAIRPERSON: Yes, thank you. I think it's appropriate now for us to adjourn – MR BHAM SC: It's appropriate. CHAIRPERSON: - until 9:30 on Monday morning. MR BHAM SC: May I just say this? There was a document given to us by the families, subject to
2 3 4 5 6 7 8	MR MOKWENA: I formed this opinion upon receiving this news about – CHAIRPERSON: On the Tuesday afternoon? MR MOKWENA: Yes about the koppie. CHAIRPERSON: You hadn't formed the resolution before that? MR MOKWENA: No, Chair. CHAIRPERSON: That didn't apply on the Monday or the Tuesday morning.	2 3 4 5 6 7 8 9	MR MOKWENA: Yes, Chair. CHAIRPERSON: Yes, thank you. I think it's appropriate now for us to adjourn – MR BHAM SC: It's appropriate. CHAIRPERSON: - until 9:30 on Monday morning. MR BHAM SC: May I just say this? There was a document given to us by the families, subject to anything coming out of there, I have no further questions.
2 3 4 5 6 7 8 9	MR MOKWENA: I formed this opinion upon receiving this news about – CHAIRPERSON: On the Tuesday afternoon? MR MOKWENA: Yes about the koppie. CHAIRPERSON: You hadn't formed the resolution before that? MR MOKWENA: No, Chair. CHAIRPERSON: That didn't apply on the Monday or the Tuesday morning. MR MOKWENA: No, Chair.	2 3 4 5 6 7 8 9	MR MOKWENA: Yes, Chair. CHAIRPERSON: Yes, thank you. I think it's appropriate now for us to adjourn – MR BHAM SC: It's appropriate. CHAIRPERSON: - until 9:30 on Monday morning. MR BHAM SC: May I just say this? There was a document given to us by the families, subject to anything coming out of there, I have no further questions. If there is anything coming from the document which I
2 3 4 5 6 7 8 9 10 11	MR MOKWENA: I formed this opinion upon receiving this news about – CHAIRPERSON: On the Tuesday afternoon? MR MOKWENA: Yes about the koppie. CHAIRPERSON: You hadn't formed the resolution before that? MR MOKWENA: No, Chair. CHAIRPERSON: That didn't apply on the Monday or the Tuesday morning. MR MOKWENA: No, Chair. CHAIRPERSON: I see.	2 3 4 5 6 7 8 9 10 11	MR MOKWENA: Yes, Chair. CHAIRPERSON: Yes, thank you. I think it's appropriate now for us to adjourn – MR BHAM SC: It's appropriate. CHAIRPERSON: - until 9:30 on Monday morning. MR BHAM SC: May I just say this? There was a document given to us by the families, subject to anything coming out of there, I have no further questions. If there is anything coming from the document which I haven't had a chance to consider yet, then I might need
2 3 4 5 6 7 8 9 10 11	MR MOKWENA: I formed this opinion upon receiving this news about – CHAIRPERSON: On the Tuesday afternoon? MR MOKWENA: Yes about the koppie. CHAIRPERSON: You hadn't formed the resolution before that? MR MOKWENA: No, Chair. CHAIRPERSON: That didn't apply on the Monday or the Tuesday morning. MR MOKWENA: No, Chair. CHAIRPERSON: I see. MR BHAM SC: On the Monday and the	2 3 4 5 6 7 8 9 10 11 12	MR MOKWENA: Yes, Chair. CHAIRPERSON: Yes, thank you. I think it's appropriate now for us to adjourn – MR BHAM SC: It's appropriate. CHAIRPERSON: - until 9:30 on Monday morning. MR BHAM SC: May I just say this? There was a document given to us by the families, subject to anything coming out of there, I have no further questions. If there is anything coming from the document which I haven't had a chance to consider yet, then I might need five minutes on –
2 3 4 5 6 7 8 9 10 11 12 13	MR MOKWENA: I formed this opinion upon receiving this news about – CHAIRPERSON: On the Tuesday afternoon? MR MOKWENA: Yes about the koppie. CHAIRPERSON: You hadn't formed the resolution before that? MR MOKWENA: No, Chair. CHAIRPERSON: That didn't apply on the Monday or the Tuesday morning. MR MOKWENA: No, Chair. CHAIRPERSON: I see. MR MOKWENA: On the Monday and the Tuesday did you nonetheless have the same attitude for the	2 3 4 5 6 7 8 9 10 11 12 13	MR MOKWENA: Yes, Chair. CHAIRPERSON: Yes, thank you. I think it's appropriate now for us to adjourn – MR BHAM SC: It's appropriate. CHAIRPERSON: - until 9:30 on Monday morning. MR BHAM SC: May I just say this? There was a document given to us by the families, subject to anything coming out of there, I have no further questions. If there is anything coming from the document which I haven't had a chance to consider yet, then I might need five minutes on – CHAIRPERSON: Yes, no you indicated that
2 3 4 5 6 7 8 9 10 11 12 13	MR MOKWENA: I formed this opinion upon receiving this news about – CHAIRPERSON: On the Tuesday afternoon? MR MOKWENA: Yes about the koppie. CHAIRPERSON: You hadn't formed the resolution before that? MR MOKWENA: No, Chair. CHAIRPERSON: That didn't apply on the Monday or the Tuesday morning. MR MOKWENA: No, Chair. CHAIRPERSON: I see. MR BHAM SC: On the Monday and the Tuesday did you nonetheless have the same attitude for the reasons you've explained about talking to strikers on their	2 3 4 5 6 7 8 9 10 11 12 13	MR MOKWENA: Yes, Chair. CHAIRPERSON: Yes, thank you. I think it's appropriate now for us to adjourn – MR BHAM SC: It's appropriate. CHAIRPERSON: - until 9:30 on Monday morning. MR BHAM SC: May I just say this? There was a document given to us by the families, subject to anything coming out of there, I have no further questions. If there is anything coming from the document which I haven't had a chance to consider yet, then I might need five minutes on – CHAIRPERSON: Yes, no you indicated that to me in chambers and I said it would be in order.
2 3 4 5 6 7 8 9 10 11 12 13 14 15	MR MOKWENA: I formed this opinion upon receiving this news about – CHAIRPERSON: On the Tuesday afternoon? MR MOKWENA: Yes about the koppie. CHAIRPERSON: You hadn't formed the resolution before that? MR MOKWENA: No, Chair. CHAIRPERSON: That didn't apply on the Monday or the Tuesday morning. MR MOKWENA: No, Chair. CHAIRPERSON: I see. MR BHAM SC: On the Monday and the Tuesday did you nonetheless have the same attitude for the reasons you've explained about talking to strikers on their demand?	2 3 4 5 6 7 8 9 10 11 12 13 14 15	MR MOKWENA: Yes, Chair. CHAIRPERSON: Yes, thank you. I think it's appropriate now for us to adjourn – MR BHAM SC: It's appropriate. CHAIRPERSON: - until 9:30 on Monday morning. MR BHAM SC: May I just say this? There was a document given to us by the families, subject to anything coming out of there, I have no further questions. If there is anything coming from the document which I haven't had a chance to consider yet, then I might need five minutes on – CHAIRPERSON: Yes, no you indicated that to me in chambers and I said it would be in order. MR BHAM SC: Thank you.
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16	MR MOKWENA: I formed this opinion upon receiving this news about – CHAIRPERSON: On the Tuesday afternoon? MR MOKWENA: Yes about the koppie. CHAIRPERSON: You hadn't formed the resolution before that? MR MOKWENA: No, Chair. CHAIRPERSON: That didn't apply on the Monday or the Tuesday morning. MR MOKWENA: No, Chair. CHAIRPERSON: I see. MR BHAM SC: On the Monday and the Tuesday did you nonetheless have the same attitude for the reasons you've explained about talking to strikers on their demand? MR MOKWENA: Yes, Chair.	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16	MR MOKWENA: Yes, Chair. CHAIRPERSON: Yes, thank you. I think it's appropriate now for us to adjourn – MR BHAM SC: It's appropriate. CHAIRPERSON: - until 9:30 on Monday morning. MR BHAM SC: May I just say this? There was a document given to us by the families, subject to anything coming out of there, I have no further questions. If there is anything coming from the document which I haven't had a chance to consider yet, then I might need five minutes on – CHAIRPERSON: Yes, no you indicated that to me in chambers and I said it would be in order. MR BHAM SC: Thank you. CHAIRPERSON: Thank you. We adjourn now
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17	MR MOKWENA: I formed this opinion upon receiving this news about – CHAIRPERSON: On the Tuesday afternoon? MR MOKWENA: Yes about the koppie. CHAIRPERSON: You hadn't formed the resolution before that? MR MOKWENA: No, Chair. CHAIRPERSON: That didn't apply on the Monday or the Tuesday morning. MR MOKWENA: No, Chair. CHAIRPERSON: I see. MR BHAM SC: On the Monday and the Tuesday did you nonetheless have the same attitude for the reasons you've explained about talking to strikers on their demand? MR MOKWENA: Yes, Chair. MR MOKWENA: Yes, Chair. Finally, Mr Mokwena, may I	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17	MR MOKWENA: Yes, Chair. CHAIRPERSON: Yes, thank you. I think it's appropriate now for us to adjourn – MR BHAM SC: It's appropriate. CHAIRPERSON: - until 9:30 on Monday morning. MR BHAM SC: May I just say this? There was a document given to us by the families, subject to anything coming out of there, I have no further questions. If there is anything coming from the document which I haven't had a chance to consider yet, then I might need five minutes on – CHAIRPERSON: Yes, no you indicated that to me in chambers and I said it would be in order. MR BHAM SC: Thank you. CHAIRPERSON: Thank you. We adjourn now until Monday morning 9:30.
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18	MR MOKWENA: I formed this opinion upon receiving this news about — CHAIRPERSON: On the Tuesday afternoon? MR MOKWENA: Yes about the koppie. CHAIRPERSON: You hadn't formed the resolution before that? MR MOKWENA: No, Chair. CHAIRPERSON: That didn't apply on the Monday or the Tuesday morning. MR MOKWENA: No, Chair. CHAIRPERSON: I see. MR BHAM SC: On the Monday and the Tuesday did you nonetheless have the same attitude for the reasons you've explained about talking to strikers on their demand? MR MOKWENA: Yes, Chair. MR BHAM SC: Finally, Mr Mokwena, may I ask you to go to page 20 of your bundle?	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18	MR MOKWENA: Yes, Chair. CHAIRPERSON: Yes, thank you. I think it's appropriate now for us to adjourn – MR BHAM SC: It's appropriate. CHAIRPERSON: - until 9:30 on Monday morning. MR BHAM SC: May I just say this? There was a document given to us by the families, subject to anything coming out of there, I have no further questions. If there is anything coming from the document which I haven't had a chance to consider yet, then I might need five minutes on – CHAIRPERSON: Yes, no you indicated that to me in chambers and I said it would be in order. MR BHAM SC: Thank you. CHAIRPERSON: Thank you. We adjourn now
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18	MR MOKWENA: I formed this opinion upon receiving this news about — CHAIRPERSON: On the Tuesday afternoon? MR MOKWENA: Yes about the koppie. CHAIRPERSON: You hadn't formed the resolution before that? MR MOKWENA: No, Chair. CHAIRPERSON: That didn't apply on the Monday or the Tuesday morning. MR MOKWENA: No, Chair. CHAIRPERSON: I see. MR BHAM SC: On the Monday and the Tuesday did you nonetheless have the same attitude for the reasons you've explained about talking to strikers on their demand? MR MOKWENA: Yes, Chair. MR BHAM SC: Finally, Mr Mokwena, may I ask you to go to page 20 of your bundle? MR MOKWENA: 20?	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18	MR MOKWENA: Yes, Chair. CHAIRPERSON: Yes, thank you. I think it's appropriate now for us to adjourn – MR BHAM SC: It's appropriate. CHAIRPERSON: - until 9:30 on Monday morning. MR BHAM SC: May I just say this? There was a document given to us by the families, subject to anything coming out of there, I have no further questions. If there is anything coming from the document which I haven't had a chance to consider yet, then I might need five minutes on – CHAIRPERSON: Yes, no you indicated that to me in chambers and I said it would be in order. MR BHAM SC: Thank you. CHAIRPERSON: Thank you. We adjourn now until Monday morning 9:30.
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20	MR MOKWENA: I formed this opinion upon receiving this news about – CHAIRPERSON: On the Tuesday afternoon? MR MOKWENA: Yes about the koppie. CHAIRPERSON: You hadn't formed the resolution before that? MR MOKWENA: No, Chair. CHAIRPERSON: That didn't apply on the Monday or the Tuesday morning. MR MOKWENA: No, Chair. CHAIRPERSON: I see. MR BHAM SC: On the Monday and the Tuesday did you nonetheless have the same attitude for the reasons you've explained about talking to strikers on their demand? MR MOKWENA: Yes, Chair. MR BHAM SC: Finally, Mr Mokwena, may I ask you to go to page 20 of your bundle? MR MOKWENA: 20? MR BHAM SC: Two, zero. Mr Mokwena, you	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20	MR MOKWENA: Yes, Chair. CHAIRPERSON: Yes, thank you. I think it's appropriate now for us to adjourn – MR BHAM SC: It's appropriate. CHAIRPERSON: - until 9:30 on Monday morning. MR BHAM SC: May I just say this? There was a document given to us by the families, subject to anything coming out of there, I have no further questions. If there is anything coming from the document which I haven't had a chance to consider yet, then I might need five minutes on – CHAIRPERSON: Yes, no you indicated that to me in chambers and I said it would be in order. MR BHAM SC: Thank you. CHAIRPERSON: Thank you. We adjourn now until Monday morning 9:30.
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21	MR MOKWENA: I formed this opinion upon receiving this news about — CHAIRPERSON: On the Tuesday afternoon? MR MOKWENA: Yes about the koppie. CHAIRPERSON: You hadn't formed the resolution before that? MR MOKWENA: No, Chair. CHAIRPERSON: That didn't apply on the Monday or the Tuesday morning. MR MOKWENA: No, Chair. CHAIRPERSON: I see. MR BHAM SC: On the Monday and the Tuesday did you nonetheless have the same attitude for the reasons you've explained about talking to strikers on their demand? MR MOKWENA: Yes, Chair. MR BHAM SC: Finally, Mr Mokwena, may I ask you to go to page 20 of your bundle? MR MOKWENA: 20? MR BHAM SC: Two, zero. Mr Mokwena, you recognise the transcript.	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21	MR MOKWENA: Yes, Chair. CHAIRPERSON: Yes, thank you. I think it's appropriate now for us to adjourn – MR BHAM SC: It's appropriate. CHAIRPERSON: - until 9:30 on Monday morning. MR BHAM SC: May I just say this? There was a document given to us by the families, subject to anything coming out of there, I have no further questions. If there is anything coming from the document which I haven't had a chance to consider yet, then I might need five minutes on – CHAIRPERSON: Yes, no you indicated that to me in chambers and I said it would be in order. MR BHAM SC: Thank you. CHAIRPERSON: Thank you. We adjourn now until Monday morning 9:30.
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22	MR MOKWENA: I formed this opinion upon receiving this news about — CHAIRPERSON: On the Tuesday afternoon? MR MOKWENA: Yes about the koppie. CHAIRPERSON: You hadn't formed the resolution before that? MR MOKWENA: No, Chair. CHAIRPERSON: That didn't apply on the Monday or the Tuesday morning. MR MOKWENA: No, Chair. CHAIRPERSON: I see. MR BHAM SC: On the Monday and the Tuesday did you nonetheless have the same attitude for the reasons you've explained about talking to strikers on their demand? MR MOKWENA: Yes, Chair. MR BHAM SC: Finally, Mr Mokwena, may I ask you to go to page 20 of your bundle? MR MOKWENA: 20? MR BHAM SC: Two, zero. Mr Mokwena, you recognise the transcript. MR MOKWENA: Yes, I do.	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22	MR MOKWENA: Yes, Chair. CHAIRPERSON: Yes, thank you. I think it's appropriate now for us to adjourn – MR BHAM SC: It's appropriate. CHAIRPERSON: - until 9:30 on Monday morning. MR BHAM SC: May I just say this? There was a document given to us by the families, subject to anything coming out of there, I have no further questions. If there is anything coming from the document which I haven't had a chance to consider yet, then I might need five minutes on – CHAIRPERSON: Yes, no you indicated that to me in chambers and I said it would be in order. MR BHAM SC: Thank you. CHAIRPERSON: Thank you. We adjourn now until Monday morning 9:30.
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23	MR MOKWENA: I formed this opinion upon receiving this news about — CHAIRPERSON: On the Tuesday afternoon? MR MOKWENA: Yes about the koppie. CHAIRPERSON: You hadn't formed the resolution before that? MR MOKWENA: No, Chair. CHAIRPERSON: That didn't apply on the Monday or the Tuesday morning. MR MOKWENA: No, Chair. CHAIRPERSON: I see. MR BHAM SC: On the Monday and the Tuesday did you nonetheless have the same attitude for the reasons you've explained about talking to strikers on their demand? MR MOKWENA: Yes, Chair. MR BHAM SC: Finally, Mr Mokwena, may I ask you to go to page 20 of your bundle? MR MOKWENA: 20? MR BHAM SC: Two, zero. Mr Mokwena, you recognise the transcript. MR MOKWENA: Yes, I do. MR BHAM SC: I have no doubt there'll be	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23	MR MOKWENA: Yes, Chair. CHAIRPERSON: Yes, thank you. I think it's appropriate now for us to adjourn – MR BHAM SC: It's appropriate. CHAIRPERSON: - until 9:30 on Monday morning. MR BHAM SC: May I just say this? There was a document given to us by the families, subject to anything coming out of there, I have no further questions. If there is anything coming from the document which I haven't had a chance to consider yet, then I might need five minutes on – CHAIRPERSON: Yes, no you indicated that to me in chambers and I said it would be in order. MR BHAM SC: Thank you. CHAIRPERSON: Thank you. We adjourn now until Monday morning 9:30.
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24	receiving this news about – CHAIRPERSON: On the Tuesday afternoon? MR MOKWENA: Yes about the koppie. CHAIRPERSON: You hadn't formed the resolution before that? MR MOKWENA: No, Chair. CHAIRPERSON: That didn't apply on the Monday or the Tuesday morning. MR MOKWENA: No, Chair. CHAIRPERSON: I see. MR BHAM SC: On the Monday and the Tuesday did you nonetheless have the same attitude for the reasons you've explained about talking to strikers on their demand? MR MOKWENA: Yes, Chair. MR BHAM SC: Finally, Mr Mokwena, may I ask you to go to page 20 of your bundle? MR MOKWENA: 20? MR BHAM SC: Two, zero. Mr Mokwena, you recognise the transcript. MR MOKWENA: Yes, I do. MR BHAM SC: I have no doubt there'll be a bit of time spent with you in cross-examination, I'm not	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24	MR MOKWENA: Yes, Chair. CHAIRPERSON: Yes, thank you. I think it's appropriate now for us to adjourn – MR BHAM SC: It's appropriate. CHAIRPERSON: - until 9:30 on Monday morning. MR BHAM SC: May I just say this? There was a document given to us by the families, subject to anything coming out of there, I have no further questions. If there is anything coming from the document which I haven't had a chance to consider yet, then I might need five minutes on – CHAIRPERSON: Yes, no you indicated that to me in chambers and I said it would be in order. MR BHAM SC: Thank you. CHAIRPERSON: Thank you. We adjourn now until Monday morning 9:30.
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23	MR MOKWENA: I formed this opinion upon receiving this news about — CHAIRPERSON: On the Tuesday afternoon? MR MOKWENA: Yes about the koppie. CHAIRPERSON: You hadn't formed the resolution before that? MR MOKWENA: No, Chair. CHAIRPERSON: That didn't apply on the Monday or the Tuesday morning. MR MOKWENA: No, Chair. CHAIRPERSON: I see. MR BHAM SC: On the Monday and the Tuesday did you nonetheless have the same attitude for the reasons you've explained about talking to strikers on their demand? MR MOKWENA: Yes, Chair. MR BHAM SC: Finally, Mr Mokwena, may I ask you to go to page 20 of your bundle? MR MOKWENA: 20? MR BHAM SC: Two, zero. Mr Mokwena, you recognise the transcript. MR MOKWENA: Yes, I do. MR BHAM SC: I have no doubt there'll be	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23	MR MOKWENA: Yes, Chair. CHAIRPERSON: Yes, thank you. I think it's appropriate now for us to adjourn – MR BHAM SC: It's appropriate. CHAIRPERSON: - until 9:30 on Monday morning. MR BHAM SC: May I just say this? There was a document given to us by the families, subject to anything coming out of there, I have no further questions. If there is anything coming from the document which I haven't had a chance to consider yet, then I might need five minutes on – CHAIRPERSON: Yes, no you indicated that to me in chambers and I said it would be in order. MR BHAM SC: Thank you. CHAIRPERSON: Thank you. We adjourn now until Monday morning 9:30.

