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FRIDAY 19 FEBRUARY 2010 BusinessDay

Compare Buthelezi to De Klerk, not Mandela, Malema tells Wits students

SIBONGAKONKE SHOBA Staff Writer

A WEEK after President Jacob Zuma recognised the role played by Inkatha Freedom Party (IFP) president Mangosuthu Buthelezi in calling for Nelson Mandelaâ\200\231s release, ANC Youth League leader Julius Malema lambasted Buthelezi, saying he must be compared to FW de Klerk and not to Mandela, â\200\231

Speaking to Wits University students yesterday at a lecture to celebrate 20 years since Mandelaâ\200\231s release from prison, Malema said Buthelezi and De Klerk were responsible for killing thousands of people during the struggle for liberation,

Malema said:  $\hat{a}\200\234$ We must never compare De Klerk and Nelson Mandela. The two are not the same .. De Klerk must be compared with Mangosuthu Buthelezi. $\hat{a}\200\235$ 

During his state of the nation speech last week, Zuma recognised the role played by Buthelezi in calling for Mandelaâ\200\231s release from prison. It was the first time a president of the ruling party had recognised Butheleziâ\200\231s role, and this was widely seen as a move to extend an

Julius Malema says Buthelezi and De Klerk were responsible for the killings of thousands of people during the struggle. Picture:

## FINANCIAL MAIL

olive branch to the IFP to maintain peace between the two parties.

But Malema said the ANC Youth
League had not forgotten that the
IFP was responsible for the killing of
ANC members in KwaZulu-Nata]
and other areas. â\200\234Buthelezi must not
forget easily. We have forgiven him
but we have not forgotten.â\200\235

Political violence between the IFP and ANC in KwaZulu-Natal resulted in the loss of more than 20 000 lives from the 19805 through to the early 1990s,

Zuma was instrumental in bringing peace to that province as the ANC assigned him to hold talks with the IFP. Since he ascended to the top post, Zuma has held talks with Buthelezi to improve relations

between the two parties. But it seems  $Malemaa^200^231s$  comments could reverse that process.

This was not the first time Malema has accused the IFP of lalling thousands in KwaZulu-Natal, The IFP has threatened to take legal action against Malema over similar comments before. But the youth leader told Wits students he did not care if the IFP wanted to take him to court as his statements were facts recorded during the Truth and Reconciliation Commission.

Malema reiterated that the IF P had been funded by apartheid security forces to kill people in KwaZulu-Natal and other areas,

The event was also addressed by Mandelaâ\200\231s former wife and ANC national executive member Winnie Madikizela-Mandela, and the former deputy secretary-general of the ANC (during Oliver Tamboâ\200\231s tenure), Henry Makgothi.

Madikizela-Mandela told the students it was not enough just to celebrate Mandela and to quote him.  $a\geq 00\geq 34$ We must walk in his shoes and complete the long walk to freecom,  $a\geq 00\geq 35$  she said. shobas@bdfm.co.za

Free-spending departments vasted R3bnâ\200\231

DA study reveals excessive spending on luxury travel and restaurants

LUPHERT CHILWANE

General Reporter

A STUDY by the Democratc Alliance (DA) shows that 19 natonal government Qepartments ran up bilis of more than R3bn on hwoary travel, restaurants and accornmodaton over 19 months.

DA MP Dion George said vesterday that the party d asked questions and got Iesponses from only 1 deparmenis. There are 33 deparmments in President Jacob Zuma's government, while Thabo Mbekiâ\200\231s administration had 27.

The DA tracked the spending through parliamentary questons and founc thet more than R3bn was spent by the departments On travel, restaurants and accommodation.

 $\hat{a}\200\234$ This means that the ANC (African National Congress) administration is spending about R158m every month, or R5,3m per day, oo trave], restaurant eXpenses and accommodation,  $\hat{a}\200\235$  George said.

He said five departments  $\hat{a} \geq 00 \geq 24$  international relations (R426m), jusfice and constitutional development (R292m), labour (R159m), public works (R134m) and rural development and land reform (R134m)  $\hat{a} \geq 00 \geq 24$ 

emerged as the biggest spenders between March 2008 and Seprember last year.

The government has come under pressure from the DA over excessive expenditure. This includes Police Minister Nethi Mthethwa and his bodyguards spending R235 000ona hwoxury Cape Town hotel over 17 days vhile his official house was being renovated early last year.

According o the DA, between April and November last year wasteful expenditure on cars and lavish parties by the mew government administration stood at R326m.

