

AGENDA FOR MEETING WITH ANTON ACKERMAN

1. Briefing on a potential constitutional challenge to section 18 of the CPA insofar as it prevents the prosecution of the TRC cases.
2. The possibility of finding an additional applicant for a potential challenge, namely an offence that took place in the early to mid 1970s which would have prescribed shortly after 1994.
3. The possibility of the torture of Simelane being a crime against humanity which is one of the exceptions to the 20 year prescription.
4. Detective Inspector Msebenzi Timothy Radebe played a role in the abduction and the torture of Simelane both at Norwood and Northham. He did not apply for amnesty. Abduction is listed as an exception to the 20 year prescription law. He should be prosecuted without delay.
5. It appears from the Amnesty Hearing record that Coetze claimed that Willem Schoon was apprised of the abduction and gave authorisation for the 'kopdraai'. He and Mong accompanied Brigadier Muller (deceased OC of Soweto SB) to Pretoria to brief Schoon on the Saturday afternoon immediately following the Carlton Centre operation. He also did not apply for amnesty. His role in this matter should be investigated with a view to possible prosecution.
6. The possibility of bringing defeating the ends of justice charges against Coetze and Pretorius for intimidating the late Sergeant Lengene into making a false statement and for attempting to coach Norman Mkhonza (Scotch) into making a false statement.
7. The following up on the results of the examination of the micro cassette tape containing the conversation between Scotch, Pretorius and Coetze; and the following up on the request for lists of unidentified bodies received by police mortuaries between 1980 and 1996.
8. The possibility of investigating the circumstances of the deaths of two key witnesses, Mathibe and Lengene. *died two weeks b4 TRC hearings* *died in a car accident* *natural causes - then died b4 the TRC hearings*
9. The investigation of numerous acts of sabotage, murder and other false flag type operations carried out by the Security Branch as referred to by Sergeant Lengene. These include the booby trapping of limpet mines and the provision of such mines to unsuspecting recruits; the shooting of recruits; attacks on houses of councilors and other prominent persons; and the bombing of municipal offices and hostels.
10. The possibility of investigating the murder of Ahmed Timol. *I identified the dockets* *checked my diary should be* *very quick family* *use inquest dockets as another way of dealing with* *brought to section 279*
11. Discussion of the proposed changes to the prosecutorial guidelines under section 279 of the Constitution.

10. To check with Andrew Least & who were the investigating officer so they can re-open the case

11. People to ask questions about these guidelines under section 279 of the Constitution.

7/09/2005

(Note that the sister to the Plaintiff)

Presence

- ① Lomia Deborah, Siphwe, Madeline, Anton, Inathi Nkabineng, Nozi, 2 from Human Rights Foundation + Lawyer
- ② Ventongo + lawyer came up to challenge the particular ^{stuff}
- ③ Home Statute came into being in 2002. Cannot prosecute a case after 20 years unless it's a murder case.
- ④ Torture Convention South Africa hasn't signed it.
- ⑤ Amnesty Committee (Abduction)
- ⑥ Review of Amnesty decision
- ⑦ New pointed to him that the semelane case
- ⑧ Parliament has put (?) on hold everything
- ⑨ Biko is a high profile case
- ⑩ He spoke to Biko's ^{lawyer} about the Biko case & he's going to see the family tomorrow.
- ⑪ Murder prosecute no prescription (not a TRC Case)
- ⑫ Review = happened in 2002 (quiet a long delay)
TRC legislation now they talk about
- ⑬ Abduction = (meaning how it is described)
 - ⑭ Judges who set on those comm. Hes and didn't hear anything from them (abduction, kidnapping).
 - ⑮ Abduction & kidnapping two different criminal creatures
(there's no amnesty for kidnapping now)
- ⑯ There's no argument if failure to disclose the ?
 - ⑰ Real argue is failure to disclose the ?
courts will destroy the dockets cos it's being too long.
 - ⑱ Since the lawyer did not look into the matter or consult any of the family matter

No. 4. Anton got hold of the docket
only yesterday - 06/09/2005
(Kidnapping is a continuing crime))

Anton to reconsider the case if it's strong or not (Radebe to be considered) (it was presented)

{ Statement taken by Andrew Leask? (Rabede No.4) }
~~Witnesses~~ You can rely on what is emerging in the
Statement of Rabede to build this case. }

Rabede support the version of the perpetrators.

Andrew Leask to talk why he took the Statement.
Want through to all the people who's name came up
to take Statement.

Afon to know whether its a 201 statement or
not. Afon to check with him (Andrew Leask).

⑥ Charges

①