answers 37846:10

37875:23

A
abdomen 37854:16,18
Abey 37880:15,20
37881:23,23
ability 37828:23
able 37811:14
37817:16 37843:2
37853:15 37862:7
37868:12,15 37870:8
37870:13 37885:16
absent 37853:14
absolutely 37901:22
accede 37891:6
acceded 37842:7
accept 37818:3
37821:11 37854:7,9
37857:11,18
accepted 37842:5
accommodate 37831:3
37831:7
accompany 37812:5
account 37847:18
achieved 37837:9,12
act 37821:25 37833:7
action 37814:5
37827:14 37841:3
37868:4 37886:25
37899:22
add 37833:12 37837:20
37837:22 37861:15
37866:25 37890:15
37890:17
added 37842:13
addition 37841:24
additional 37829:6
address 37820:5,9
37821:3
addressed 37893:12
37896:16
adjourn 37850:2
37905:3,16
ADJOURNED
37905:18
adjournment 37850:2
ADJOURNS 37850:4
37873:5
adjustment 37890:23
37892:11
adjustments 37891:8
37892:6,6,7
admin 37901:13
adult 37819:3,11,19
37826:9 37832:1
37834:5
advance 37845:3
advised 37892:24,25
37893:25
affirm 37873:12
afford 37834:12
afraid 37846:6
37860:18 37870:4
37885:20

····a··
oftomoon 27000:15 20
afternoon 37900:15,20 37900:23 37901:3
37902:8,16,25
37903:3
age 37812:21 37813:19 37822:10 37826:19
37827:21 37848:12
aged 37851:5
Agnes 37864:14
ago 37832:6 37838:3 37846:21 37884:11
37885:7,10
agree 37886:5
agreed 37845:15 37891:2,7
agreement 37891:3
ahead 37892:4
airtime 37851:1
Akhona 37840:1,12,12 37840:16,21,25
37840:10,21,23
Akhona's 37840:24
37841:14,15,21
37842:10 Albert 37880:16,19
Alfred 37841:14
alive 37807:13
37852:20 37853:7
37855:1 37857:14 allow 37859:3
allowance 37890:7,14
37890:17 37897:16
allowed 37852:21
allows 37831:17 alright 37877:24
37885:12 37886:15
37888:14,14
ambitions 37829:14 AMCU 37893:12
37894:6,16,18
amplification 37819:16
analysis 37882:24
37892:1 Andries 37862:17
37864:4 37867:7,22
37868:1,2,8,16
37870:4
and/or 37821:22 Anele 37832:2
angered 37899:13
Anglo 37890:12,15,19
37891:25 37892:1,3,7
37897:18 Ango 37854:11,11
angry 37823:5
37831:23 37899:19
animal 37849:10 animals 37869:25
Anita 37851:6
annual 37828:6
answer 37836:8
37865:16 37869:4 37887:7,9,10
answered 37836:7
37852:18,19
27975.22

```
anticipate 37882:24
anxious 37839:17
anybody 37901:23
  37902:2
Anyway 37872:25
apparently 37893:13
appeal 37831:1,14,14
appear 37875:12
apply 37895:23
  37896:1 37903:8
appointed 37829:3,5
appreciated 37872:20
approached 37898:19
appropriate 37876:24
  37905:3,4
approved 37886:22
  37887:2 37888:9
  37897:16
Arch 37880:13
area 37806:14,14
  37807:3,4 37809:23
  37826:11 37882:25
argument 37857:11
arguments 37814:7
arisen 37889:12
armed 37845:7
arrange 37811:10,23
  37812:4
arranged 37880:18
  37882:22
arrangements 37872:6
arrested 37808:14
  37852:13 37853:4
  37857:2
arrive 37890:17
arrived 37807:7
  37809:12
ashamed 37869:17
asked 37807:17,23
  37809:16 37816:3,17
  37835:12 37836:1,9
  37845:23 37852:10
  37854:4 37861:21
  37865:12,17
  37868:18 37875:8
  37880:17 37888:4
asking 37810:13
  37846:7,8 37853:5
  37856:14 37897:14
  37897:15
asks 37822:24
assist 37811:16
  37821:21 37829:4
assistance 37821:2
  37823:9,11 37842:1
  37849:12,13
assisted 37837:11
  37861:11
assisting 37807:22
associate 37842:14
  37855:22 37861:16
associates 37848:3
assure 37814:4 37857:7
  37865:13
attacked 37823:7
```

attain 37843:25 attempts 37899:20 attend 37836:1 37837:7 37837:10 37838:7 **attendance** 37824:23 37825:1,5 attended 37832:23 37841:22 37854:13 attending 37806:18,22 37827:13 37832:3 37838:7 attention 37839:7 37896:4 attitude 37902:14,15 37903:13 attorney 37818:21 37824:6 attorneys 37825:2 37870:19 August 37806:16 37807:8 37812:18,20 37814:10 37815:3 37816:13,17,19 37826:10,13,21 37827:3,5,10,13 37829:17,19 37830:1 37835:25 37841:1,10 37841:11 37845:6,15 37845:19,19,22 37846:5 37851:19 37852:7,24 37853:16 37854:13,20,24 37859:23 37860:3,8 37860:11,25 37865:15.17.21 37866:22 37880:10 37880:13 37887:19 37887:25 37889:13 37892:19,20 37893:1 37893:3,12,22 37896:6,13 37897:11 37898:20 37899:2 37904:12 aunt 37813:14 37816:19 37826:21 37827:3 authorisation 37888:17 **authorised** 37884:17 37887:5 37888:21,23 authority 37806:15 available 37825:12 37830:10,12 37870:9 37875:13 avoid 37898:11 avoidable 37821:13 avoided 37861:20 aware 37854:10 37859:7 37879:18 37889:21,21 37896:24 37900:10 В **B** 37890:21 37891:5,15 37891:19,22 Babalo 37833:24 37834:7,11 37836:6

37836:12.14.22 37837:17 37859:16 Babalo's 37835:16 37836:20 37837:14 back 37807:12,18,18 37807:20 37815:25 37841:5,7,17 37846:1 37853:2 37856:5 37860:23 37864:8 37869:2 37874:24 37876:14 37889:23 37892:17 37896:23 **backwards** 37831:3 bad 37808:25,25 37845:20 badly 37822:15 37900:21 37901:1 bakery 37828:16 balance 37831:15 Baleni 37892:22 37893:8 37898:6 Baloyi 37811:23 37812:2,9 **Banele** 37840:8 bank 37847:18 bar 37872:18 barely 37843:16 **Barnard** 37873:9 37875:25 **Barnes** 37884:23 37885:16,17,18 based 37897:4 basic 37843:25 37897:21 basis 37834:20 37847:14 37895:1,4 Basotho 37863:24,25 bearing 37862:3 bears 37888:19 beg 37812:25 37813:2 37826:24 37837:20 beggars 37822:12 **beginning** 37879:23 37896:22 behalf 37806:5,9 37812:16 37818:5,20 37819:9.22.22 37823:18 37824:15 37825:6,13 37826:14 37830:3,4,20 37833:9 37833:24 37837:23 37839:1,3,19 37840:1 37842:21 37855:23 37872:16 behave 37895:25 beings 37870:1 **belief** 37849:3 **believe** 37821:13 37822:1 37847:8 37852:14,15 37859:3 37860:6 37894:9 37898:22 37899:1 believed 37854:25 37855:3 37897:23 37898:2 **believing** 37852:12

belonged 37863:24
belonging 37894:17
belongs 37894:10
Ben 37856:3
bending 37831:3
benefit 37824:7
benefited 37847:12
bereavement 37831:4,4
best 37845:5 37857:12
37872:17
better 37835:14
37842:6 37844:16,19
beyond 37825:4
big 37847:9 37851:14
biological 37834:7
birds 37848:16
bit 37886:21 37903:24
black 37894:14
blame 37822:18
bleeding 37870:5 bless 37862:4
blood 37809:21
37838:9 37854:21
37862:2
bloodstains 37841:19
blurred 37897:24
board 37881:7
37882:12
Bob 37836:10 37853:10
37853:12
bodies 37822:14
37839:9 37848:18
37856:21
body 37811:11
37816:20,21 37817:2
37822:4 37827:5,17
37836:14,20 37839:8
37839:12 37841:15
37846:11,12 37847:5
37847:5 37853:14,15
37854:14,15,19
37855:5 37860:14,16
37860:17 37866:1,2 bold 37876:3
Bongani 37825:16
37826:9
Boniswa 37835:11
37836:4,8 37837:4
born 37806:15,20
37808:1 37820:11
37827:18,22
37834:17,19 37844:6
bottom 37833:5
37876:9
bought 37835:17,18,19
37837:1 37844:8
37865:2
box 37807:10
branch 37852:8,9
37853:9,10,12
bread 37817:16
breadwinner 37820:16
37832:10 37841:25
37844:6 37864:24
break 37821:8 37873:2
breaking 37897:21

IVIA
briefly 37881:13
bring 37862:7
37882:10
broader 37821:22
broke 37837:4
brother 37807:17,18
37813:1,25 37814:2
37815:11.15 37816:2
37815:11,15 37816:2 37816:18 37817:3,7,8 37817:22 37840:17
37817:22 37840:17
37840:24 37846:25
37852:8 37853:1
37864:4,5,16,24
37865:1,2,18,24
brothers 37815:14
37827:19
brother's 37817:23
37837:5
brought 37837:1
brown 37883:21
brutally 37869:24
build 37851:1 37855:10
37864:19 building 37835:22
37855:8 37858:22
built 37815:18 37832:9
37835:16,19
37837:18
bullet 37894:7,8
bundle 37874:5,6,11,15
37874:16,24 37875:1
37875:3,9,14 37876:2
37876:4,20,22
37877:4,18,19,20,25
37878:8 37882:14
37883:25 37889:23
37889:24 37892:17
37893:11 37899:10
37903:18
bundles 37875:12
37877:15,17
burial 37836:23
37837:1
buried 37817:8
burned 37821:19 37822:15
5/822:15 burning 37822:4
buses 37817:10
business 37820:22
37829:14,15
37864:23
businesses 37820:22
butter 37817:16
buy 37834:12 37835:20
37837:17 37858:24
37864:17
C
call 37837:13 37858:19
37858:22 37860:7
37864:7 37865:5,16
37868:9 37874:22,23
37874:23,25 37886:7
37893.3 6 37894.4

37893:3,6 37894:4

37896:7 37901:15

37904:19

called 37815:23
37816:14,19 37823:9
37840:6 37843:13
37852:20 37860:3 37874:11 37886:24
37901:17
calls 37880:9,14
37892:21 37893:7
call-back 37850:25
can't 37818:11 37847:8
37871:15
Cape 37813:20
37831:19,20 37834:6
37836:20 37837:9
37840:11 37841:12 37843:8 37850:17
capital 37881:10,12,15
37881:18,20 37882:6
37882:10,25
car 37858:24
care 37817:12
37840:23 37844:9
37851:16 37856:15
37856:20 37869:19
37896:19
cared 37856:12
career 37872:17
cares 37856:18
carry 37819:18
37838:3 carrying 37813:22
cars 37864:17
case 37874:15
categories 37889:19
category 37889:14
catered 37840:22
catered 37840:22 cattle 37835:19
catered 37840:22 cattle 37835:19 cause 37841:16
catered 37840:22 cattle 37835:19 cause 37841:16 37852:4 37854:18
catered 37840:22 cattle 37835:19 cause 37841:16 37852:4 37854:18 37866:3 37867:13
catered 37840:22 cattle 37835:19 cause 37841:16 37852:4 37854:18 37866:3 37867:13 caused 37827:6
catered 37840:22 cattle 37835:19 cause 37841:16 37852:4 37854:18 37866:3 37867:13 caused 37827:6 37829:21 37848:7
catered 37840:22 cattle 37835:19 cause 37841:16 37852:4 37854:18 37866:3 37867:13 caused 37827:6 37829:21 37848:7 causing 37808:14 celebrating 37835:22
catered 37840:22 cattle 37835:19 cause 37841:16 37852:4 37854:18 37866:3 37867:13 caused 37827:6 37829:21 37848:7 causing 37808:14 celebrating 37835:22 Celine 37843:18
catered 37840:22 cattle 37835:19 cause 37841:16 37852:4 37854:18 37866:3 37867:13 caused 37827:6 37829:21 37848:7 causing 37808:14 celebrating 37835:22 Celine 37843:18 cemetery 37829:18
catered 37840:22 cattle 37835:19 cause 37841:16

chambers 37905:14 **chance** 37817:3 37851:23 37905:11 **change** 37898:20 **changed** 37898:23 37899:7 chaos 37899:14 Chaskalson 37839:4 37871:10,15 37872:2 37878:11 chastisement 37875:20 37875:21 check 37877:2 chest 37846:14 **chief** 37877:15,18 child 37814:10,19 37838:1 37844:6 37848:8 37849:7,11 37856:8,11,12,13,13 37856:13 37862:3 **children** 37808:1,2,5 37808:18 37809:24 37810:14 37814:9,18 37819:25 37820:2,12 37820:21 37821:22 37822:9 37827:20 37828:9 37829:23 37832:1,2,13 37834:8 37835:9 37836:1 37837:17 37838:4,16 37838:18,19 37840:16 37843:9,17 37844:8,11 37845:24 37848:14,23,25 37851:2,6,18 37855:7 37855:8,12 37856:9 37856:10,19,20 37858:25 37859:15 37861:1,9 37862:7,8 37864:5,12,21 37865:3 37866:7,10 37866:12 37869:19 37869:19 children's 37808:10 37859:19 37866:8 37868:23 **choose** 37807:23 37860:13,16 chose 37899:22 **Christmas** 37844:13 **church** 37843:12 37850:20 circulating 37821:18 circumstances 37825:4 37827:15 37829:25 37831:9 37849:18,22 37851:10 37857:8 37867:12 37868:19 **citizens** 37869:15 civil 37869:9 civilians 37869:14 claim 37868:19 clarification 37880:11 clarify 37877:14 37880:8 37900:14 clarity 37902:22