 $\hat{a}\200\234$ If he (Finance Minister Pravin Gordhan) is going 10 successfully

counter the culture of excess and extravagance that defines the ANC government's conduct, it is going 10 require z sustained and relentiess drive ox his part, a 200 235 George said.

The DA statement followed the budget speech on Wednesday in which Gordhan remarked zbout the culture of extravagant spending in the public service.

 $\hat{a}\200\234$ Too often, the culture in the public service and in state-owned enterprises is to ratchet up salaries, spend on frills, travel in hwaury and spend more 02 marketing the agency

The govertment ks spending &n setimated BE,5m & 88y 8h findings inte pevernmeant spending are &b fellews:

Bepariments Spendin

gsesmmodatian. The DA's

than in fixing the service,  $\hat{a}$ 200\235 the minister said during his speech.

He said he and Minister in the Presidency Collins Chabane would conduct comprehensive evaluations of several key spending areas with a view to eliminating dineffective government Programies, while working on improving government spending.

Treasury spokeswoman Thoraya
Pandy seid a miinisterial task team

formed last year and consisting of Gordhan, Chabzane and Public Service and Administration Minister Richard Baloyi, would focus on finding 2 short-term solution to change the culture of extravagant spending in the public service.

She said the first repert had announced in October z savings of R14,5bn at pational level and

R12,6bn at provincial jevel. She said the government had  $\{ravel, resiaurahts Bhe bz et E4 f5<math>\hat{A}$ ¢

saved more money since then. â\200\234These cOrTupt practices, invelving government officials, business and politicians while personally enriching 2 few:, result in large sums of money being lost, hempering governmentâ\200\231s effort 10 provide much-needed services,â\200\235 said Pandy. George szaid his party would ask follow-up questions 10 determine further answers. email chilwanel@bdim.co.z2

~rmmr AT anT T AT AVATHA

## FRIDAY 19 FEBRUARY 2010 BusinessDay

Department to deploy pharmacists rurally

HEALTH | The Eastern Cape department of health would deploy pharmacists in rural areas in an attempt to counter recurrent shortages of drugs at health facilities, spokesman Sizwe Kupelo said yesterday. He said causes of the problem included difficulties experienced by manufacturers, who might, for example, be unable o get supplies of raw ingredients. The department could do little about that. A total of 250 pharmaceutical suppliers were contracted to the department, of which 10 were â\200\234problematicâ\200\235. Sapa

DA launches education drive POLITICS | Democratic Alliance (DA) leader Helen Zille will launch a â\200\230 two-week nationwide W

education campaign

tomorrow, focused on

the DA's plan to fix the

greatest obstacle to real

opportunity for young

people  $\hat{a}\200\224$  a failing public

education system  $a\200\224$  the

partyâ\200\231s basic education

deputy spokesman,

James Lorimer, said :

yesterday. The DAâ $\200\231s$  Helen Zille education campaign, s

during which Zille would tour the country, was being launched now because the party believed South Africans needed to be made aware of how serious the situation was and that there were ways to fix it, Lorimer said. Sue Blaine

General strike threat as unions round on Gordhan

WILSON JOHWA
Political Correspondent

WITH a day to marshal their forces after Wednesday's budget, union leaders yesterday launched a furious assault on Finance Minister Pravin Gordhan and the government for  $a\200\234$ talking left and walking righta\200\235.

They were also firming plans for a genera! strike in October as 2 row mushroomed over Gordhanâ\200\231s decision 10 hold the Reserve Bankâ\200\231s target inflation band at 3%-6%.

As President Jacob Zuma's bririe

coalition begins to unravel, union leaders all but accused Gordhan of deceiving them, saying that the ruling alliance  $200\231$ s summit meeting in November had agreed to create atask team to study broadening of the Reserve Bank  $200\231$ s mandate.

Congress of South African Trade Unions (Cosatu) general secretary Zwelinzima Vavi said yesterday the task team had not even met.

 $\hat{a}\200\234$ The mood (at the sumimit) was that the inflation targeting policy had 0 be reviewed: the band had to be reviewed,  $\hat{a}\200\235$  Vavi said.

 $\hat{a}\200\234$ We have to keep an interest rate regime that is low. We've got to have a competitive exchange rate. We've got to consider speed bumps so that we domâ\200\231t lose out in terms of investment moving out of the country,  $\hat{a}\200\235$  he said.

These questions should have been referred to the task team.

Vavi accused the Zuma administration of ignoring Cosatuâ\200\231s concerns on econormic policy.

