
AFFIDAVIT

I, the undersigned

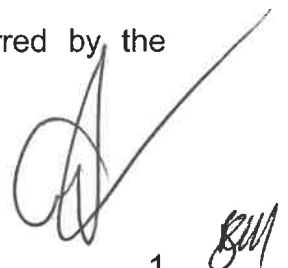
MATAMELA CYRIL RAMAPHOSA

declare under oath:

1. I am the President of the Republic of South Africa. I am the head of state and the head of the National Executive in terms of section 83(a) of the Constitution of the Republic of South Africa, 1996.
2. The facts deposed to below are within my personal knowledge. I believe them to be true. Facts not within my personal knowledge are confirmed by supporting affidavits. Legal submissions are made on the advice of my legal team.

Purpose of Affidavit

3. The affidavit responds to the letter dated 10 October 2025 requesting assistance with furnishing:
 - 3.1 any “material in your possession, or to which you had access to during your tenure, that may be relevant to its inquiry. This includes memoranda, correspondence, minutes of meetings, or other documentary records relating to the TRC cases referred by the Amnesty Committee for investigation or prosecution”.



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- 3.2 “in the form of an affidavit, your own account of any discussions, decisions or considerations during your tenure as President that may bear on the matters set out in the paragraph 1.1 of the Terms of Reference.”

Documents

4. Mr Geoffrey Mphaphuli, Acting Head of the Legal and Executive Services Unit in the Presidency is dealing with the submission of documents. He has submitted or is submitting 9 letters to the Commission. By the time this affidavit is submitted, those letters will have been submitted to the Commission. Of those letters, 7 are part of the High Court record. That record has been submitted to the Commission by the Families. Two letters are not part of that record.
5. I am informed by Mr Mphaphuli that there are no other documents he could find in the Presidency that are relevant or related to the Terms of Reference of the Commission.

Essential Chronology of my Involvement in Government

6. I was a Member of Parliament between 1994 and 1996. I returned to Parliament as a member of the National Assembly and was appointed Deputy President of the Republic of South Africa in 2014. I was elected as President of the Republic in February 2018. I have been President since then.



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The Period Before 2018


7. During the course of my Deputy Presidency between 2014 and 2018, I was never responsible for TRC matters.
8. During the course of my Deputy Presidency, I never engaged in, nor was I approached for the purpose of engaging in, any discussions or litigation about political interference in the prosecution of TRC cases by the NPA. Nor am I aware of any complaint of political interference in TRC investigations or prosecutions during my tenure as Deputy President.

The Period from 2018

Appointment of Ms Batohi as NDPP

9. After my elections as President, I appointed Ms Batohi as the new NDPP. She was appointed on 1 February 2019 after a transparent and rigorous interview process.
10. As Ms Batohi explains in paragraph 8 of her affidavit to this Commission, she took over at the NPA, after it had been hollowed out by years of state capture, neglected because of years of limited budget allocation, and bedevilled by years of unstable leadership.
11. In the space of the preceding 12 years, the NPA had seen the appointment of 4 National Directors and 3 Acting National Directors, and the removal of no less than 4 National Directors of Public Prosecutions.

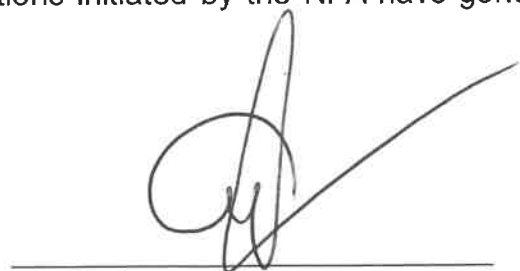


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12. Ms Batohi was obviously qualified, came highly recommended, and was universally acclaimed as a most appropriate appointment in the context at the time.
13. All of that has been borne out by her performance and the steps she has taken to deal with and prosecute TRC cases since taking over leadership of the NPA, as described in her affidavit.
14. This is also borne out by the fact that the Apartheid Era Victims' Families Group (AVFG) who applied to court for the appointment of a commission of inquiry, do not complain about the conduct of the NPA after Ms Batohi took over. In that application – at Case Lines 001-199 paragraph 480 – the deponent to the AVFG affidavit says the following:

“I note that while the political interference may have come to an end around 2017, its impact appears to linger.”

15. There has been no complaint of political interference in TRC investigations or prosecutions by persons in Government during my tenure as President. On the contrary, as appears above and from the affidavit of Ms Batohi, investigations, inquests and prosecutions initiated by the NPA have gone ahead without complaint by anyone.

A handwritten signature in black ink, consisting of a large, stylized 'M' or 'W' shape with a long, sweeping horizontal line extending to the right, positioned above a horizontal line.

MATAMELA CYRIL RAMAPHOSA

I certify that the deponent has acknowledged that he knows and understands the contents of this affidavit, which was signed and sworn to before me on...06...November 2025 at...~~16:50~~ CAPE TOWN, and the deponent's signature was placed thereon in my presence, the regulations contained in Government Notice R1258 dated 21 July 1971 and R1648 dated 19 August 1977, having been duly complied with.

BA. MAMU WO.
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COMMISSIONER OF OATHS



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