Page 2 clean 37831:25 clear 37897:1 37899:6 clearly 37814:25 37823:5 **client** 37824:11 **climate** 37844:16 clip 37825:9 close 37820:14 37827:9 37828:20 37850:21 37901:20 closure 37811:25 37872:1 clothes 37832:11 37834:13 37841:18 37844:9 37856:21 37865:4 37866:4 coach 37843:13 **coffin** 37807:23 37836:21 37860:14 37860:16 **collapsed** 37816:23 colleague 37828:20 colleagues 37810:6 37823:7 37829:24 37832:23 37836:24 37841:22 37857:15 37860:21 37862:13 37870:15 37872:20 collective 37820:6 column 37890:16,25 37891:1,4,5,15,19,25 come 37807:7 37809:11 37810:3,19 37816:3 37820:1 37821:12 37836:9 37841:4 37844:13,21 37846:25 37853:2 37854:2 37856:5 37860:13 37861:3 37865:13,14 37874:24 37876:14 comes 37806:14 37815:25 comfortable 37843:4 coming 37833:17 37854:21 37869:2 37899:3 37905:9.10 commenced 37845:6 commencement 37893:21 **comment** 37823:25 **comments** 37830:25 commiserations 37862:14 37870:16 **commission** 37806:2,18 37806:22 37808:9,17 37810:4,12,13 37817:18,19 37820:3 37820:9 37822:2 37824:19,20 37825:5 37826:2,8,15 37829:25 37830:4,5

37848:16,20

37831:2,6 37833:4

37837:8,10 37842:9 37847:20,21

deceased 37806:5

37820:6 37823:24

37840:8 37847:22,23

37849:10,13,24
37850:4,4,5 37855:18
37857:4 37866:19,21
37870:12 37873:5,5,6
37873:17 37875:13 37879:7 37880:11
37881:14 37884:8
37885:6 37894:10
37896:17 37899:15
37900:9 37905:18
Commissioner
37811:18 37873:8
37874:4,8 37875:24 Commissioners
37825:17 37839:8
37842:24 37843:6
37847:25 37850:12
37858:4 37861:13
37862:21 37866:23
commit 37871:16 committed 37821:25
committee 37821.23
common 37883:16
37895:2
communicate 37897:1
communicated
37818:16 37824:10 37851:21 37889:14
37889:18 37896:14
37897:10 37898:16
37898:23,24
37900:11
communicating
37896:22 37899:2 communication
37898:22 37899:5
communiqué 37897:12
company 37849:4
37888:16,18,21,23
compared 37891:18 compares 37835:5
comparison 37890:11
compiled 37886:24
complained 37844:24
37845:20
complaint 37832:15
complete 37858:23
completed 37871:5 completely 37816:25
completeness 37874:19
Compound 37887:22
37888:11
computer 37861:7,8
concede 37891:11
conceded 37891:15 concentrate 37809:25
concentrate 37809:25 concerned 37859:23
37865:11
concerns 37816:10
concludes 37872:11
condition 37817:11
37865:1
conditions 37816:10
37835:14 37844:24 37845:1 37866:10
condolences 37818:3

Ma
37833:20 37838:12 37842:18 37857:18 37862:14
conducted 37840:12 conference 37880:9
37893:3,6 37896:7 confirm 37860:9 37876:11,11 37878:5
37878:23 37894:1 confirmation 37853:21
confirmed 37853:13 37855:4 37876:17 confirming 37853:25
confirms 37888:20 conflicts 37889:2 congratulations
37872:16 37873:1 conscience 37901:22
consent 37890:24 consider 37905:11 consideration 37818:9
37839:17 37845:1 considered 37896:15 37897:7
consistently 37898:21 Constance 37826:21
37827:4 37901:12,17 Constance's 37901:24 consultation 37837:2
contact 37816:16 37830:8 contacted 37836:6
37837:14 37846:23 content 37823:18 37837:22 37894:2,2
continue 37831:15 37862:4 37891:7
continued 37831:4 continues 37841:5 contributing 37856:7
contributions 37848:9 control 37825:4 conversation 37832:16
37893:1,5,22,24 37894:3
convey 37857:20 convinced 37808:15 cope 37821:14
37869:20 copies 37825:17 copy 37870:9 37880:2,4
37887:21 corner 37876:3
corporate 37881:19 37895:6,8 corpse 37846:15
37868:24 correct 37837:25 37848:3 37857:3
37863:5 37876:16 37879:20,24,25
37889:10 37892:15 37895:14 37901:4 corrected 37904:20
correction 37870:67

```
correctly 37832:5
  37904:24
cost 37820:1
Costa 37880:21
  37896:14,24
  37897:10 37898:17
  37898:19
costs 37844:12
couldn't 37816:18
  37871:5
counsel 37833:19
  37872:18
counselling 37853:20
  37854:3
counter-industrial
  37886:25
country 37898:2
couple 37903:25
course 37823:13
  37891:14 37893:19
court 37818:7
  37895:18,23 37896:1
cousin 37815:13
  37827:4 37832:18
  37841:14 37859:20
  37901:16,17,25
coverage 37825:10
covered 37823:14
  37877:9 37878:8
  37881:19
cow 37837:1
co-workers 37808:16
cracks 37841:18
cried 37837:4
critiqued 37889:1
cross 37884:23,25
cross-examination
  37903:24
crucial 37832:11
  37897:19
cruel 37821:13 37827:6
cry 37822:4
currently 37858:21
customary 37806:21
  37896:25
customs 37836:19,22
cycle 37821:5,8
          D
da 37880:21 37896:14
  37896:24 37897:10
  37898:17,19
```

daily 37843:11 37869:14 37895:4 Dali 37872:15,15 danger 37823:6 dangerous 37845:1 37869:23,23 37870:2 dark 37860:19 darkness 37867:24 dastard 37821:25 data 37882:24 date 37810:4 37876:10 37876:12 37878:24 37886:20 37887:1,20 37902:20

dated 37877:5	
37878:22 37893:11	
daughter 37812:17	L
37813:9 37830:24	
37831:21 37833:12	
37837:4	d
day 37817:8,15	d
37822:4,5 37824:20	
37824:24 37827:14	d
37827:15 37840:13	
37843:1 37846:25	
37851:24 37858:19	d
37861:3 37864:7	d
37869:5 37888:1	d
37893:19 37900:5	d
37901:3 37902:17	d
days 37864:6 37869:5	d
37887:25	d
day-to-day 37895:1	
dead 37847:8 37852:15	
37853:4,22 37854:4,5	
37854:8 37855:4	
deal 37816:24 37822:9	d
37823:3,4,15	d
37829:21 37836:18	d
37838:17 37881:10	u
37886:11 37890:6	d
37893:2 37895:9,16	d
37895:17	u
	a
dealing 37825:10	d
37878:2 37888:6	a
37892:19 37894:21	
37896:12 deals 37883:11	_
dealt 37870:24	d
	d
37875:18 dearly 37829:23	u
	_
death 37806:17 37807:13 37815:19	d
37816:12,22 37817:5	a
	d
37821:1,4,8,9,12,12 37826:17,18,21	d
	u
37827:3,6,8,15	a
37828:13,15	d
37829:21 37830:1 37832:17,24 37833:2	d
37833:8 37837:5	d
37841:16,23	d
,	d
37842:11 37843:23	d
37845:21 37846:17	d
37846:20,23 37847:2	
37848:8,23,25	d
37852:10 37853:20	d
37854:7,9,18 37857:1	
37857:2 37861:2	d
37865:21,24 37866:4	d
37866:16,18	d
37867:13 37900:9,10	١.
37901:21	d
deaths 37899:11	
debts 37821:21	d
37847:17,19,19 decease 37820:5	
uccease 3/020.3	L

```
37858:6 37863:3
  37870:21 37871:20
 December 37814:8
  37817:9 37829:9
  37835:24 37856:18
 lecide 37895:20
 lecided 37896:9
  37897:20
 lecision 37869:21
  37895:19,23
  37896:17,19 37897:4
 leeds 37862:5
 leep 37847:16
 leepest 37866:11
 leeply 37818:4
 leficit 37891:20
 leleted 37879:14,24
 lemand 37844:15
  37879:18 37889:7,8
  37889:14,18 37896:9
  37896:10,23,25
  37897:2 37903:15
 lemanded 37868:8
 lemanding 37845:1
 lemands 37831:15
 37842:7 37889:20
 lemonstrate 37869:12
 lepartment 37830:9
 37881:22
 lependant 37835:10
 lependants 37814:8
  37831:25 37859:14
  37864:11
 lepended 37808:8
  37838:1
 lependent 37808:6
 37828:2 37832:1
 lependents 37843:14
  37851:4 37859:2
 lescribe 37817:6
 lescription 37878:8
 leserve 37869:24
 37870:2
 leserved 37872:22
 lesire 37866:11
 lesires 37872:1
 lesperately 37860:8
 lespite 37853:23
 letail 37884:3
 letails 37826:16
  37870:10,13
 letained 37852:20
 levastated 37833:3
  37866:18
 levelop 37883:12
 leveloping 37883:19
 levelopment 37881:19
  37881:20 37882:25
 evelopments
  37880:18
 liabetes 37838:9
 Dibuku 37827:9
Didigile 37854:11
didn't 37826:25
  37847:10 37870:11
  37899:19 37901:18
```

correction 37879:6,7

37901:6

37832:24 37892:1

37866:10

effect 37817:5

37901:19 37903:8
die 37810:8 37832:25
37844:4 37847:10
37900:4
died 37806:16
37808:22,24 37809:2
37808.22,24 37809.2
37813:18 37814:19
37815:3 37816:13,23
37813.3 37810.13,23
37834:7 37836:12,16
37836:23 37837:25 37841:20,24
37843:16 37846:2,14
37846:14 37848:19
37849:1,3,4,7,22
37852:12,15,23
37853:1,13,22,24,25
37854:6,12,20,24
37855:1,2 37856:16
37857:14 37860:12
37865:24 37866:5,20
37866:22 37868:2,3,3
37868:20 37871:4,8
37871:14,23
difference 37890:20
37891:16,22
different 37897:12
37898:16,21 37899:7
difficult 37821:9
37845:21 37867:14
difficulty 37878:12,14
directly 37833:8
directors 37881:7
disagreements
37828:24
disciplines 37881:24
discouraged 37898:6
discover 37870:13
discovered 37854:23
discuss 37880:21,24
discussed 37896:8 37897:5
discussion 37894:12
37904:25
discussions 37880:9
37896:12 37904:1
dismissed 37842:4
dispersed 37847:4
display 37869:11
dispute 37832:25
37833:1 37845:10,13
disruption 37821:9
distraught 37899:19
distress 37867:13
disturbed 37837:5
division 37881:11
doctors 37809:20
37837:6,6
document 37811:19
37876:7 37882:16,16
37882:21 37883:2,11 37883:15,17,22,24,24
37884:2,3,4,6,13,14
37884:19,20 37885:6
37885:13 37886:7,17
2.555.15 57666.7,17

37886:19,20
37887:21,23
37889:25 37905:8,10
documents 37874:5,12
37876:2 37883:13
37891:5
doesn't 37818:2
doing 37811:20
37812:14 37821:19 37830:21 37831:24
3/830:21 3/831:24
37835:23 37839:18
37840:2 37848:14
37857:12 37858:20
37884:7
don't 37816:21
37817:4 37819:12
37825:18 37839:5
37842:1 37847:14
37856:20 37871:5,9
37871:16 37889:18
37899:24 37900:4
door 37809:17
doubt 37899:4
37901:22 37903:23
doubtless 37839:16
Doves 37847:6
drafted 37886:21
draw 37839:7 37896:4
dream 37851:3
37864:23
drill 37889:7
drilling 37890:7
driver 37828:13
37843:22
due 37825:3 37868:18
duly 37845:3
Dumazulu 37813:19,24
duty 37823:6
dying 37899:23
d.s.s 37875:25
E
ear 37836:15
earlier 37875:15
37894:3
early 37807:10 37885:2
earn 37897:17
earned 37852:5

earned 37852:5 37865:8 ears 37854:22 Easter 37814:8 37828:6 37835:24 37844:13 Eastern 37813:20 37831:18,20 37834:6 37836:20 37837:9 37840:11 37841:12 37843:8 37850:17 eat 37810:14 37856:9 37856:18,20 eats 37856:13 **economic** 37844:16 **educate** 37861:9 **educated** 37868:7 **education** 37838:17

37843:25 37856:8

effecting 37845:17 eight 37832:13 either 37811:19 37842:3 37894:16,18 elder 37840:24 37845:23 **elected** 37828:19 37829:1 elevated 37895:7 **Eleven** 37843:13 Elliotdale 37843:8 else's 37832:9 Emma 37827:22 **emotional** 37812:6,7 37846:13 37867:10 37867:13 emotionally 37837:5 37841:21 **emphasise** 37897:19 **employ** 37817:22 37818:13 **employed** 37843:22 37851:13 37868:6 **employee** 37823:24 37832:7 37852:2 37881:24 37882:1 37894:9 employees 37818:14,14 37841:7 37845:10,14 37847:2 37880:15 37894:13,15,20 37895:1 37899:12 **employer** 37816:6 37822:11 37823:5 37837:14,14 37845:5 37845:10 37860:24 37895:24 employers 37814:6 37816:9 **employing** 37818:9 employment 37807:4 37840:19 37847:13 37848:11,13 **enable** 37831:10 enclosure 37870:1 encourage 37864:9 37895:3 endeavour 37825:14 37844:21 37848:22 ended 37814:7 37846:5 37899:5 ends 37877:20 37878:12 **enforce** 37852:1 **enforced** 37889:4 **enforcing** 37844:17 **engage** 37844:20,22 37895:1 37896:18 37897:3,20 37898:7 37898:11 engaged 37845:13 37897:23 engagement 37897:21

eniov 37828:15 enjoyed 37829:7 **enormous** 37829:22 **enquire** 37838:13,14 **enquired** 37836:6 **entertained** 37897:2,14 entirely 37828:2 erase 37846:18 erected 37851:11 erroneously 37879:10 errors 37904:19 especially 37822:8 37851:23 essentials 37840:24 **establish** 37830:1 **estimate** 37891:1 ethnic 37863:22 **evasive** 37846:9 **evening** 37851:23 evenings 37850:24 37864:8 event 37854:6 37859:9 37895:25 events 37865:15 37880:22 37892:19 37893:2 37900:25 **eventually** 37874:23 **everybody** 37814:3 37825:24 37872:1 **evidence** 37823:14 37857:10 37867:15 37872:12 37873:17 evidence-taking 37873:3 exact 37871:19,22 37902:12 exactly 37824:2 37860:12 37878:9 37898:24 **EXAMINATION** 37876:1 **examined** 37884:24 37885:1 **example** 37889:1 excellence 37881:12 EXCO 37881:4 37882:7.8.11 37883:3 37883:5,6,12,15,17 37883:21 37884:13 37884:15 37888:4,5,8 37888:19 37896:15 37897:16 37898:19 37898:20 **executive** 37880:25 37881:17.22 executives 37884:17 37888:18,20 exercise 37883:21 exhibit 37874:9 37876:18 37877:2,6,7 37877:8 37878:7 37884:1 37885:15,17 37904:18 **exhibits** 37875:2

existing 37876:20,22

exonerated 37875:19

expand 37829:14 expect 37810:7 37833:4 37842:2 37847:20 **expected** 37848:10 37866:15 **expecting** 37855:18 37861:6 **expenses** 37837:12 experience 37812:7 37829:2 37846:17 37857:17 37896:21 37896:23 37899:25 37900:5 37901:20 37902:6 experiences 37872:22 explain 37843:14 37860:12 37880:11 37888:13,15,16 37894:10 37896:19 37897:13 37899:15 37899:20 **explained** 37836:24 37852:22 37865:7 37894:25 37903:14 explanation 37902:24 express 37831:16 expression 37831:11 extend 37818:6 37833:19 37838:11 37842:18 37862:14 37870:15 37872:16 **extended** 37808:8 37820:14,23 37821:6 extent 37831:17 37894:11 extra 37831:7 **extracted** 37825:10 E&DM/Mining 37887:22

faceless 37868:19 facing 37823:6 fact 37811:25 37814:11 37824:22 37831:2 37835:4 37839:6,15 37853:23 37888:19 factor 37897:7 **factors** 37897:5 faded 37867:9,24 failed 37844:22 37866:9 faith 37862:6 **familiar** 37884:3 **families** 37806:5 37808:8 37831:3,10 37831:16 37839:3

37847:22,24

family's 37833:19 37839:5 far 37816:15 37839:9 37845:25 37866:20 37883:18 far-reaching 37897:25