 $\hat{a}\200\234In$  the meantime, government processes are not waitng for us. The

(ahead) as we now know. Then the question is, where is the political centre, why is it not holding in relation to that marter? Mustwe now wait for the minister 1 change his mind untl next year? We will  $nota\200\235$ 

Cosam could no longer afford to  $\frac{3}{200}$  the basket of engagement  $\frac{200}{235}$ , Vavi said. It would  $\frac{3}{200}$  practically  $\frac{200}{235}$ , with a general

strike in October in protest against labour broldng and unemployment.

Cosat, which last week supported Zuma for a second term as state

president, was angered by Zumaâ $\200\231s$  failure to even mention the issue of labour broking in his state of the nation speech.

Cosatuâ\200\231s second-largest affiliate, the Natonal Union of Metalworkers of SA (Numsa), yesterday criticised Zumaâ\200\231s state of the nation address 2nd the budget Tt criticised Zuma for not defending ANC secretary-general Gwede Mantashe against attacks by the ANC Youth League.

Numsa general secretary Irvin

minister (Gordhan) is galloping

and African Narional Congress (ANC)

Strike threat as unions round on Gordhan

Cotinued fronipacel

Jim accused Gordhan of appropriating the language of the left, and talking of transforming the economy while retaining the status quo.

 $\hat{a}\200\234$ We continue to witness an empty state of the nation address and the minister of finance talking left but acting right,  $\hat{a}\200\235$  Jim said at a media briefing after a two-day meeting of the Numsa executive.

The state of the nation address had failed  $a\200\234$ to give a clear vision and command 10 all state instrtutions and to gal-

vanise the masses of our people behind the programme of action as laid out at Polok-waneâ\200\235, he said.

The budger was  $a\200\234$ anti-work-ing class and ant-poor $a\204$ c. It had nothing do with doing things differently. Jim questioned the government's definition of  $a\200\234$ job opportunides $a\200\235$ , asking why enough money was not put into road agencies 10 create significant jobs in road con-

struction and maintenance.

 $\hat{a}\200\234$ Decent work is not hamburger jobs,  $\hat{a}\200\235$  he said.

Jim also laid into Reserve Bank governor Gill Marcus,

saying it appeared that  $\hat{a}\200\234$ the new governor has not grasped the damage caused by a strong exchange rate, which makes our economy suck in excessive imports, a problem also exacerbated by trade liberalisation measures of the past $\hat{a}\200\235$ .

Numsa, the most vocal of Cosatu affiliates on the Reserve Rank mandate, sa2id the Bank was stll pursuing conservative policies of high real interest rates, despite demands for a 2% Interest-rate decline to stimulate growth and reduce the randâ\200\231s overvaluation.

Jim also said there was an

anti-communist campaign in the ANC targering Mantashe. He asked why Zuma, as party president, was quiet, despite artacks on Mantashe, a member of the executive.  $\hat{a}\200\234We$ are not married 10 Gwede. We elected the top six,  $\hat{a} \geq 200 \geq 35$  he said. Jim said the ANC Youth League, which was leading the campaign against Mantashe, was fronting unknown individvals, who had risen in the realignment of forces after the ANCâ\200\231s Polokwane conference.  $a\200\234$ There is a force behind the youth league.â\200\235 With Sapa johwaw@bdfm.co.za

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FRIDAY 19 FEBRUARY 2010 BusinessDay

Man who let Zuma off â\200\230askedâ\200\231 to be judge

WYNDHAM HARTLEY
Parliamentary Editor

CAPE TOWN â\200\224 The man who dropped fraud and corruption charges against President Jacob Zuma asked Justice Minister Jeff Radebe to find him 2 job as an acting judge.

Radebe admimed yesterday this prompted him to investigate if any acting appointmenis were available. His astonishing revelatorn follows objections by the General Council of the Bar, the Law Society of SA and lobby group

Justice under Law to the appointment of former actng director of natonal prosecutions Mokotedi Mpshe as an acring judge on the North West bench.

Mpsheâ\200\231s appointment fuelled criicism of interference in the judiciary by Radebe and perceptions that the appointment was a reward for dropping the charges.

At a news conference yesterday, Radebe defended the appointment. He insisted that Mpshe, who has left the National Prosecuting Authority, was a fit and proper appointment 10 the

bench. He accused the legal bodies of having a polirical agenda.