37870:20 37871:6,12

37871:19 37905:8

37846:14 37854:18

37854:21

fatalities 37833:1
father 37808:18
37809:2 37821:19
37826:16,18 37827:8
37827:12,18,20,22,23
37828:3,5,9,12,16,18
37828:21,23 37829:6
37829:19 37831:21
37831:22 37832:8,9
37832:19,21 37833:6
37835:16 37838:2
37840:15 37843:8
37855:9 37861:6,7,10
37866:9
fathers 37862:9,9
father's 37815:19
37826:14 37827:6,25
37828:25 37829:16
37830:1 37833:2
fault 37826:5
favourable 37818:9
favourite 37850:20
fears 37860:10
February 37806:22
I -
37876:10
fee 37843:22
feel 37817:7 37821:20
37821:24 37847:9
37851:25 37854:5
feeling 37817:6
37821:11,24
feelings 37811:10
37820:6 37831:11
fees 37815:19 37828:11
37844:10 37851:16
37859:19,21 37865:3
37866:8
fellow 37808:16
37828:22 37829:8
37847:1
felt 37829:23 37841:20
37845:7 37852:11,13
37854:23 37855:2
37898:11
female 37819:3,11,19
37834:5 37840:7
Fezile 37832:2
fight 37845:9
figure 37843:9
final 37832:22
37862:16
0,00=.10
finalising 37811:18
Finally 37903:17
financial 37820:25
37841:25
financially 37808:6
27920.7 27940.22
37820:7 37840:22
find 37809:2 37816:18
37817:3 37829:25
37840:18 37858:20
37865:18 37866:13
37867:14 37870:12
finding 37848:18
fine 37865:13
fine 37865:13 firearms 37869:12
fine 37865:13
fine 37865:13 firearms 37869:12

Mar
37820:3 37822:25
37824:21 37826:20
37827:3 37830:25 37831:2 37835:15
37844:6 37845:12
37850:2 37859:23
37879:4 37884:7,15 37887:8 37889:12
37897:7,7
five 37814:12 37832:1
37832:5 37839:23,24 37864:11 37874:16
37905:12
flowed 37862:2
follow 37819:1,2
37825:23 followed 37810:4
37817:19
following 37827:15
37901:23 follows 37806:19
37825:16 37826:2,8
37834:5
food 37808:21,22 37809:15 37810:15
37817:14 37822:13
37832:11 37835:18
37840:22 37844:8
foot 37809:16 forehead 37841:17
forests 37848:18
form 37861:7 formal 37843:24
37871:21
formed 37902:4,15,23
37902:24 37903:1,5 former 37818:13
37823:24
forms 37894:9
forth 37849:23
forward 37861:4 37862:4
found 37811:12
37812:19 37816:20 37816:21 37817:21
37816:21 37817:21 37827:17 37839:9,13
37840:19 37847:5
37854:15 37865:20
37866:21 37871:20 37901:14
four 37808:1,7 37814:9
37820:12 37827:20
37851:5 37881:11 37882:5 37884:11
37885:10
Fourbelt 37826:20
fourth 37879:23 framework 37896:1
Frans 37819:20,24
37820:11,16,16
37821:4,7,12,20 37823:3,6 37893:8
37898:6
Free 37827:18
fresh 37854:21 Friday 37809:10

Friday 37809:10

Tel: 011 021 6457 Fax: 011 440 9119

```
37888:1 37900:2
friend 37861:25.25
friendly 37829:7
friends 37829:24
  37834:10 37861:21
front 37876:2 37882:14
fulfil 37855:13 37859:1
full 37831:10
fully 37823:16
  37849:23 37857:15
  37888:21,22,24,25
Fumanigile 37832:18
  37832:20
functioning 37838:24
functions 37829:13
funeral 37817:10
  37829:16 37832:23
  37836:24 37841:22
  37847:7 37860:20
Funerals 37847:7
Funzama 37806:20,24
  37807:5
furniture 37835:20
  37837:17
further 37844:17
  37892:13 37904:15
  37905:9
          \mathbf{G}
Ga 37847:6
```

gained 37872:23,23 gap 37829:22 **gardening** 37831:24 gather 37834:18 **gathered** 37844:18 gathering 37841:8 37894:9 generate 37864:18 37868:12,13,16,16 George 37832:18 getting 37811:25 37836:8 37844:5 37856:23 37902:22 gifts 37861:5 give 37808:12 37820:21 37825:19,19 37831:10.16 37838:6 37839:16 37846:10 37853:11 37870:10 37873:17 37881:14 37887:8 37892:1 37897:1 37899:24 37900:4 given 37818:9 37822:14 37866:2

37877:6,15 37878:12 37905:8 **go** 37810:22 37816:15 37822:9 37831:6 37835:12 37837:15 37841:7 37846:16 37853:9 37860:17,18 37860:22 37865:6,19 37866:12 37869:11 37871:5,9 37872:6 37879:5 37884:2

37886:21 37887:4.14 37888:7 37892:22 37893:10.23 37895:15,21 37896:4 37899:12,22 37900:1 37901:18,23 37902:1 37903:18,25 God 37862:4 37873:20 37873:21,22,23 goes 37822:5 37848:11 37879:19 37880:9 37894:5,19 going 37806:4,6 37809:24 37810:2 37811:20 37812:12 37825:11 37830:17 37834:14 37838:17 37842:1,13 37847:14 37857:10 37860:4 37862:18 37866:6,16 37869:18,19 37871:4 37871:17 37878:1,4 37884:2 37889:12 37891:17 37899:16 37900:3,12 37903:25 37904:9 good 37808:24 37817:11 37821:23 37828:21,23 37829:20 37851:25 37852:4 37862:5 37876:24 37898:2 goods 37864:18 gotten 37846:22 **government** 37817:21 37837:1,11,16 37855:6,10,12 37869:17.21 Graeme 37887:12 grandchildren 37808:7 37829:23 37832:3,13 grandfather 37842:25 37843:3 37848:1 grant 37830:10,12 grave 37855:15 great 37821:8 37827:7 37829:21.21 37834:10 37853:7 37867:13 grew 37838:5 37862:8 grief 37811:9 37857:16 **grievance** 37844:23 37896:14 grievances 37869:13,22 37894:21 grieving 37841:22 **gripped** 37821:6 37865:3 37882:22 37883:1

H hadn't 37870:23 37903:5 half 37889:9 **Hambrook** 37828:1 37829:18 hand 37811:19 37867:15 37868:1 37873:19 37885:23 handed 37839:1 handled 37869:8 hands 37810:8 happen 37818:11 37848:10 37854:7 37866:6 happened 37817:3 37848:7 37882:4 37891:10 37892:4 37900:25 **happening** 37860:1,7 happens 37900:2 **happier** 37807:1 happy 37808:12 37810:23 37840:13 37853:8 37855:21 37861:15 37865:9 37898:8 hard 37820:13 37821:8 37852:5 37865:8 harm 37870:1 Harrismith 37828:8 hasn't 37811:25 37818:15 37830:13 hate 37869:8 haven't 37905:11 head 37810:8 37821:7 37836:15.16 37839:11 37841:17 37841:17 37846:11 37889:1 headed 37881:25 37882:1 heads 37844:12 health 37868:25 37883:14 hear 37808:17 37824:5 37841:23 37845:12 37847:23 37855:18 37857:10 37870:24 37885:5 37901:18 heard 37814:5 37816:1 37816:5,8 37818:8 37845:21 37849:25 37854:5 37855:2

heartache 37852:14
heartbroken 37841:20
hearts 37868:1,23,24 held 37828:15
37829:16 37847:7
37853:18 37856:25
37887:21 37896:7
help 37808:9 37809:1 37810:2,14 37816:17
37837:16 37849:11
37859:21 37871:25
37873:19,22,23
helped 37829:8 37844:11 37848:20
helping 37814:4
37829:8
Hemraj 37875:9
he'll 37815:24 37850:1 he's 37818:8 37843:3
37849:4 37876:17
hiding 37849:8,9
high 37809:21 37838:9 higher 37841:3
37892:14
highly 37828:22
37875:11
hired 37868:6,10 hit 37831:12
hold 37843:24
37862:11 37866:13
holding 37866:18
holes 37866:4 holidays 37814:8
37829:10 37835:24
37844:13
home 37807:2 37814:25 37815:18
37815:22 37816:3
37820:16 37827:25
37828:5 37831:24
37832:5,21 37836:3 37836:11,23
37840:18,20 37841:5
37841:12 37843:19
37845:25 37846:21
37848:9,11,12 37850:23,25
37856:24 37858:22
3/858:22 3/859:1
37861:3 37864:6,19 37865:13,14
homes 37829:11
37856:4
honour 37872:21
hooligans 37869:22 hope 37823:15 37825:9
37849:12 37857:3
37862:6 37870:8
hoped 37871:6
hopefully 37811:19 hopes 37829:24
37857:13
hospital 37816:24
hostel 37835:15 37846:17
hostels 37841:7

Ma
hot 37822:4
hour 37806:3 37831:4
hours 37807:10
37853:20
house 37807:11,14
37809:16 37811:3
37835:20,21,22
37836:11 37837:17
37845:22 37851:1
37855:8,10 37858:22
37865:4,23
household 37820:24
37835:18 37840:23
37851:15,17 37867:9
37867:23 housekeeping 37874:3
37876:24
housewarming
37835:21
HR 37889:1
human 37870:1
37881:10,12,15,18,20
37882:6,10,25
37900:3
humiliation 37821:14
hurt 37848:7 37856:7
hurting 37833:3
37836:17 37837:5,15
37838:8 37849:5
hurts 37856:22,25
husband 37807:2,3,6
37807:13,21
37808:12,13,15
37809:10,19,22
37810:1,5,7,9,20
37812:1 37820:8
37850:21 37851:10
37851:13,20
37852:11,12 37853:8 37854:1,4,5,6,8,9
37855:1,7 37856:23
37857:1,2,9,14
37859:17 37860:10
37861:8,11,25
37867:8,22 37868:6
husbands 37810:11
37856:16 37861:20
husband's 37807:13
37811:11 37852:17
37867:13
hysterical 37901:14
I
idea 37887:23
identification 37872:5 identified 37827:5
37883·22

I idea 37887:23 identification 37872:5 identified 37827:5 37883:22 identifies 37822:8 identify 37860:14,16 37871:19 37876:25 illiterate 37870:3 imagined 37875:12 immeasurably 37857:16 immediate 37826:11 37827:16 37897:4

immediately 37839:12
37846:23 37860:7
37897:24
impact 37820:7
37821:1 37826:16 37900:8,10
impacted 37899:16
impacting 37883:20
Impala 37890:12,15,19
37890:21,21,22 37891:1,2,3,8,15,18
37891:21,22 37892:3
37892:7 37897:18
implement 37891:2
implementation 37890:6,25 37891:4
3/890:6,25 3/891:4 implemented 37890:13
implication 37895:6
implications 37898:1
important 37808:19
37832:12 37839:7 importantly 37844:9
37896:15
impression 37854:19
improve 37851:9
inaccurate 37857:13
inaudible 37819:9 37849:6,10 37879:16
37880:23 37882:4
37887:16
incapacitated 37839:12
inception 37806:23
incident 37900:7 37901:24 37902:17
included 37851:17
37853:25 37874:6,18
37879:10 including 37828:10
37837:8 37842:8
37844:7 37884:18
37886:10 37892:21
income 37864:18
incomplete 37822:15 inconsolable 37861:2
incorrect 37902:16
incorrectly 37875:12
increase 37842:4
37845:9,15,17
37861:22 37868:9,12 37868:18 37891:7,18
increased 37845:18
37857:16 37859:25
increases 37890:4,5
37892:2,4
incurred 37847:19 indescribable 37822:3
index 37877:2,12
indicate 37848:2
indicated 37833:15
37840:15 37842:15 37876:12 37878:24
37905:13
indication 37881:14
indignity 37822:11

individuals 37829:13 **industry** 37898:1 **inflicted** 37869:7 inform 37852:10 informal 37820:22 37832:8 37840:20 37851:11 37871:21 **information** 37853:11 37857:12 37870:15 37880:17 37887:8 37900:22 **informed** 37826:20 37827:3 37828:25 37832:20 37841:12 37851:21,25 37852:2 37853:22 37854:15 37860:10,13 37868:24 37872:13 37904:8,11 **informing** 37841:1 37880:15 **inhuman** 37822:3 **initial** 37887:1 **initially** 37828:13 37870:11 initiative 37832:7 **injured** 37836:15 37841:19 37900:22 37901:1 **injuries** 37846:12 **input** 37882:10 37883:18 **Inquiry** 37817:18,19 37826:2,8 37833:4 37837:8,10 37847:20 37847:22 inside 37817:7 **insights** 37872:23 **insisted** 37836:8 37853:2 Insofar 37859:22 **inspect** 37846:12 **inspection** 37871:4,8 37871:13,16,21,22 **instructed** 37845:23 instructions 37838:21 37850:1 37863:7 37897:1 **intended** 37875:22 intent 37821:9 **intention** 37899:7 interdict 37895:18,23 37896:1 **interests** 37845:3,4 interpreter 37849:7 37858:12 37867:18 interrogatory 37875:22 **interrupt** 37826:22 interrupting 37835:2 interruption 37815:18 37815:19 **intervene** 37869:10 **interview** 37895:20

introduced 37890:22

investigate 37811:13

intrude 37839:5

37830:9 37833:5 37847:20 investigated 37821:25 37830:13 37849:24 investigation 37848:22 investigations 37848:21 invited 37844:20 37880:19 **involved** 37814:4 37895:19,22 37904:7 **irrelevant** 37875:10 Isaiah 37826:10 isn't 37814:16 37839:4 issue 37821:3 37832:16 37897:17 issues 37824:8 37860:5 37861:19 37883:19 37883:20,20,22 37895:2,3,5,6 items 37881:13 it's 37812:6,13 37813:9 37815:5 37826:5 37830:12,20 37838:25 37839:1 37856:17 37862:17 37871:21,25 37875:11 37876:20 37876:22,24 37877:8 37877:9 37878:22 37884:20 37885:19 37885:19 37886:13 37886:19 37905:3,4 I'd 37854:4 37855:1 I'll 37874:23 I'm 37817:11,15 37818:8 37819:4,11 37819:19 37820:24 37841:21 37843:6 37846:14 37850:16 37851:2 37856:14 37857:13,20 37858:16,25 37859:2 37870:24 37871:24 37902:22 37903:24 I've 37811:15 37871:8 37872:23,23 37880:1 J ia 37809:15,18,22

37810:18 37821:17 37858:8 37863:22 37885:8,11 37891:20 **Jabula** 37836:4,9 **Jabulile** 37827:21 37828:6.10 **Jabulile's** 37828:10 **Jamieson** 37880:17 37893:4 **Jamieson's** 37880:19 **January** 37806:16,20 **Jijase** 37840:1,6,7,12 37840:15,16 **JJJ192** 37904:19,19 **job** 37814:2 37815:14 37815:16 37816:16

indistinct 37861:23

individual 37820:6

37817:13 37828:15 37832:6.6 37835:13 37840:18 37843:20 37843:20 37845:2 37851:9 37862:2 37866:14 joining 37843:21 jokes 37814:3 Jomo 37880:20 37882:2 Joseph 37893:8 37898:5 joy 37855:2 **Julius** 37806:10,13,13 37806:16,18,21 37807:15,16 37808:18 37831:18 37831:21 July 37835:21 37840:19 37843:15 37844:4 37892:8 37898:17,25 37899:21 June 37840:18 37844:2 37883:7 37892:7 37896:24 37897:10 37898:19,25 37899:20 K Karabo 37819:25 **Karee** 37815:13

37826:20 37889:8 37899:14 Kate 37819:25 keen 37829:11 keep 37811:8 37844:11 Kellerman 37886:24 kept 37852:12 37869:25 37888:10 37898:21 **Kgotle** 37880:15,20 37881:23,23 kill 37845:11,16 37868:9 37899:24 killed 37807:21 37808:13.16 37810:1 37810:20.23 37812:1 37812:18 37813:1 37814:1 37822:11 37831:22 37833:6 37835:6 37838:18 37841:6,9 37842:2,8 37843:1,7 37845:12 37845:14,18 37846:3 37846:4,8 37847:21 37848:15,19 37849:2 37849:9,9,23 37850:18 37855:9,16 37855:19 37856:23 37857:5,9 37858:16 37860:11 37861:8,23 37861:24 37862:1 37864:4,23 37865:1

37866:17 37868:1

37869:24 37870:2

37901:1.25 killers 37808:14 killing 37830:2 37857:3 37900:24 37902:18 knew 37814:3 37854:10 37869:3 37901:21 know 37807:14 37816:21 37817:4,5 37817:18 37818:11 37827:15 37830:11 37831:5 37834:16 37836:3 37842:1,9 37847:5,14 37855:17 37856:8,22 37859:1 37861:8,11 37863:17 37863:18 37866:11 37866:19,21,22 37868:21,21,22 37869:9,15 37871:16 37884:12 37885:9 37889:13,18 37891:12 37894:22 37900:24 knowing 37848:19 37862:9 knowledge 37845:5 **known** 37826:11 37834:10 37895:24 knows 37861:24 37862:3 Koloi 37860:9 Kolosani 37845:25 37846:1 Komana 37835:12 37836:4 Komane 37837:4 **koppie** 37826:11 37827:16 37836:21 37841:8 37844:19 37846:15,15 37847:3 37847:6 37859:24 37860:4 37865:6 37900:12 37901:16 37901:18,19,19,20,25 37902:1.2 37903:4 kraal 37839:10 Kwadi 37880:21 37882:2 KwaZulu 37829:17 KwaZulu-Natal 37828:1,5 K3 37899:14 L labelled 37861:23 37869:22

37899:23 37900:2.21

labelling 37874:8 labour 37832:25 37833:1 **lady** 37813:6 37819:5 37862:1 **Ladysmith** 37828:1,17 37829:18 laid 37829:17 37832:21 Langa 37806:10.13.14 37806:16.18.21 37807:1,15,16,24 37808:1,4,6,8,18 37809:4,6,9 37810:17 37810:18,25 37811:1 37811:5,10,24 37823:25 37850:21 Langa's 37811:8 language 37863:13 **languished** 37834:12 late 37806:13,21 37808:1 37819:11,20 37819:24 37833:11 37835:16 37861:14 37863:9 latitude 37831:16 law 37869:9 leaders 37867:15 leadership 37829:2 Leah 37819:5,6 learn 37861:7 learnt 37807:13 leave 37828:6 37844:2 37844:2 37852:3,3 37861:4 37864:17,22 leaves 37807:11 37848:14 leaving 37809:17 **Lebohang** 37862:24 37864:3 left 37807:18 37809:18 37814:25 37822:15 37829:22 37832:5 37835:13 37839:21 37839:23,24 37840:18 37841:25 37843:19 37847:16 37851:8 37862:9 37867:24 legal 37837:3 37839:16 37870:8 37871:18 37872:6,18 37896:1 legitimising 37898:12 Lesakanya 37835:9 Lesotho 37858:17 37863:19 Letabaneng 37858:17 **letter** 37893:11,14,17 37893:21,23 37894:2 37898:7 **letterhead** 37893:12 letters 37872:14 let's 37873:2 37874:24 37877:2 37887:13 level 37895:7 **Libode** 37834:6 37836:3 lie 37847:9 **life** 37808:15 37811:8 37816:16 37820:5,5 37826:16 37847:11 37848:13 37851:9

liked 37814:3 37850:19 Lilita 37843:15 **Lindikava** 37814:10 line 37812:23 37839:10 37844:16 37879:12 37879:22,23 37887:17 37894:25 37895:4 37896:25 list 37853:14,25 **listed** 37881:13 **listen** 37824:6 37844:22 **listened** 37816:10 **listening** 37869:21 little 37844:25 37852:6 37864:21 37865:9 37890:18 live 37808:11 37813:24 37822:16 37831:19 37836:9 37843:7 37845:25 37850:17 37856:10 37858:17 37864:3 lived 37815:13 37832:8 37835:15 37840:20 37851:10 37863:19 lives 37808:19 37809:3 37828:7 37829:22 37830:3 37836:4 37856:6 living 37808:11 37835:14 37837:11 37858:21 locate 37816:18 located 37880:20 **Location** 37813:19,24 37834:6 lock 37809:16 long 37813:4 37838:3 37846:21 37866:8 longstanding 37828:18 Lonmin's 37826:12 look 37822:6 37835:2 37835:13,13 37851:8 37857:4 37860:17 37865:18,19 37882:23 37886:1.23 37887:14,18 37891:18 looked 37818:15 37830:13 37834:15 37840:17 37854:21 37859:20 looking 37807:19 management 37816:7 37810:12 37817:15 37848:17 37857:8 37861:4 37894:13 lose 37816:16 37862:6 losing 37816:24 loss 37809:10,19,21 37810:9 37811:13 37818:5 37820:7,8 37821:23 37822:20 37823:1 37827:7 37829:22 37831:11

37833:21 37838:12

37857:18 37862:15 37867:12 37870:16 lost 37810:11 37817:7 37830:2 37842:9 lot 37837:6 37846:7 37857:10 37866:2 37896:16 lots 37848:8 Louw 37823:8 love 37810:22 loved 37814:2 37831:23 37834:11 37843:12,13 37850:22 37864:5,5 37868:25 37870:4,6 37871:8,23 loving 37808:23 37831:22 37858:18 low 37832:16 **LPD** 37880:16 37888:1 37893:4 37896:8 lunch 37807:10 Luvuyo 37815:11 **luxuries** 37817:15

\mathbf{M}

Mabeki 37864:14 **Mabelane** 37818:20,21 37818:25 37819:5,6,6 37819:7,20,22,24 37821:22 37823:17 37824:4

Magara 37856:3 37857:20

MAHLANGU 37849:19

maintain 37817:14 **maintained** 37859:20 maintenance 37808:10 major 37832:15 majority 37894:14 making 37830:17

37848:8,22 37882:7 37898:12

Mamoketi 37864:13 Mamres 37859:16 man 37808:24 37811:1 37812:19 37814:2 37843:11 37845:23 37845:24,25

37850:19 37858:18 37867:8,22

manage 37898:9

37818:17 37881:21 37894:21 37895:1 37896:25 37900:11

manager 37829:3 37846:2,6 37881:22

37882:1 37886:22 37887:2,3,10

managers 37882:23 37883:1 37896:7 37901:19

Mangcotywa 37830:20 37830:24 37831:18

Email: realtime@mweb.co.za

light 37848:25 37867:8

37867:9,23,23

37902:23

37831:19,21 37832:1
37832:19 37835:5
Mangcotywa's
37833:12
manner 37821:14 37838:5 37881:15
37897:15
manners 37840:13
march 37880:15
37894:14 37896:6,22
37898:3
marching 37823:10 Marikana 37807:7,7
37814:1 37817:10
37826:2,8,12 37830:3
37831:22 37832:8,23
37833:4 37834:7
37835:13,15
37836:13,19 37841:15 37843:7,20
37843:23 37846:2
37847:7 37850:18 37851:8,10 37853:18
37858:17 37864:4
37865:19 37880:20
marked 37875:3
marking 37877:17 marriage 37807:25
married 37806:20
37820:13 37827:23
37828:8 37843:15
37844:5 37846:22
37850:18
Maruping 37866:7
Mary 37806:19 Maseru 37858:17
Masethole 37835:9
Mashiya 37841:14
Maskandi 37850:20,20
Masotho 37863:18
massacre 37842:5,6
Mathabang 37864:11 37864:24 37867:21
Mathunjwa 37892:22
37892:24 37893:5,8
37893:14,14,17,21,24
37894:3 37898:6
Matjona 37852:9
37854:11 Matlhomola 37819:20
37819:24
matter 37811:15
37818:15 37857:10
37857:11 37891:13
37895:5 37896:16
matters 37849:17,21
37870:14 Matumela 37859:15
Matumela 37859:15 Matumelo 37858:15
Mazantuba 37840:6,6
37840:7,15
Mbongani 37830:3
Mda 37832:17
Mduduzile 37808:2
meals 37856:9 mean 37820:18
ea. 1/0/U IA
mean 37020.10

Ma
37863:19 37888:22 37889:17
means 37821:4 37863:18 37888:25
meant 37861:3 37904:9
mechanical 37815:17 37815:18
medical 37840:23
37844:9 37851:16
medics 37901:25 meet 37847:1
meeting 37859:24
37885:8 Melisa 37843:18
Melrose 37880:13
member 37828:18
37831:19 37834:4 37837:20 37840:5
37842:13,24
37850:12 37858:4
37862:21,22 37872:18 37900:12
members 37816:25
37817:20 37818:10 37820:15 37824:19
37820:15 37824:19 37824:23 37825:1
37830:5 37833:20
37839:19 37842:18
37846:3,24 37867:18 37871:6,14,22
37872:11
membership 37894:15 memo 37891:11
memorial 37853:17
37854:14
memory 37846:18 37855:6
mention 37879:18
mentioned 37814:15 37818:10 37849:19
message 37808:17
37846:22 37856:2
37869:5 37898:15,24 37899:2,7
messages 37850:25
Messrs 37823:8 metres 37839:10,13
Mfanisene 37815:13
37817:1
Mgobhozi 37902:4 Mgobosi 37826:21
37827:4,4
Michael 37850:8,18,19
37851:8 37852:15,20 37852:23 37853:4,6
37853:11,13,21,22,24
37854:12,16,23 37855:16 37856:11
37856:15
Michael's 37852:18
37854:15 37855:13 37855:14 37856:10
microphone 37819:9
37819:13 37879:16

```
Middelkraal 37888:10
Mike 37880:21
  37898:19
mile 37831:7
millions 37868:13,16
mind 37814:6
mine 37810:6 37826:20
  37833:7 37835:17
  37836:10 37837:16
  37842:8 37844:24
  37845:20 37847:13
  37861:9 37864:10,17
  37864:20 37866:7
  37887:10 37889:8
  37899:14 37904:3
Minentle 37851:5
miner 37832:18
miners 37888:1
mines 37860:15
mineworker 37815:14
mineworkers 37828:19
  37847:23,24
  37890:24 37894:16
  37894:18 37896:18
  37898:16
mining 37884:1
  37886:22,25 37887:2
  37887:3,10
minor 37832:2
minute 37838:14
minutes 37850:2,3
  37873:4 37905:12
missing 37878:20
  37902:20
mistake 37900:14
mitigate 37821:7
Mm 37885:4
Mohai 37857:25
  37858:7,16,16
  37859:15,15,16
  37861:18
Mohai's 37861:15
Mojapelo 37806:7,8,12
  37806:25 37807:6,25
  37808:5
moment 37808:7
  37809:17 37811:8
  37833:2 37899:18
moments 37807:2
Monday 37807:10
  37809:14 37811:19
```

```
37885:7 37892:4.5
Mooinooi 37848:24
morally 37820:7
Morelane 37809:12
morning 37806:3
  37807:10 37825:5,20
  37850:23 37864:7
  37869:1 37880:12
  37892:20 37903:9
  37905:6.17
mortem 37817:4
  37854:17 37866:3
  37870:9,20
mortuary 37807:22
  37836:14 37841:15
  37846:10,16
  37853:16
MOSHANE 37861:17
MOSHWANE 37859:7
  37859:11 37863:11
  37863:15,21,25
  37867:1,5,10,20
  37872:9
Mosotho 37863:10
mother 37812:21
  37816:22 37817:7,8
  37827:22 37834:7
  37837:21 37840:7,14
  37840:15 37841:2
  37843:2,5,16
  37864:14
Motlalepula 37866:20
  37867:7,22
Motlalipula 37864:3
  37865:5,19
Motlalipula's 37865:21
Motloenya 37812:14
  37812:16,25 37813:2
  37813:5,8,10,12,16
  37813:18,23
  37814:14,17,20,22,24
  37815:1,3,5,8,10
  37817:25 37833:15
  37842:15 37855:24
  37870:18 37871:1
mountain 37815:25
  37848:15 37860:22
moved 37811:6
  37818:4 37881:1
moving 37872:12
Mpofu 37872:15,15,19
  37873:1 37885:21,23
  37885:24 37886:6,10
  37886:13
Msenyeno 37862:17
  37863:9 37864:3,11
  37864:12,13,13
Msubanzi 37815:11,15
Mthatha 37850:17
  37852:8 37853:5,9,19
                        new 37878:7 37886:4
Mtshazi 37833:24
                        news 37816:12,12,22
  37834:1,4,7 37835:8
  37835:9,9,10,11,11
  37837:24 37838:13
  37839:6
```

months 37850:23

```
Mtshazi's 37837:21
  37839:8
Mtungwana 37828:21
  37828:25
murdered 37826:10
  37901:18
Music 37850:20
musician 37850:21
mustn't 37815:24
Mvezo 37850:17
  37851:8 37853:3
Myeketse 37864:13
Mzunbane 37841:14
name 37806:19
  37813:20,23
  37814:15 37852:17
  37852:18,19
  37858:15 37862:24
  37864:2
```

names 37814:12 Natal 37829:17 **National** 37828:19 37845:2 37890:24 37894:16,18 nature 37845:2 near 37826:12 37827:11 37828:1,8 37829:18 necessarily 37863:19 37871:13 necessary 37848:21 37871:25 necessities 37835:18 need 37831:16 37856:20 37863:7 37897:18 37905:11 needed 37853:11 37859:8,22 37865:4 37898:11 needs 37812:7 37820:24 37832:12 37840:23 37843:11 37851:17,17 37872:5 neighbours 37865:17 neither 37837:14 **Nelspruit** 37806:14 37807:2 Nene 37827:24,25 nephew 37815:12 37840:17 never 37807:18 37810:20 37816:8,10 37816:14 37817:20 37844:4 37845:11 37852:11 37855:2 37856:5,12 37866:15 37866:17 37884:14 37887:23 37888:21

37880:23 37882:4

37887:16

37839:1 37871:4

37901:2 37902:15

37828:9 37838:6

37843:10 37847:14

37847:18 37858:25

37838:6 37843:10,16

37864:19 37865:9

37844:5 37856:24

37864:6 37884:11

monthly 37847:14

37849:5

37905:17

money 37808:10

month 37808:23

37903:9,12 37905:5

37816:23 37817:1

37846:19 37860:6

37836:5,7,12

37827:1 37832:17,21

37865:12.25 37899:17 37902:18 37903:2 NGOs 37822:13 Ngwevi 37850:8,12,16 37850:18 37856:1 niece 37832:4,13 nine 37827:19 Njislwa 37840:16 Nkaneng 37851:10 Nkonyeni 37813:7,24 Nkosiyabo 37842:21,25 37843:3,6,8,19,24 37844:5 37846:1,11 37846:21 Nkosiyabo's 37843:5 37846:17 37847:13 Noktula 37808:3 Nompumelelo 37827:20 37828:7,8 Nonesile 37843:1,6,16 **Nonhlanhla** 37827:23 37827:25 37828:2 non-unionised 37894:20 normal 37891:2 normally 37861:24 **Nosiphiwe** 37835:10 Nositle 37850:12,16 **Nothakile** 37813:7,24 noticed 37846:11 37854:16 37866:4 Notugilo 37815:11 Nowethu 37832:1 Noziphiwo 37834:4 no-one 37808:22 37845:14,18 37847:4 **Ntabankulu** 37840:11 37841:11 **Ntabaswe** 37828:8 **Nthabiseng** 37864:12 Ntsebeza 37830:21,22 37830:23 37831:13 37833:14,22,25 37834:1,2,3,18,22,25 37835:4,8 37840:1,3 37840:4.10 37842:22 37842:22,23 37848:4 37850:9,10,11,16 37855:20 37857:22 37858:1,2,3,8,10,13 37858:14.15 37859:13.14 37862:18,19,20,24,25 37863:4,6,16 37864:1 **Ntsenyeho** 37867:3,7,8 37867:21,22 37870:7 37871:2 37872:3,4,5 Ntshele 37834:5 Ntsonkota 37824:16,18 37825:2,14,22 37826:1,7,24 37827:2 37830:15 NUM 37816:8 37849:20 37891:1,6 **number** 37876:20,22

37877:6,10 37881:13 37881:23 37885:15 37885:17,20 37897:5 numbers 37874:9 37876:3 numerous 37899:20 NUM's 37891:11 nurture 37868:25 Nxeleni 37813:19,25 Nxoliso 37852:8 Nxolo 37852:21,23 37855:11

O oath 37868:3 37873:11 37873:15 obligations 37820:25 37847:17 observation 37831:1,2 37837:13 observed 37836:14 obtain 37880:17

obtain 37880:17 obtained 37895:20 obviously 37811:15 37812:6 37818:5 37871:25 37901:7 occasion 37807:21

occasions 37835:25 occupied 37843:23 occur 37892:6 occurred 37893:8 October 37890:4,5

37892:7,10 offer 37871:18 office 37880:14,19 37901:13,14 officer 37860:22

officers 37807:14 37860:25 37900:21 37901:1 37902:18 offices 37868:14

37880:16 officially 37865:20

officials 37807:22 37846:3 oh 37813:9 37814:14

oh 37813:9 37814:14 37814:17 37826:5 37869:6 37870:3 37875:14 37885:12 okay 37807:18 37872:9 37874:25 37875:17 old 37814:19 37817:13

old 37814:19 37817:13 37834:15 37843:18 37843:19 37851:5,7 37855:7 37864:12,14 37864:14

older 37817:12 37866:12

old-fashioned 37863:23 Olotando 37851:5 once 37873:1 37889:3 one's 37848:11

OO15 37876:18,23 OPD 37900:23 open 37829:7 **operating** 37831:5 **Operation** 37826:12 operational 37884:17 37888:18,20 37904:2 37904:4,8,12 **operators** 37889:8 **opinion** 37903:1 **Opperman** 37829:4 opportunity 37820:4 37830:6 37832:6 37843:25 37847:1 37871:7,12 order 37840:18 37866:14 37869:10 37905:14 organisation 37883:20 original 37886:20

37887:20 originally 37848:23 orphan 37862:8 orphaned 37859:21 outcome 37882:21 37883:2,8,10 outside 37809:16 37811:1,2

outstanding 37847:18 Ovayo 37851:7 owing 37824:22 o'clock 37841:10 o'clock 37807:8 37809:18

P

PA 37901:14 page 37824:10 37874:9 37876:4,9,9,10,20,22 37877:4,20 37878:10 37878:12.22.22 37879:4,5,15 37880:7 37880:8 37881:9 37882:14 37883:25 37884:4 37887:5,14 37889:6 37890:2,3,23 37891:5,25 37892:17 37892:22 37893:11 37893:13,21 37894:7 37894:8 37895:10.13 37895:16 37896:4.10 37899:9 37900:6.16 37900:19 37903:18 37904:18 pages 37878:20 37889:23 paginated 37874:5,13 paid 37820:24 37832:16 37843:21 37844:9,25 37849:4 37851:12 37856:24 37859:19 37865:3 37891:16,17 pain 37809:9 37816:24 37817:6 37827:7 37829:22 37833:3 37841:20 37847:8,11