Radebe charged that those objecting to Mpsheâ\200\231s appointment because he was employed by the state did not do the same when lawyers or academics who had done work for the suate were appointed to the beach. Their objections were founded in prejudice, he said.

Radebe denied Mpshe was being rewarded, saying he had read of that in the media.

Mpsheâ $\200\231s$  appcinment was in the interests of justice as he was

honourable, fit and proper.

Radebe said Mpshe had approached him for an acting post, and he then inidated the process to find an actng vacancy

in one of the court divisions that  $\ensuremath{\mathsf{Mpshe}}$  preferred.

Bar Council chairman Parmick Mrishaulana said he would comment on Radebeâ\200\231s statements after discussion with his executive,  $a\200\234$ because of the seriousness of the allegationsâ\200\235

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T IS common cause that President Jacob Zuma's state of the nation address was less than inspiring. Because it coincided with the 20th anniversary of Nelson Mandelaâ\200\231s release from prison, it was not unreasonable to expect a dose of the vision thing. The speech was an opportunity to reflect on the extent to which post-apartheid SA has become the antithesis to our colonial and apartheid past,

[ thought the president would talk about the qualitative difference between the apartheid and postapartheid reality and, at the same time, acknowledge the deficits that have emerged since 1994.

The case in point is the deficit between the insticutional and procedural dimensions, on the one hand, and the substantive aspects of our democratic order on the other. Another is the gap between reality and aspiration in our quest for reconciliation.

The two deficits are interrelated because the experience of reconciliation cannot be divorced from the imperative ol altering the material conditions of those who were oppressed under apartheid. In other words, there can be no reconciliation without substantive democracy for the majority, and their freedom is incomplete without it.

1 expected the president to tell us what it is about state capacity that will change this year to make 2010 a year ol action. It is not obvious to me that the changes we need in

Aubrey Matshig

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that the changes we need in state capacily will occur over the next 12 months.

If a change in the attitude of public servants is the hope on which declarations of better and faster delivery are based, I am certain that 2010 will be a year of action  $a\200\224$  but not of the kind the president has in mind. Such declarations must be based on a proper assessment of state capacity, and not on a wish list of performance indicators.

The idea of performance agreements between the president and his Cabinet ministers is a good one it there is no mismatch between the content of such agreements and the capacity of government departments to deliver. Unfortunately, our electoral system does not allow voters to enter into a performance agreement with the president. What is going to happen when Cabinet ministers underperform? Is Zuma going to five them?

Surely, the president knows it is not going to be that easy. In the same way that the distribution of political influence in the ruling party militates against appointing all ministers on the basis of talent and competence, it will be difficult to fire misters who have a strong support base in the ruling party.

Do not get me wrong. 1 do not want Zuma to fail. [t would be stupid for any right-thinking citizen to harbour such a wish. Also, I am not af the view that none of the promises Zuma has been making will be [ullilled. All 1 am saying is that state capacity is not something that can be enhanced overnight.

We must bear in mind that some of the instruments, such as the planning commission Zuma created last year, still need to build internal capacity. It is therefore objectively impossible to create internal capacity and deliver optimally at the same time.

[ expect the president to be honest about the gap between what he promises and what is possible. He might find that anger and disappointment are less about failing to deliver on promises, and much more about creating alse expectations.

To avoid this, attention must be given (o developing the capacity of the ruling party to perform the functions of a strategic centre.

These functions are both political and technocratic in nature, and future deployment models must take this into account.

The enhancement of state capacity must be a function of a long-term vision and plan. This means that the ruling party must develop among its members the technocratic skill of designing and implementing policies elfectively. Cadre develop-

ment must go beyond teaching people to parrot party dogma and uncritically regurgitate the perceived wisdom ol party leaders.

The ruling party must ask itself whether it is sulficiently institutionalised to meet the demands of a 21st century developmental state. May the president experience an attack ol vision.

&l Macshiqi is a senfor research associate at the Centre for Policy Studies.

FRIDAY 19 FEBRUARY 2010 BusinessDay

State enterprises may be  $\hat{a}\200\230$ rationalised

KARIMA BROWN Political Editor

STATE-owned enterprises are under review for possible ratio-nalisation, the Treasuryâ\200\231sdirector-general Lesetja Kganyago cenfirmed yesterday.

The review is being conducted by the Department of Public Enterprises and the Treasury.

Although Kganyago was not able 10 spell out details of what  $a\geq 00\leq 34$  rationalisation  $200\leq 35$  meant, the review comes weeks after Math-

ews Phosa. the African Narional Congressâ\200\231s (ANC's) treasurer-general, said such entities ought to be moved 10 line functon departments and their mandates should be reviewed.