37867:14 37868:1.23 37869:7.18.18.20 painful 37809:22 37833:2 37846:13,17 37846:19 37868:22 37868:25 Palmfontein 37831:20 Pamela 37843:17 37846:24 paper 37883:21 **paragraph** 37812:23 37879:5,8,10,11,13 37879:22 37880:7,8 37881:10 37889:6 37890:10 37892:18 37892:20,23 37895:10,13,16 37896:5,11 37899:10 37900:7 37901:10 pardon 37812:25 37813:2 37826:24 37837:21 parent 37820:13,21 part 37820:2 37873:3 37877:10 37886:23 37894:9 participate 37827:12 participated 37851:20 participating 37851:22 particular 37824:9 37846:7 37881:22 37882:1 particularly 37838:1 37856:2

parties 37825:17 party 37835:21 37904:4 **part-time** 37843:12 pass 37856:2 **passages** 37880:7 passed 37814:10 37827:22 37838:3,7 37841:13 37844:1 37853:6 37866:8 passing 37846:25 patent 37872:14 path 37895:21 Patrick 37840:1,11 pause 37859:3,3 pay 37842:3 37859:21 37866:7 37891:3 37899:21

paying 37828:10 payments 37838:25 peace 37809:3 37814:7 37867:24 peaceful 37814:2

37831:23 37850:19 peer 37897:17 pen 37870:4 pens 37868:15 pensionable 37848:12 penultimate 37857:25 people 37810:1,10

37818:13 37823:4

37831:7 37835:6

37836:24 37837:25 37839:13 37841:6,8 37845:12 37846:4,4,6 37846:8 37849:1 37853:25 37857:3,5 37866:16,17 37869:6 37869:23 37872:21 37893:4 37899:23,25 37900:2,3 perceived 37883:18

performance 37881:21 performed 37836:18 period 37810:11 37845:19 37851:20 37889:11,13 37897:11 37898:21 37904:3

permission 37835:12 37874:25 permit 37820:4 persevere 37849:2

person 37806:17 37808:19 37809:20 37811:3 37816:13 37821:12 37822:11 37829:7 37831:23 37838:1 37841:11 37845:22 37849:3 37851:13 37859:18 37861:24,24 37868:24 37871:20 37882:9 37901:15,17

personal 37845:5 37851:9 37899:15 37900:8

personally 37827:5 37897:12 37898:22 37901:23

personnel 37899:11 37900:20

persons 37870:21 perspective 37895:8 pertaining 37856:6 phase 37877:16,16,18

phase 37877:16,16,18 37877:25 Phokeng 37847:6 37852:16.20

phone 37815:24
 37841:10 37851:22
 37851:24 37860:7
 37865:17 37869:3

phoned 37809:11 37810:3 37832:14,18 37835:23,25 37840:25 37844:14 37850:23 37852:8 37853:3,5 37854:11

photo 37809:1
photograph 37818:24
 37834:16

photographer 37829:11

photographs 37829:12 photography 37829:14 photos 37821:15,18 Phumzile 37815:17

37852:14 37854:23

37855:2 37862:3

picture 37807:1
37822:5,7,8,10
pillar 37820:14
37834:9
Pillay 37806:8
37812:13 37818:19
37823:22 37824:12
37824:14,18 37830:16,19
37833:23 37839:18
37839:20,23,25
37842:20 37850:6,7
37857:23,24
37862:15,16
37874:24,25 37875:2
37875:6 37877:3,3,3
37877:8,11,14
37885:22,23,25
37886:3
place 37810:22 37812:1
37820:23 37832:22 37844:3 37848:11,13
37858:12,21 37871:3
37838.12,21 37871.3
37901:21 37902:17
placed 37866:9
37890:18
places 37827:11
37871:14
planning 37835:20
37851:1 37881:21
37882:15 37883:15
plans 37855:13 37859:1 37904:2,5,8
37839:1 37904:2,3,8
played 37829:19
37832:10 37847:23
37851:14
player 37834:11
PLC 37881:18
please 37811:7,9,23
37812:3 37818:3
37819:8,18 37850:15
37857:18 37873:11
37876:4 37882:15 37885:13 37886:16
37889:24 37899:9
pleased 37870:24
37871:24
pleases 37806:12
37825:22 37826:1
37830:15
pockets 37868:17
point 37877:10
37896:11 37902:22
points 37894:7,8
police 37807:14,19,20
37810:1 37811:7,10 37811:23 37812:4
37816:7 37817:20
37810.7 37817.20 37823:8 37832:20
37833:7 37836:25
37839:16 37841:9,14
37842:3 37844:23
37845:11,16 37846:3
37846:5 37847:3
Tal. 011 021 4457 Fav

M	a
37849:2 37852:16,17	
37852:19,20,23	7
37853:1,6,7 37855:17 37856:23,23 37857:2	
37857:5 37860:11,22	
37860:24,25 37862:1	
37868:9,10 37869:8,8	3
37869:13,14,15	
37904:2 policeman 37852:17	
police's 37845:7	
policies 37888:17	
37889:3 policy 37881:20	
37884:16 37886:8	
37887:5 37888:18,21	
37888:23 37889:1,3	
political 37883:20	
portfolio 37881:1 portion 37880:24	
portraits 37829:12	
position 37820:25	
37824:25 37828:14	
37838:15 37843:23	
37856:6 37871:23 37880:24 37890:10	
37891:18 37892:9	
37899:21	
positions 37871:20	
possibility 37830:9 37871:11	
possible 37818:13	
37825:9 37883:12	
37900:1	
possibly 37806:3 37885:19	
post 37817:4 37854:17	
37866:3 37870:9,20	
37890:4,5 postpone 37824:22	
postpone 37824:22 post-mortem 37839:11	
37846:13	
potato 37869:16	
potential 37880:15	
poverty 37821:5 37834:12	
power 37811:15	
practice 37818:12	
37883:16 37895:2,24	
praised 37862:1 pray 37862:6	
precarious 37822:17	
Precious 37808:2	
precise 37829:25	
37885:20 premises 37832:9	
37851:12	
preparation 37836:25	
37847:19 37882:20	
37884:8 37885:5 prepare 37844:3	
prepare 3/844:3 prepared 37807:10	
37809:14 37822:19	
37823:1 37825:15,16	
37831:6 37844:20	

```
37873:11 37874:6
preparing 37854:8
prerogatives 37897:13
presence 37845:7
present 37806:6
  37818:14 37833:18
  37857:19 37871:7
  37883:4 37904:24
presentation 37806:7,9
  37806:13 37812:12
  37812:14 37818:19
  37824:14,22
  37825:11 37830:18
  37830:19 37833:9,24
  37837:23 37838:20
  37839:6,25 37842:20
  37850:8 37857:25
  37862:17 37883:9
presentations 37806:5
  37824:21 37839:3,18
  37839:21 37882:7
presented 37883:3,6,13
  37884:13,15
  37888:19 37897:12
presenting 37806:9
presently 37838:7
President 37872:14
pressure 37838:9
  37891:11
pretty 37834:15
prevailing 37844:16
prevented 37827:13
  37842:5
preventing 37811:24
previous 37874:17
  37900:15
previously 37810:10
  37824:3 37884:5
principle 37898:9
print 37876:3
printed 37887:19,19
prior 37890:6 37893:5
probably 37884:10
  37902:12,19
problem 37870:23
problems 37811:24
Procedure 37886:25
procedures 37881:20
  37884:2
proceed 37819:8
  37850:14,15 37873:2
proceeded 37853:12
proceedings 37806:1
  37873:3 37885:2
process 37815:15
  37817:19 37820:2
processing 37811:18
produced 37809:23
  37874:11 37887:24
profession 37872:18
prohibitive 37820:1
Promise 37856:15
promised 37856:3
  37861:6
```

proofread 37904:17,18 properly 37821:25 37864:22 **propose** 37894:6 **protect** 37845:3 **protected** 37897:22 37898:13 **provide** 37823:11 37826:15 37843:10 37853:20 37854:2 37858:18 37866:14 **provided** 37844:10 37853:17 37859:18 37870:20 37878:20 37883:17 **providing** 37832:11 **Province** 37831:20 37834:6 37836:20 37840:11 proximity 37827:9 **Pumfilisa** 37814:9 **Pumzile** 37812:21,24 37813:25 37814:1 put 37809:15 37810:8 37817:16 37825:20 37840:22 37856:21 37866:13 37867:16 37868:17 37870:18 37874:9 37883:1 37891:11 **putting** 37808:21,22 Q 37856:14 37868:5 37869:23 37875:10

Q qualification 37843:24 **question** 37810:2 37856:14 37868:5 37869:23 37875:10 37887:7,10 37888:3,5 37901:10 37904:17 **questioning** 37822:6 37823:15 **questions** 37820:9 37822:16,17,21 37823:14 37824:10 37836:17 37846:7 37887:9 37904:1,15 37905:9

quiet 37811:8 **quit** 37834:11

```
R
raise 37816:5 37873:19
  37878:15
raised 37820:12
  37824:8 37832:15
  37849:22 37857:13
  37870:14.23
  37885:23 37895:3
rand 37889:9 37890:16
rang 37869:3
range 37835:6
Rankuwa 37847:6
RDO 37890:14,16,18
  37896:8 37897:16
RDOs 37889:15
  37890:7,11 37894:15
```

37896:9.12 37897:9 37898:22.25 37899:6 37899:20 37900:1 reach 37827:1 reached 37848:12 reaction 37899:15 read 37812:22 37818:4 37822:25 37825:6 37833:18 37843:4 37855:22 37859:3,3 37859:13 37867:14 37867:18 37901:2 37904:20 reading 37863:2 reads 37825:16 37826:2,7 real 37848:12 37849:3 realise 37851:2 37864:23 reality 37846:19 really 37817:3,5 37857:14 37869:7 rear 37821:6 reason 37844:18 37855:10 37865:7 37897:3 37898:3,5 37902:1 reasons 37871:5,9 37898:10 37903:14 recall 37832:5 37891:12 37902:11 recalled 37824:20 **receive** 37837:13 37870:11,12,15 37893:14,16 received 37816:12 37817:4 37821:5 37853:21 37870:10 37880:14 37893:15 37893:18 37899:17 37900:20 37901:15 **receiving** 37838:20 37846:22 37903:2 **reception** 37900:23 37901:13 recognise 37889:24 37903:21 recollection 37867:12 record 37825:7 37867:16 37870:19 recovered 37861:1 recruitment 37881:24 redress 37822:20 37823:1 refer 37883:24 **reference** 37838:20 37881:11 37889:7 37892:18,21,23 37893:3 37894:18 37895:12 37899:10 37900:7 referred 37849:17 **referring** 37877:20

37867:2,6,15

promises 37848:24

promoted 37828:14

37894:11,22

37900:18

refers 37840:5

37893:22
Refilwe 37864:14
reflect 37883:21
reflecting 37891:9
reflecting 37891.9
37894:2
reflective 37893:23
reflects 37894:11
37904:24
refresher 37829:6
refused 37816:4
37860:18
regard 37811:13
37848:10 37866:11
37871:11 37890:9
37892:10
regarded 37848:25
register 37809:25
regularly 37828:9
37835:23 37882:23
reiterated 37852:25
related 37818:13
relating 37824:9
relation 37812:13
37839:6 37849:17
37850:8 37870:13
37872:3 37877:15,16
37879:3 37901:10
37904:1
relations 37881:25
37882:1
relationship 37829:20
Relative 37844:13
released 37852:13
relevant 37840:4
37875:11 37889:2
37891:15
Relibohile 37859:15
37861:6
relied 37820:23
relief 37853:8
religious 37843:11
rely 37815:20
remaining 37806:4
remains 37833:2
37846:17
remember 37822:4
37847:22 37874:11
37887:20
removed 37846:15
37879:9,14
remuneration
37881:24 37890:4,5
renders 37821:10
rent 37851:12
rented 37840:21
renting 37858:21
reopening 37896:11
repeat 37824:6 37888:3
replace 37817:20
37821:21
report 37807:20
_
37817:4 37823:17
37865:24 37866:3
37870:9,12
reported 37881:16
i e

Ma
reporting 37882:6
reports 37839:12 37857:13 37870:20
representations
37872:11 representative 37818:7
37829:1 37849:24
37860:9
representatives 37811:12 37837:3
37838:15 37839:16
37857:19 37865:22 37865:23 37870:8
37865:23 37870:8 37871:19 37872:6
representing 37840:8
reprinted 37887:25
reputation 37828:23 request 37818:8
37822:17 37842:6
requested 37824:21 37825:6 37852:21
7/825:6 3/852:21 require 37857:12
required 37829:5
requisite 37843:21
reside 37827:25 37840:10
resided 37827:9
residence 37827:11 residing 37834:5
resolution 37902:3,23
37902:24 37903:6
resolve 37828:24 37869:10
resolved 37833:1
37845:11 37860:5
37861:19 37895:4 respect 37811:9
37812:12 37823:25
37832:4 37838:16
37843:19 37857:25 37859:16 37862:17
37870:14 37882:3,5,8
37904:1 respected 37828:22
responded 37807:15
37852:19
response 37823:9 37887:1
responsibilities
37855:14 37881:15
responsibility 37817:2 37821:21 37822:12
37842:10 37881:19
responsible 37822:1
37823:3 37829:3 37830:2 37833:8
37851:15 37857:1
37865:2 37881:18 37882:6,10,19
7/882:6,10,19 rest 37829:18 37832:22
37880:6
result 37820:8 37838:8 37866:15
resulted 37848:8
37800.3

```
resumes 37806:2
  37850:4.5 37873:5.6
Retabile 37819:25
returned 37828:5
  37844:1 37865:6
revealed 37846:13
review 37895:7
right 37813:4 37873:1
  37873:19 37874:23
  37877:3 37888:11
rights 37806:21
  37844:17 37852:2,5
  37868:3 37897:13
right-hand 37876:3
ritual 37817:9 37836:2
  37836:19
river 37812:19
rock 37834:9 37889:7
Rodney 37829:4
role 37815:17 37829:19
  37832:11 37847:23
  37851:14
rooms 37841:7
rotten 37848:18
  37869:16
rounds 37824:21
rules 37897:22
rumour 37879:24
rumours 37879:9,13,19
run 37848:22
running 37892:5
Rustenburg 37806:23
  37809:23 37835:17
  37836:5,10 378
  37853:10 3786
R12 37859:25
R200 37891:21,23
R500 37838:6
```

37809:23 37835:17
37836:5,10 37852:9
37853:10 37860:16
R12 37859:25
R200 37891:21,23
R500 37838:6
S
sad 37811:8 37816:6
37818:5 37833:2
37851:2
safe 37869:25
safety 37828:20
37829:1 37865:11,11
37883:14
sake 37874:18
37876:24
salary 37864:21
37890:23 37892:2
Sam 37818:21
Sandi 37832:2
Sanghe 37851:7
SAPS 37900:21
37901:1 37902:18
37904:4
Sasolburg 37864:3
sat 37890:14
satisfied 37904:23
Saturday 37807:8,9
37809:13 37841:1
37869:6
save 37864:19
Savika 37814:11
saw 37807:12 37827:8
RealTime Transcriptions

37856:4 37860:5.19 37865:15 37896:11 37899:23,25 saying 37836:7 37853:6 37891:6 savs 37811:1 37812:22 37855:12 37867:21 37868:11,20 37872:9 37886:21 37887:21 37890:16 37900:15 37900:19,23 scale 37892:14 scared 37810:7 37814:6 37846:19 scenario 37882:15 37883:11,13,15 **scenarios** 37882:23 37883:11 scene 37811:11 37839:9 37849:8 schedule 37838:24 scheduled 37836:2 school 37815:19 37828:7,10 37832:3 37834:11 37843:10 37844:10 37851:16 37858:25 37859:19 37859:21 37865:3 37866:8 **schooling** 37837:16 37838:16,21 screen 37813:22 37814:16 37818:25 37825:21 37884:20 37885:13 37886:23 search 37832:6 37843:20 37865:20 seated 37856:24 37873:25 second 37831:1 37879:12 37890:3 37892:23 37894:8 37904:17,18 secondary 37843:25 **Secondly** 37897:9 **Section** 37827:10 secure 37825:4 security 37819:21 37884:2 37886:22,25 37887:2,3,11,22 37888:11 37899:11 37900:20 Security-Middelkraal 37887:22 see 37809:2,19 37810:22 37813:11 37813:17 37814:21 37816:7 37818:4 37819:6 37822:1,6 37825:13,25 37838:19 37839:24 37840:5,9 37852:22 37852:24 37853:1,15 37853:19,24 37855:7

37827:10 37836:5.7

37836:14 37847:2

37856:10 37865:12 37869:14 37870:22 37871:8.13 37873:16 37875:7,14,17 37885:12 37886:16 37886:21,23 37887:14,18 37890:3 37893:13,20 37894:5 37903:11 Seedat 37874:10,17 seeing 37837:6 37887:18 seek 37888:17 37895:18 seen 37810:9 37811:25 37853:14 37866:20 37882:16 37884:5 Segwaelane 37807:3 37820:11 **Segwegwe** 37806:19 send 37816:7 37828:9 37843:9,10 37901:19 37901:23 37902:2 sending 37845:16 senior 37872:17 37881:25 sense 37904:8 sent 37821:15,16,18 37833:7 37844:23 37847:13 37850:25 37869:5 37893:13 sentence 37859:12 37894:20 37900:15 separately 37891:9 **September** 37806:1 37832:22 37836:2 37837:3 37847:7 37860:20 37877:5 37878:23 **SERI** 37870:19 series 37885:19 serious 37839:17 37846:11 servants 37869:9 serve 37881:6 served 37881:3 service 37853:17 37854:14 **Services** 37904:2 Seseka 37815:5 Sesotho 37858:11 37863:14,20 set 37838:17,24 37890:10 settle 37847:18 settlement 37832:8 37840:21 37851:11 seven 37827:19 severe 37841:20 37852:13 37855:2 **severely** 37841:19 shack 37832:9 37835:16 37840:21 37851:11 shacks 37841:8 Shaft 37826:20