The reconsideratdon also comes amid fierce debate in the ANC, with no agreement on the drastc step of reducing the mandates as that would affect the existence of the public enterprises ministry and department and kill off a Cabinet post.

It is unclear if Phosaâ\200\231s opinion

would prevail or if 2 more benign revamp would be undertaken.

Kganyago said the president had established a joint ministerial committee driven by Finance Minister Pravin Gordhan and Public Enterprises Minister Barbara Hogan to review state-owned enterprises and get them aligned with the priorities of the government. â\200\234They will look at them, align them and rationalise them where there is a need.

 $\hat{a}\200\234$ It has started its work. When done they will report $\hat{a}\200\224$ I'won't pre-

empt what this commitiee is going
10 do, a\200\235 Kganyago said.

Officials said the committee would look at 15 public enterprises including Transnet, South African Airways (SAA), Eskom, South African Express, Pebble Bed Modular Reactor, Alexkor, Denel,

the SABC, the Post Office and Sentech. Yesterday other senior officials sressed that

â\200\234rationalisationâ\200\235 of state-owned

Continued on page 2
State cuts off PBMR: page 3

iâ\200\230GOFï¬\201haï¬\202 on back foot as left sees red

though inflation was above its official target range.

In his budger speech, Gordhan confirmed the Bank would contnue o pursue 2.3%-6% target for consumer price inflation. â\200\234A credible monetary policy framework that focuses on managing inflation is crucial to reducing long-term borrowing costs and providing confidence abour the future, â\200\235 he said.

 $\hat{a}\200\234$ These are mnecessary to stimulate investment, employment and competitiveness, particularly among exporters and import-competing industries.

 $\hat{a}\200\234$ Atpresent our level of inflation is higher than that of our trading parmers, which lowers our competigueness. Low and stable inflation is alsp essential 10 protect the living standards of workers and the poor. $\hat{a}\200\235$ 

SAâ\200\231s inflation rate nudged back above 6% in December, after subsiding within the target range for two consecutive months. Before that it breached the target since April 2007.

No interest rate change was expected at the Bank's meeting next momnth.

Buzt if there has been a real

mandate shift there is a good chance of a rate cut.

Nomura International analyst Peter Attard Montalto saw Gordhan's comments and letter 10 Marcus as a â\200\234subtle mandate changeâ\200\235 that would not change how interest rates were set. â\200\234Thereâ\200\231s political capital in satisfying the left with what locks like 2 mandate change while keeping markets happy by not changing policy.â\200\235 he said. â\200\234They already were a flexible inflation targeter.â\200\235 Wizh Reuters, Bloomberg isam@bdfm.co.za

said Marcus had gone eut of her way 10 highlight that the Bank already had considerable flexibility in achieving its infladon meandate and made a broad assessment of the econmomy when setting interest rates.

Bank officials declined to commerit, referring queries to Gordhanâ $\200\231s$  letter.

- The Bank slashed interest rates by five percentage points between December 2008 and August Jast year 10 jolt SA out of its first recession in 17 years, back to dark era for courts

HE argument against the

appointment of advocate Moko-

1edi Mpshe, deputy head of the

National Prosecuting Authority

(NPA), as an acting judge rests on the understanding of four interrelated concepts: the meaning of an independent judiciary; the necessity of an independent judiciary; the notion of the rule of law; and the doctrine of separation of powers.

Judicial independence consists of two elements: institutional independence and individual independence. Institutional inde-

endence refers 10 independence in relationship 10 other arms of government, while individual independence refers to the ability of judicial officers 10 act independently and impartally in the discharge of their duries.

This, in practice, demands than there should be no executive interference with either the f the courts, or the appointment of judges. It further requires that judges adjudicate marters in accor e with the constitution  $\hat{a}\200\224$  with an independent and open mind; and without being influenced by extraneous pressure.

Judicial manipulaton (by the executive) was 2 100] the government used regularly during apartheid to undermine even the limited independence the judiciary enjoyed under previous constitutions. In our new dispensation, the courts enjoy untrammelled independence in a system in which the constitution â\200\224 not Parliament or the executive â\200\224 is sovereign. We dare not return 10 an era where the executive is once again permited 10 undermine the rule of law by interfering with the independence of the courts.

The constwtion protects the independence of the courts through the prohibition of interference by any person or organ of state with the functioning of the courts and by enjoining organs of state to assist and protect the courts to ensure their independence and impartiality. Similarly, it protects individual independence through the constitutional imperative that judges must be fit and proper, appropriately qualified and that they take an oath to uphold the consdrution and

administer justice without fear, favour or prejudice 10 all people alike. Individual independence is further burtressed by an independent appointment procedure, secure

remuneration and security of tenure.

Our courts have, on numerous occasions, been called upon 10 interpret the concepts of the independence of the judiciary and impartiality of presiding officers. In understanding the current debate, useful insights can be gleaned from these judgments.

The first is the Constitutional Court judgment in the mater of Van Rooyen and Others  $\nu$  The State and Others. Here, the court was

ed upon 10 outdine the requirements of independence. In so doing, it confirmed that the 1est to be applied in assessing independence is a properly contextualised objective test that lakes into account perceived

issues 10 those relating to the appointment of Mpshe, and the rights being considered are similarly protected by our constrution. It is also of persuasive power 10 the present dispuze in accordance with the constturional acceptance of the relevance of foreign law 10 our own judicial process.

In a unanimous judgment written by the then president of the court, the court found that since the acting judge had not severed his employment with the Crown Office and would in al likelihood return 10 that office, ordinary citizens would view him as sdll a prosecutor and thar the public would thus not feel confident that the courts were independent of the execuzve. The court accordingly concluded thar the state had in fact failed 10 observe its duty to guarantee the independence of the judiciary.

It is against this

2ppointm:

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background that

it of Mpshe must be vi

 $\alpha\$  Council, the Law Society of SA and ... Freedom under Law have all voiced their objections  $200\$ 

individuals and the public confidence in the administraton of justice, without which confidence the courts could not command the respect needed for their effective operation. Another case of particular relevance is that of Law Society of Lesotho v The Prime Minister and Another. Believing the appointment of a member of staff of the director of public prosecutions and solicitor-general as an acting judge would give rise to perceptions

of executive influence, the Law Society of Lesotho sought an order declaring that the appointment violated those sections of the Human Rights Act that guaranteed the right to a fair and public hearing by independent, impartial and competent courts. It also ran contrary to the duty imposed on the state to guarantee the independence of the courts. Although decided by the Court of Appeal of Lesotho some 25 years ago, this case is of relevance since it focused directly on identical

Mpshe was an acting national director of public prosecutions undl November 30 last year, after which he returned to his position as deputy natonal director of public prosecutions. He was employed as such unzl his appointment as acting judge.

Although It is cleimed that Mpshe has been â\200\234detachedâ\200\235, he will, accordingtoan NPA official, still be paid by the department. Had he not resigned, he would have returned to the NPA after his service as acting judge. This alone gave rise 10 a reasonable perception he might be less inclined to make a finding against the state than someone who was not TEeturning 10 its employ, and that the independence of the court was thus compromised.

In addition to questions of impartiality, questions of his fitness must also be raised. In dismissing the charge against President Jacob Zuma, it was alleged that Mpshe plagiarised a foreign judgment without disclosing

authorship and without revealing that the judgment had in fact been overturned.

Justice Minister Jeff Radebe is well aware of these complexities surrounding Mpshe. The mater of perceived independence of public servants being appointed as acting judges was dealt with two years ago by the General Bar Council, the Judicial Service Commission and the Heads of Court, a body that includes the chief justice, the president of the Supreme Court of Appeal and all the judge presidents \( \frac{a}{200} \) 224 who all confirmed that it is undesirable 10 appoint state employees as acting judges.

The General Bar Council, the Law Society of SA, Freedom under Law and the South African Instwte of Race Relatons have all voiced their objectons to Mpsheâ\200\231s appointment and have called on Radebe 10 suspend his decision.

Bur it is not only the legal profession and 2 small sector of civil sgciety which should be ourraged by this appointment. As judicial independence determines the power and capacity 10 defend and protect our .constitudon znd goes to the heart of an individualâ\200\231s right 10 a fair trial, every member of civil society has a vested interest in the protection of that independence. As the late chief justice Ismail Mohammed powerfully cautioned, a

subversion of judicial independence effectively amounts to a negaton of the very foundations of a consdrutional democracy.

Civil sociery cannot therefore aliow the judiciaryâ\200\231s independence to be so blatantly undermined. It is essental that absolute clarity be obtained on this issue and that the decision of whether to suspend the appoiniment is not left to the whim of the executive. The legal profession has a special responsibility in this regard. Its professional bodies should Jaunch an urgent application to the Consttutional Court for a declaratory order on this question, similar to that sought by the Law Society of Lesotho 25 years ago.