37899:3

results 37865:10

37813:3,25 37815:11 37815:21 37828:6,7 37836:4,13 37843:17 37844:8 37846:23,24 37863:2 37864:2,15 sisters 37827:19,20 37840:17 sister's 37843:17 37844:8,10 37851:6 37851:17 sitting 37818:7 37819:5 37842:24 37850:13 37868:14 situation 37811:13 37822:17 37863:1 37869:9,11 37890:6 Sivosho 37806:15 six 37814:13,14,17,18 37837:2 37851:7 Siyabonga 37827:4	Songstress sons 37850 son's 3784 soon 37852 sorry 3781 37819:4, 37857:13 37863:17 37876:11 37878:11 37900:16 sorted 378 Sotho 3785 37861:23 37863:12 37867:21 Sotho-spea
37836:4,13 37843:17 37844:8 37846:23,24 37863:2 37864:2,15 sisters 37827:19,20 37840:17 sister's 37843:17 37844:8,10 37851:6 37851:17 sitting 37818:7 37819:5 37842:24 37850:13 37868:14 situation 37811:13 37822:17 37863:1 37869:9,11 37890:6 Sivosho 37806:15 six 37814:13,14,17,18 37837:2 37851:7 Siyabonga 37827:4	son's 3784 soon 37852 sorry 3781 37819:4, 37831:9 37857:13 37863:17 37876:11 37895:11 37900:16 sorted 378 Sotho 3785 37861:23 37863:12 37867:21
37844:8 37846:23,24 37863:2 37864:2,15 sisters 37827:19,20 37840:17 sister's 37843:17 37844:8,10 37851:6 37851:17 sitting 37818:7 37819:5 37842:24 37850:13 37868:14 situation 37811:13 37822:17 37863:1 37869:9,11 37890:6 Sivosho 37806:15 six 37814:13,14,17,18 37837:2 37851:7 Siyabonga 37827:4	soon 37852 sorry 3781 37819:4, 37831:9 37857:13 37863:17 37876:11 37895:11 37900:16 sorted 378 Sotho 3785 37861:23 37863:12
37863:2 37864:2,15 sisters 37827:19,20 37840:17 sister's 37843:17 37844:8,10 37851:6 37851:17 sitting 37818:7 37819:5 37842:24 37850:13 37868:14 situation 37811:13 37822:17 37863:1 37869:9,11 37890:6 Sivosho 37806:15 six 37814:13,14,17,18 37837:2 37851:7 Siyabonga 37827:4	sorry 3781 37819:4, 37831:9 37857:13 37863:17 37876:11 37895:11 37900:16 sorted 378 Sotho 3785 37861:23 37863:12
sisters 37827:19,20 37840:17 sister's 37843:17 37844:8,10 37851:6 37851:17 sitting 37818:7 37819:5 37842:24 37850:13 37868:14 situation 37811:13 37822:17 37863:1 37869:9,11 37890:6 Sivosho 37806:15 six 37814:13,14,17,18 37837:2 37851:7 Siyabonga 37827:4	37819:4, 37831:9 37857:13 37863:17 37876:11 37878:11 37895:11 37900:16 sorted 378 Sotho 3785 37863:12 37867:21
37840:17 sister's 37843:17 37844:8,10 37851:6 37851:17 sitting 37818:7 37819:5 37842:24 37850:13 37868:14 situation 37811:13 37822:17 37863:1 37869:9,11 37890:6 Sivosho 37806:15 six 37814:13,14,17,18 37837:2 37851:7 Siyabonga 37827:4	37831:9 37857:13 37863:17 37876:11 37878:11 37895:11 37900:16 sorted 378 Sotho 3785 37861:23 37863:12
sister's 37843:17 37844:8,10 37851:6 37851:17 sitting 37818:7 37819:5 37842:24 37850:13 37868:14 situation 37811:13 37822:17 37863:1 37869:9,11 37890:6 Sivosho 37806:15 six 37814:13,14,17,18 37837:2 37851:7 Siyabonga 37827:4	37857:13 37863:17 37876:11 37878:11 37895:11 37900:16 sorted 378 Sotho 3785 37861:23 37863:12
37844:8,10 37851:6 37851:17 sitting 37818:7 37819:5 37842:24 37850:13 37868:14 situation 37811:13 37822:17 37863:1 37869:9,11 37890:6 Sivosho 37806:15 six 37814:13,14,17,18 37837:2 37851:7 Siyabonga 37827:4	37863:17 37876:11 37878:11 37895:11 37900:16 sorted 378 Sotho 3785 37861:23 37863:12
37851:17 sitting 37818:7 37819:5 37842:24 37850:13 37868:14 situation 37811:13 37822:17 37863:1 37869:9,11 37890:6 Sivosho 37806:15 six 37814:13,14,17,18 37837:2 37851:7 Siyabonga 37827:4	37876:11 37878:11 37895:11 37900:16 sorted 378 Sotho 3785 37861:23 37863:12
sitting 37818:7 37819:5 37842:24 37850:13 37868:14 situation 37811:13 37822:17 37863:1 37869:9,11 37890:6 Sivosho 37806:15 six 37814:13,14,17,18 37837:2 37851:7 Siyabonga 37827:4	37878:11 37895:11 37900:16 sorted 378 Sotho 3785 37861:23 37863:12 37867:21
37842:24 37850:13 37868:14 situation 37811:13 37822:17 37863:1 37869:9,11 37890:6 Sivosho 37806:15 six 37814:13,14,17,18 37837:2 37851:7 Siyabonga 37827:4	37895:11 37900:16 sorted 378 Sotho 3785 37861:23 37863:12 37867:21
37868:14 situation 37811:13 37822:17 37863:1 37869:9,11 37890:6 Sivosho 37806:15 six 37814:13,14,17,18 37837:2 37851:7 Siyabonga 37827:4	37900:16 sorted 378 Sotho 3785 37861:23 37863:12 37867:21
situation 37811:13 37822:17 37863:1 37869:9,11 37890:6 Sivosho 37806:15 six 37814:13,14,17,18 37837:2 37851:7 Siyabonga 37827:4	sorted 378 Sotho 3785 37861:23 37863:12 37867:23
37822:17 37863:1 37869:9,11 37890:6 Sivosho 37806:15 six 37814:13,14,17,18 37837:2 37851:7 Siyabonga 37827:4	Sotho 3785 37861:23 37863:12 37867:23
37869:9,11 37890:6 Sivosho 37806:15 six 37814:13,14,17,18 37837:2 37851:7 Siyabonga 37827:4	37861:23 37863:12 37867:23
Sivosho 37806:15 six 37814:13,14,17,18 37837:2 37851:7 Siyabonga 37827:4	37863:12 37867:21
six 37814:13,14,17,18 37837:2 37851:7 Siyabonga 37827:4	37867:21
37837:2 37851:7 Siyabonga 37827:4	
Siyabonga 37827:4	Sotho-cnoc
	Bomo-she
1-11-27020-2	37858:4
skills 37829:2	South 3782
skin 37860:19	37860:13
skull 37841:18	37863:11
sleep 37807:12 37869:4	37904:2
slept 37809:13	speak 3781
slide 37806:25	37836:1
	37860:23
	37894:23
	37899:17
	speaker 37
	speaking 3
	37863:21
	specifically
	spending 3
	spent 3780
	37809:13
	37903:24
	spirit 3783
	spoils 3786 spoke 3781
	37836:21
	37864:9
	37804.9
	spoken 378
· · · · · · · · · · · · · · · · · · ·	37892:10
	37892:10 37902:4
	spot 37810
	37811:2
	SSSS1 378
	stage 3782
	37871:10
	37871.10
•	37898:18
	stand 3783
	37837:22
	37873:10
	standard 3
	37844:1
	start 3782
	37829:14
	37880:5
	started 378
	37810:2
37849:18,22 37864:9	37841:4
37866:13	37854:9
	sleep 37807:12 37869:4 slept 37809:13 slide 37806:25 slightly 37806:4 slow 37822:3 small 37846:15 37847:6 Snekiziwe 37815:6 soccer 37831:23 37834:10,11 37843:12 37850:19 social 37812:5 37829:12,13 37830:9 37853:19,22,23 37854:2,4,10 socialising 37829:7 socio-economic 37883:19 Sokanyile 37812:14,17 37812:18,18,21,24 37813:10,18 37814:1 37814:9 37815:13 37817:1,25 Sokanyile's 37812:17 37812:20 37813:3,25 soldier 37868:2,3 sole 37832:10 37844:6 37864:24 solely 37838:1 solution 37844:21 somebody 37840:6 37901:21 someone's 37851:12 son 37817:23 37826:9 37827:24 37834:8,9 37835:15,23,25 37837:8 37842:8,9 37845:6,11 37846:13 37847:8,21 37849:7

```
7815:12
                 37896:23
s 37813:7.24
               starting 37876:3
0:22 37851:4
                 37879:4 37883:25
45:21
               starts 37894:8
2:13
               state 37827:18 37896:5
13:22
                 37896:8,11
,4 37826:22
               stated 37854:17
37835:1
               statement 37812:20,23
3 37862:25
                 37813:13,15 37819:9
7 37874:22
                 37821:3 37824:9
1,16
                 37825:7,15 37826:3,8
1 37886:3
                 37826:14,15
1,17
                 37833:18 37840:5
6 37904:7
                 37843:1,4 37850:14
378:16,19
                 37863:2,16 37864:1
59:4
                 37871:10 37874:17
3 37863:8,11
                 37876:8,17,23,25
                 37877:1,4 37878:4,10
2,15,21
                 37879:4 37889:6
                 37892:18,23
aking
                 37894:25,25
322:2
                 37895:10,16 37899:9
3,14
               statements 37867:17
1,15,21
                 37874:7 37894:23
               statement's 37902:16
14:6 37831:7
               states 37806:19
37858:19
                 37876:8 37893:21
3 37892:25
               station 37852:16,21
3 37896:9
                 37853:7
               stay 37824:5,6
7863:20
                 37838:14
37849:6
               stayed 37807:3
1 37893:4
                 37868:21
ly 37872:2
               staying 37809:23
37861:4
                 37815:22
07:8,9
               step 37855:13
3 37848:13
               steps 37830:11
                 37838:18
36:21
               Sterkspruit 37831:18
69:16
                 37831:20 37832:22
16:3
               steward 37828:20
1 37860:2
               stigma 37821:19
37869:1
               stitches 37836:15
               stop 37896:2
845:13
               straight 37836:8
0 37898:15
               strategy 37881:20
                 37883:13
0:21,21,22
               streams 37881:11
37872:7
                 37882:5,5,8
874:12
               strength 37820:14
23:8 37824:1
                 37834:9 37837:15
0.12.16
               stress 37888:23
2 37884:24
               stressed 37837:7
8 37904:4
               strictures 37831:5
35:19
               strike 37814:5
2 37852:1
                 37815:23 37816:2
                 37826:13 37827:13
37808:11
                 37827:14 37832:14
                 37832:14 37836:4,5,6
23:10
                 37836:7,13,25
4 37864:22
                 37840:25 37841:2,2,4
                 37841:5,6,24
809:22
                 37842:10 37844:14
37815:12
                 37844:14,15,17,21
37847:3
                 37845:6,8,9 37851:20
37885:8
                 37851:22 37852:1,3,4
```

```
37852:12 37853:24
  37855:9.17 37859:22
  37865:5,7,7,9,14
  37866:15 37895:19
  37896:2 37897:8,22
  37897:22,25 37898:3
  37898:10,12,13
  37899:3,5 37900:1
strikers 37823:4,7,10
  37843:13 37892:25
  37903:14
strikes 37866:16
  37886:12
striking 37859:25
  37896:18 37898:15
strong 37862:5
struck 37880:1,4
structures 37894:21
struggling 37856:17
student 37828:7
studies 37866:13
study 37864:10
subject 37905:8
submission 37819:22
  37820:4,5
subsequent 37899:23
subsequently 37825:2
  37827:23 37844:3
substantive 37895:5
success 37835:22
suffer 37855:12
suffered 37811:14
  37833:21 37838:13
  37857:19 37862:15
  37870:17
suffering 37808:15,22
  37808:25 37809:21
  37822:3 37838:8
  37856:4 37869:20
sugar 37838:9
suggest 37812:4
  37830:11
suggesting 37902:17
suit 37870:4
suits 37868:15
Sunday 37807:9
  37809:13
superintendent
  37819:21
supervisor 37826:19
  37828:14
supervisors 37828:22
  37828:24
supplementary
  37877:1,4 37878:3,10
  37894:25 37895:10
support 37808:9
  37811:13 37812:7
  37817:21 37820:21
  37820:23 37821:4
  37822:18 37828:3,3
  37828:10 37840:25
  37841:25 37864:21
supported 37832:12
  37835:17 37840:21
  37844:7 37847:13
```

12th September 2014	
supporting 37847:24 37861:12	Т
supposed 37869:10	
sure 37811:16 37818:8	
37831:24 37857:20	
37866:6 37884:20	Т
37885:14,18 37889:2	T
surprises 37811:2	T
survival 37828:4	
survive 37817:17	te
37842:2 37847:15	
survived 37834:8 37853:9 37854:25	te
37855:3	ıe
suspect 37854:9	
37877:6 37901:2	
swear 37873:16,19,21	te
37873:22,23	te
switch 37815:25	te
switched 37816:25	
37841:10 37851:24	te
sympathy 37818:3,6	
37833:19 37838:12	
37842:18 37870:16	
T 37875:4	te
table 37808:21,23	te
37810:15 37817:14	te
37817:16 37840:22	te
37890:4,5,9,21	
tables 37890:3	
take 37812:4 37816:22	
37817:12 37818:25	te
37820:19,25	te
37822:12 37825:20	T
37826:25 37830:8 37838:21 37839:17	an a
37838:21 37839:17 37842:10 37845:24	T
37846:18 37849:25	T
37850:1,1 37868:2	1
37869:19 37871:17	
37873:2,11,15	
37874:21 37878:4,17	
37900:9 37904:20	T
taken 37811:11	T
37813:12 37821:20	th
37830:11 37838:19	
37846:16 37847:5	
37870:5 37871:22	
37892:14 37896:19 talented 37829:11	
talk 37861:3,5	
37896:17	
talked 37854:7	
talking 37846:9	

```
eba 37836:11
  37841:11 37843:21
  37845:22 37852:8.9
  37853:5,9,10,12
  37865:22,23
 ebo 37866:1
 ebogo 37865:19
 Celang 37857:25
  37858:16,18
 eleconference
  37880:19 37893:9
  37897:6
 elephone 37837:13
  37880:14 37893:1,5,7
  37893:24 37894:4
  37896:7 37901:15
 elephoned 37807:6
 elephonic 37893:22
 elevision 37836:5
 37865:16
 ell 37807:16 37810:12
  37824:6 37833:5
  37836:12 37855:9
  37856:5 37860:4
  37868:8 37879:6
 37885:17,20,23
 ells 37887:14
 ense 37845:20
 erminated 37871:9
 erms 37806:21
  37836:19,22
  37846:25 37892:5
  37898:20
 estimony 37880:6
 ext 37818:25 37819:2
 habang 37864:9,12
 37866:13
 habiseng 37851:6
 habishile 37808:2
 handigile 37852:16
  37852:21,25 37853:3
  37853:9,12,15,21
  37854:11,13,15,17,19
 37855:4
 Chandigile's 37855:11
 handiso 37854:11
 hat's 37809:17
  37810:22 37831:11
  37833:9 37839:15
  37871:25 37875:14
  37875:17,22 37877:5
  37878:1 37879:15
  37882:25 37884:1
  37885:21 37887:6
  37888:5,12 37891:8
  37899:25 37901:6
Theba 37860:9
there'll 37903:23
there's 37810:25
  37811:3 37817:14
  37876:9,10,23
  37877:3 37878:22
  37890:3 37900:14
  37902:20
they'll 37811:14
they're 37811:18
```

```
37855:7 37868:11
they've 37810:10
thing 37811:7 37837:25
  37857:3 37897:19
things 37836:18
  37845:20 37861:10
  37883:14
think 37813:21
  37819:12 37826:4
  37832:24 37833:6
  37837:9 37839:7
  37856:12 37873:1
  37877:17 37884:21
  37884:24 37885:18
  37885:19,25
  37886:24 37900:14
  37905:2
thinking 37876:17
third 37812:23,23
  37879:22 37900:21
  37901:1
thirdly 37847:17
  37897:16
Thokozani 37850:21
thought 37816:15,15
  37832:25 37842:3
  37844:4 37845:9,11
  37846:20 37848:5
  37852:11 37865:10
  37866:17 37870:23
  37876:19 37878:15
thoughts 37883:2
thousand 37889:9
threatened 37845:7
three 37819:24 37832:2
  37832:2.3.13
  37835:10 37840:12
  37859:2,15 37864:6
  37884:11,17
  37885:10 37888:17
  37888:20 37892:4,5
  37894:7 37898:8
Thursday 37852:24
  37853:2,15 37854:24
time 37806:17
  37807:12 37816:1,25
  37817:8 37823:10
  37826:18 37831:5,15
  37831:17 37836:18
  37837:2 37838:3
  37845:12 37847:1
  37851:22 37860:2,17
  37861:4 37880:16
  37881:22 37884:7
  37887:9 37889:12
  37891:25 37897:23
  37898:2,18 37902:10
  37902:12 37903:24
times 37807:1
  37821:10 37840:13
tired 37864:20
today 37825:1,10
  37840:8 37857:20
  37867:9 37872:3,5
  37893:22
```

```
toiled 37861:22
toiling 37868:17
Tokote 37830:20
  37831:18,21
told 37807:19 37809:20
  37810:25 37815:23
  37816:4,6 37828:20
  37832:14,19
  37834:14 37841:2,5
  37841:13,16,21
  37844:14,19 37845:6
  37846:1,3,14 37847:2
  37847:9 37852:22,23
  37852:25 37853:24
  37854:3,5,6,12
  37855:1,16 37859:23
  37860:18,21,22,23
  37864:20 37865:24
  37866:1,3 37899:13
tombstone 37855:14
Tonka 37806:14
top 37810:8 37876:2
touch 37825:3
traditional 37806:15
tragedy 37831:11
  37846:2,7 37861:19
tragic 37818:5
  37832:21
trained 37869:12
training 37823:4
  37829:4,6
transcript 37903:21
  37904:20,21
transformation
  37882:11
translate 37859:8,10
translated 37867:16
translation 37859:4.6
  37863:7
transport 37829:8,10
  37837:11 37853:16
  37858:25 37864:18
traumatic 37854:25
  37857:17
traumatised 37852:11
travel 37820:1
treat 37869:14,14
  37898:3,4
treated 37897:8
  37901:24
treating 37816:9
trees 37848:17
trends 37882:24
  37883:19
tried 37841:9 37860:7
  37865:16 37882:24
trouble 37840:14
  37847:16 37878:16
TRT 37839:10
truly 37854:24 37855:3
trust 37838:17,23
  37848:20
truth 37833:5 37873:18
                        uncle 37836:10,13,16
  37873:18,18
try 37840:18
```