 $\hat{A}Y$  De Havilland is director of the Cenzre for Constitutional Rights, a unit of the FW de Klerk Foundation.

0n () o The Citizen Friday 19 February 2010

Câ\200\231s

wane conference in

December 2007 and

President Jacob Zuma's State of the Nation address in Cape Town in February 2010 have in commone

Those who know their history will be quick to answer this question in terms of their historical significance. They will tell you about the ruling party being reclaimed by its branches from the firm grip of one Thabo Mbeki, a former  $a\200\234$ ruthless $200\235$  party leader and a recalled President with a penchant for power.

They will go onand tell you with the intellectual Mbeki gone, it was time for an uneducated populist from Nkandla, who rose to the throne with the help of the communists and the common people. It was sort of a Goliath and David battle. It was the end of an era for Mbeki and the beginning of an era for Zuma.

And again, the answer pertaining to Zumaâ\200\231s State of the Nation address will be along these historical lines. This was a speech which coincided with and was used to celebrate the 20th anniversary of the release of liberation icon and former President Nelson Mandela.

After being snubbed by the Mbeki administration for years, Madiba was being tinally recognised by the new

4 administration under Zuma, the man

ag of war

who put paid to Mbelkiâ\200\231s political dominance. The new ANC leadership has made it its focal point to tap into Madiba magic, which u ndoubtedly paid huge dividends in the form of the ANCâ\200\231s overwhelming poll victory.

On close inspection of these two events you will find that, without the media, the general public would have been unable to know about then. Itâ\200\231s the media that created awareness about and reported on the two events that were of critical importance to the country.

Whether you like it or nob, the media is indispensable in a democratic society because it creates an in-

formed and knowledgeable society.

The media, in its purest and uncontaminated form, is there to furnish the public with information, not pursue hidden agendas. It does not do any bidding for any political formations.

So when we cover events we do so

purely for the purposes of dissemination of information.

We are purveyors of information for the ordinary citizenry.

Going back to the original question, the common feature of these two events was the mistreatment meted out to some sections of the media, excluding those sections renowned for licking ass and sucking up. At Polok-wane some of us had to dodge former Finance Minister Trevor Manuelâ\200\231s umbrella, We had to endure all sorts of mistreatment and hostility from the all-powerful governing party.

Just when we thought all was going fine, the opening of Parliament proved us wrong. The uncouth duo of madams Estelle and Nolizwi were on hand to dish out some mistreatment of their own in the Mother City. Not only did me and my colleague Michel Bega have to put up with the two, some journalists also complained about their arrogance. Polite questions were met with shocking rudeness by Estelle, who is surely doing her bit in giving government and Parliament a bad name. While everyone had a name tag, I was told by Nolizwi 1 would have to do with some nameless tag with number 19 written on it.

ANC and government people have to treat media accordingly, irrespective of their differences.

Cedric Mboyisa is political editor of The Citizen.

The Citizen Friday 19 February 2010

Cussing only reasonable response to ANC

THE bust-up this week in Parlia-ment is only the beginning, writes MARC NICHOLSON of Clivedale.

- think that Mark Smith (February  $\hat{A}$ £ 18)hasthe right message but for % the wrong reasons in his letter

£ regarding this weekâ\200\231s spat in Par-

liament between government and the opposition.
it was wrong for MP Dianne Kohler

Barnard to lose her cool in such a

manner. However, 1 believe that it

stems from frustration. Frustration at having to sit and listen

10 lies told blatantly by the ruling party

10 the people.

Frustration at having Parliament and other -major government departments being made the lapdogs of the ruling party.

Frustration at the lack of suitable action against the officials of the ruling party for their criminal activities as well as their attempts to incite and  $\frac{3}{200}\frac{34}{b0ilise}\frac{200}{235}$  the masses for the wrong reasons.

Frustration at those with power not listening with unbiased ears 10 the voices of the wise.

This is a frustration that the people of South Africa are feeling as a whole.

The supporters of the ruling party feel frustrated because they are waking up to the lies they have been told.

The opposition feels frustrated because they are seeing the purposel 1 destruction of all that they held just and dear.

As the situation degrades, the outbursts can only become more numerous and more severe, both inside and outside Parliament.