37888:12 **TTTT** 37875:3 TTTT1 37874:24 37875:1 Tuesday 37811:20 37852:7 37900:25 37902:7,16,25 37903:3,9,13 tuition 37844:10 turn 37854:12 37876:4 37876:9 37878:21 37882:14 37889:23 37890:2 37892:17 37893:13 37896:10 37899:9 turned 37849:20 37862:7 37867:25 turns 37868:20 Tutwana 37845:24 **TV** 37816:2 37825:10 Twala 37824:15 37825:16 37826:9,10 37827:22 37830:3,4 37900:9,24 Twala's 37824:22 twice 37891:4 two 37807:13 37810:11 37816:24 37817:9 37818:10 37827:19 37827:20,24 37828:9 37830:25 37834:8 37835:8 37838:2 37840:17 37843:17 37844:2,10 37850:23 37851:4 37859:12 37869:5 37874:7 37880:7 37887:25 37890:3 37891:8 37892:4,5 37897:25 37899:11,11 37900:21,25 37903:20 type 37823:10 37868:22 37883:16 types 37897:12,25 typical 37884:16 **typically** 37887:5

U u 37838:17 37875:4,4 ultimate 37882:9 ultimately 37882:6 37888:17 Umtata 37843:21 37845:22 unable 37819:25 37821:14 37825:4 37836:18 **unbearable** 37816:11 37833:4 37847:9,11 37847:12 37869:18 unbelievable 37899:13

37886:7 37896:5

tantamount 37897:21

tea 37850:2,2 37873:2

team 37828:25 37829:2

37843:13 37880:20

37883:15 37897:19

talks 37890:4

taxi 37829:15

37898:11

37897:11 37903:14

trying 37815:15

today's 37873:3

37845:24 37846:1

37860:15,18

uncle's 37836:11

underground 37829:3
37849:1,3 37865:8
37868:14,17
understand 37806:3
37811:6 37815:2,4 37818:12 37824:7
37838:23 37857:15
37867:11 37876:21
37876:22 37879:5,22
37880:6 37884:1
37899:19 37900:8
37902:21,23 understanding
37894:17
understood 37838:16
37848:2 37899:24
37900:3 37901:16 undertake 37818:11
undertaken 37861:9
undertaking 37822:19
37822:25
undertook 37820:18,21 37836:1
37836:1 uneducated 37868:11
37870:3
unemployed 37828:2
unfulfilled 37847:17
unilateral 37890:25 37891:4
37891:4 unilaterally 37890:23
uninterrupted 37822:3
union 37828:19,19
37845:2 37890:24
37894:10,16,17,18
unions 37898:5 unison 37898:8
university 37866:12
unknown 37868:20
unmarried 37834:8
unnecessary 37827:6
unprotected 37826:12 37827:12 37886:12
37895:25 37896:2
37897:8,22 37898:3
37898:10,12
37899:22 37900:1
unrecognisable 37860:20
untimely 37821:13
37846:20
unusual 37883:15
update 37816:1
37900:20
upholding 37898:9 upset 37811:7
use 37861:7 37863:23
37864:17 37869:12
usually 37807:11
uttered 37836:22
UUUU 37875:5,6
V
vain 37865:20
various 37874:12
37892:21 37896:7 37904:19
3/904:19

37817:1 vent 37810:19 version 37904:17,18,21 vice-president 37880:25 vicinity 37826:11 37827:16 video 37809:1 37825:9 view 37833:7 37840:14 37841:15 37842:4 37854:14 viewed 37899:16 viewing 37817:2 37846:11 37854:19 37855:5 Vilape 37832:17 village 37807:3 37814:3 37816:14 37820:11 37828:1 37829:18 37850:17 visit 37864:6 visited 37814:7 37835:24 37840:20 Viyanda 37815:5 voice 37814:5 37816:5 volumes 37874:16 Vorster 37823:8 **vulnerable** 37821:10 Vuyiswa 37830:24 37831:19 W W 37875:4 wage 37842:6 37844:16 37844:19 37845:9,10 37845:13,17 37868:9 37879:18 37891:2,7 37892:3 37896:10,14 wages 37832:15,16 37841:3 37845:16,18 37859:25 37861:22 37869:13 37890:18 wait 37826:4 37830:24 wake 37809:14,14 walked 37901:13 want 37808:10.17 37809:1.1.2.6.8 37817:17 37818:2 37831:7 37833:14 37838:4 37839:5 37841:23 37842:9,10 37847:21 37849:15 37852:14 37855:8,11 37856:2 37860:2 37861:8,11 37866:19 37872:4,13 37878:15 37879:23 37883:24 37884:20 37886:1 37903:25 wanted 37807:14 37814:5 37816:4,5 37836:16 37845:8

37848:5 37852:1

37853:1 37858:18,24

vehicle 37829:9

Velile 37816:14.17.18

37860:23 37861:7 37864:17 37897:17 37899:6 wanting 37897:3 37902:1 wants 37843:11 37855:14 warn 37823:6 wash 37866:1 wasn't 37848:16 37902:14 waste 37887:9 **watching** 37816:2 37825:24 water 37844:12 way 37808:17,25 37810:8 37816:9,23 37857:4 37861:12 37865:10,25 37869:8 37870:2 37871:13 37896:23 ways 37897:12 wearing 37866:5 37868:15 wears 37856:13 web 37825:25 wedding 37844:3 37847:20 weddings 37829:13 week 37844:2 37869:2 weekend 37878:17 weeks 37885:10 Welfare 37830:9 Wellington 37825:15 37826:3,9 37830:3 went 37807:12,20,21 37809:15 37816:6 37821:5 37836:13 37841:15 37843:12 37844:2 37846:10 37848:15,15 37850:24 37854:14 37864:8 37865:19 37866:1 37888:1 we'll 37812:2,9 37821:3 we're 37806:4 37812:12 37841:25 37847:14 37857:10 37857:11 37872:12 37877:17 37897:11 we've 37878:12 we've 37812:17 37839:23 37857:9 37866:16 37904:17 what's 37813:22 37818:4 37883:11 37885:17 whereabouts 37807:17 whilst 37830:24 37832:7 37836:19 37856:15 37858:25 37868:13,14 white 37846:2 who's 37825:24 37851:5

widow 37815:21 37819:3.6.11.20 37855:21 37858:6.8 37858:10 37861:15 37862:22 37863:1,1 37866:24 widows 37862:5 wife 37806:18 37807:15,16 37809:10 37814:8 37829:23 37831:25 37832:12 37843:14 37844:7 37846:23 37851:4 37852:16 37855:11 37858:5,16 37859:2,15 37864:5,7 37864:11,24 wild 37869:25 winch 37828:13 37843:22 wish 37808:9 37809:4 37817:13,25 37823:25 37833:12 37833:16 37842:13 37842:16 37848:1 37855:21 37861:15 37866:25 37867:4 37870:14 37871:11 37872:15 37873:11 37879:6,7,13 37880:8 37900:14 wishes 37823:17 37837:20,22 37855:24 37872:17 witness 37873:9,9 37874:5,7 37876:8 37877:5 37879:4 37885:4 37889:6 37892:17 37894:23 37894:24 witnesses 37823:15 Woe 37868:1 woman 37862:3,11 Wonder 37851:4 **Wonderkop** 37827:10 37840:20 word 37863:23 37879:9 37879:10 37888:24 words 37809:7 37836:22 37879:13 37879:24 37890:15 37891:3 work 37807:11 37808:17 37816:10 37820:10 37827:14 37828:21,25 37829:2 37829:9 37835:14 37842:4 37844:1 37850:24 37860:23 37864:8,9,10 37868:3 37869:13 37883:16 37901:13 worked 37819:20

37826:19 37828:12

37835:16 37852:5

37828:13,16

37865:8 37901:12 worker 37812:5 37820:14 37832:18 workers 37829:5,5,8 37833:9 37842:6,7,8 37844:12,15,18,19,22 37844:25 37845:2,3,8 37845:16 37846:5,8 37852:4 37853:19,22 37853:23 37854:2,4 37854:10 37861:19 37861:21 37869:22 37869:24 37889:15 37889:19 37895:4 37896:23 37897:24 **workforce** 37897:13 working 37808:20 37810:5,6 37815:12 37821:7 37828:16 37841:4 37844:24 37849:4,11 37856:11 37856:15 37859:17 37859:18 37864:16 37864:20,25 37868:13 37880:13 works 37837:8 37860:15 workshop 37882:22 37883:1,3 world 37822:2 **worldwide** 37825:25 worried 37815:24 37816:3 37841:3 37860:8 worry 37860:2 worsened 37865:1 worth 37874:16 wound 37841:16 37854:21 wounds 37866:2 writing 37868:15 written 37867:21 wrong 37819:15 37821:20 37863:7 37869:4 37900:5 WWWW1 37875:3,8 37877:10.17.25 37878:13 37889:24 X 37808:12 **Xalabile** 37842:21,25

X 37808:12

Xalabile 37842:21,25
37843:2,6,6,15,16,17
37843:18,18
37846:24 37848:5,6
37849:15

XXX 37885:19,19,21

XXXX8 37886:3

XXX8 37885:19,25
37886:4,13

yard 37831:25 year 37814:11 37826:25 37834:16 37834:16 37843:20

Page 15

				Page 13
37851:5 37856:3,19	37897:11,20,24	2	37890:10	
37864:17	37898:15,19 37899:2		3AM 37807:11	
years 37806:17	37899:22	2 37849:8 37868:8		
		37877:16 37881:10	3.1 37879:6,9,11,13	
37810:11 37817:13	10:12 37839:4	37890:4,5,23 37891:1	37889:7	
37826:18 37827:21	10:32 37847:11	37891:5	3.2 37879:6,11,23	
37827:21,21,24	10:59 37850:5	2:00 37902:12	3:00 37902:12	
37828:12 37832:6	11 37807:8 37843:18	20 37828:12 37841:11	30 37827:21	
37843:18,18	37845:19 37895:10	37877:13 37903:18	353 37882:14	
37846:18 37851:5,7	37895:13	37903:19 37904:18		
37864:12,13,13,14	11th 37809:12 37841:1	2001 37815:12	4	
yesterday 37872:14	11:19 37859:5		4 37868:11 37880:8	
Yolanda 37815:6	11:39 37865:23	2003 37859:17	37895:16 37896:5	
Yonela 37835:11	12 37806:1 37889:8	37876:11	4.2 37892:18,20	
young 37822:10	37899:6,21 37900:4	2004 37843:20	-	
	•	2006 37828:14	4.5 37880:7	
37834:15 37862:10	12:15 37873:6	37835:13	40 37839:10,13	
younger 37817:22	12:34 37888:25	2007 37827:23	408 37878:12	
37835:2 37856:12	12:54 37900:13	2009 37815:18 37851:8	409 37883:25 37884:4	
you'd 37902:4	13 37806:16 37827:10	37881:2	427 37877:20,22,23	
you'll 37886:21	13th 37809:14	2010 37815:20	48 37812:21 37813:19	
37889:24 37890:3	37812:18,20 37901:2	2011 37835:15		
37893:13,20 37894:5	14 37826:10,21 37827:3	2012 37806:16 37807:8	5	
you're 37811:6	37830:1	37816:13,17,19	5 37851:7 37889:23	
37813:22 37825:11	14th 37816:17		5.1 37899:10,17	
37863:2 37878:4	37859:23	37817:9 37826:10,13	5.10 37900:7,19,23	
37884:3 37892:18	15 37845:19 37850:2,2	37826:23,24 37827:3	37901:2	
37896:5,12 37900:18	37873:3	37827:5,10,13	5.9 37900:19,19	
*		37829:2,19 37830:1	· · · · · · · · · · · · · · · · · · ·	
you've 37818:8,10	15th 37860:3 37869:1	37832:22 37834:22	50 37817:12	
37823:18 37833:12	15:00 37827:11	37835:21 37836:3	500 37859:25 37899:6	
37849:17,25	159 37876:4 37879:4	37837:3 37840:18,19	37899:21 37900:4	
37855:22,22	16 37827:21 37845:14	37841:1,10,11	511 37890:18 37891:21	
37857:18,21	37845:18 37846:5	37843:15 37844:2,4	52 37826:18	
37866:25 37867:14	16th 37835:25 37841:9	37845:6,15,19,19,22	55 37806:17	
37870:17 37891:25	37851:19 37854:20	37846:5 37847:8		
37892:9 37903:14	37860:5,11,25	37851:19 37852:7,24	6	
	37865:15 37866:22	37853:16 37854:13	6 37843:18 37889:23	
\mathbf{Z}	37904:4,12		37890:3	
Zameka 37835:11	160 37881:9	37856:9 37860:3,8,11	6.8 37892:23	
zero 37890:16	162 37879:5,15 37889:6	37860:21,25	61 37831:18 37835:5	
37903:20	164 37892:17	37865:15 37880:10	01 37631.16 37633.3	
	165 37880:7	37883:7 37886:20	7	
Ziyanda 37812:17		37887:1 37892:2,19	-	
37813:10	166 37899:9	37892:20 37893:2,3	7 37864:14 37869:3	
Zuzekile 37828:21	168 37900:6,19	37893:12,22	7th 37843:15 37844:4	
	17 37827:5 37851:6	37898:17 37904:12	750 37890:14,16	
	17th 37816:13,19	2013 37826:21	37891:17	
09:13 37806:2	37865:17	37876:11	761 37890:17	
09:33 37814:12	175 37876:9	2014 37806:1 37877:5	784 37891:22	
09:53 37828:23	18 37806:20 37860:8	37878:23		
	37864:13	21 37864:12	8	
1	18th 37845:21	21 37804.12 21st 37852:7	8 37832:22 37841:10	
1 37806:21 37839:9	37865:21		5 5 7 5 5 2 1 2 2 7 5 1 1 1 1 5	
37847:7 37868:6	185 37877:1,4 37878:10	23rd 37852:24	9	
37876:3 37877:16,18	37880:8	37853:15 37854:13	9 37815:3 37844:1	
37877:25 37878:22	186 37878:22 37895:16	37854:24		
		24 37844:2	37876:10 37886:20	
37890:23 37891:4,5	37896:4	24th 37829:16	37887:1 37890:17	
1PM 37852:25	188 37892:22	25th 37829:16,19	37893:11,21	
1st 37817:9 37860:20	189 37895:10,13,14	26 37814:20,21,22	37896:11	
37877:5 37892:6	37896:10	37834:24,25	9AM 37869:2	
10 37864:13 37890:18	19 37864:13	27 37806:15	9th 37845:6 37851:19	
37891:21,22 37893:1	1957 37806:16	273 37824:20	37904:3	
37893:2,12,22	196 37877:1,4 37879:1	29 37827:20	9:30 37905:5,17	
10th 37809:11	1960 37827:18	29th 37836:2 37837:3	ĺ	
37880:10,13	1963 37806:20	=/UI 31030.2 31031.3		
37887:19,25	1964 37820:12	3		
37892:19,20	1986 37834:19			
37895:17 37896:6,13	1993 37806:22	3 37807:8 37809:18		
37896:17,22 37897:4	37820:13	37851:7 37868:10		
31090.11,44 31091.4	51020.13			
	•	-	•	