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Govt can't refuse
this Cosatu call
osatu secret-
ary-general Zwelin-
\{uv/ zima Vaviâ\200\231s call for
 lifestyle audits of
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Cabinet ministers and high-ranking government officials comes when the gap between rich and poor has never been wider,

The government, which came to power on the promise to deliver a better lite for all, has never been so blind to the struggles of so many.

What makes this worse are the bling lifestyles and conspicuous consumption (o which these people believe themselves entitled. This was symbolised by the luxury wheels acquired by most Cabinet ministers on being appointed. Lavish government parties are held for no more reason than finishing a budget. Isnâ\200\231t this what people are paid for?

The recent national police day junket in Bloemfontein  $a\200\224$  which many attended with lang tande  $a\200\224$  cost millions when the police are underresourced and ill-equipped.

Calls by former Finance
Minister Trevor Manuel and
current minister Pravin
Gordhan for governmenl
belt-tightening at all levels
donâ\200\231t appear to have slowed
the speed with which many
scramble to enrich themselves
and make merry.

This is a Pandoraâ\200\231s box. From the arms deal to problems at Johannesburg Parks and a former Durban Metro cop who lives high on the hog as his wife runs an unrepistered construction company and builds sub-standard homes with millions of rand of tenders from the city.

It is also obvious some politicians are beneliting from other activities and connections. As Cosatu rightly says, these people must choose whether they want to be servants of the public ov in business to make profits.

The government cannot ignore Cosatwâ\200\231s call. But if they want to prove they are serious about ending corruption they must start at the top, in their own backyard.

Conduct unbecoming

ianne Kohler Barn- y avdå $200\231s$  use of the

i )}') F-word as she, fel-N low DA MPs, COPE and the ID walked out of Parliament is unacceptable. Her party was quick to suspend her for the mandatory five days and she will make an unconditional apology. She was later suspended by Speaker Max Sisulu.

But there is hypocrisy in the alacrity with which her remark was reported by Correctional Services Minister Nosivwe Mapisa-Nqgakula to Deputy Speaker Nomainda Mfeketo. The ANC is not shy in personal attacks on those on the opposition benches,

sometimes using an African language. The Speaker has not acted with such a heavy hand.

Kohler Barnardâ\200\231s anger was prompted by the flalk by COPE's Mluleki George being ordered to leave the house after he said the government was leading the country into lawlessness, He refused to apologise when ordered by the Deputy Speaker.

The ANC in Parliament looks beleaguerved in its over-reaction Lo criticisn. Bad language is wrong bul strong opinions from opposition turn the rubber-stamp of the National Assembly into a far more democratic place.

February 2010

Aï¬\202y cood 1n Budget will be snuffed out by fue

s HOW will this new budget help the lower income groups because when the petrol price goes up, every other commodity will go up too?

It seems that the Minister of Finance does not do the monthly shopping,.

DOROTHY STEWART By e-mail

BANG GOES BUDGET

Gl BANG goes the inflation-targeting band of 6% or less by introducing a tuel increase of  $25\hat{A}^{c}$  a litre.

The effect will be an increase in shelf prices and transport taviffs, On top of that salaries will need to be increased and so on.

Then will come the strikes. Why? The cost of living will shoot up and the poor will get even poorer and the rich richer, as usual.

On  $\sin tax$ : whoâ\200\231s going to take notice of that, including govern-

ment employees, because 99% of

the public use booze as a crutch for stress that they endure from

Sl b

day to day living.

My guess is the government has just shot itself in the oot again, but it $a\200\231s$  a legal way ol wmvumw nionies overspent for 2010 and other fancy outings.

D BAINES
By e-mail

EVEN. Finance Minister Pravin Gordhan provided an â\200\230investor-friendlyâ\200\231 budget.

evy hike

VIUGGED BY NERSA sunny Sydney, 1 was very pleased to read yaur reports of the recent budget announcement by Minister Pravin Gordhan. The ANC government has produced a sound, sensible and investorfriendly budget plan. Sadly, SA consumers will soon be mugged by an inept and reckless Bskom and its enforcers at Nersa. Consumers should be made aware that the justification for power increases of cheap electricity is nonsense. Households in SA are worse off than many of their Australian

counterparts,
D WOLPERT
Sydney

b St WL %

DAILY NEWS BURSDAY FEBRUARY 18 2010

Zumaâ\200\231s

job promises
were
unrealistic

IT HAS been almost a year since President Zuma promised to create 500 000 jobs in the first year of his presidency;,

The quarterly labour force survey released yesterday demonstrates that since Zuma has taken office, our country has lost half-a-million jobs.

KwaZulu-Natal has been the worst hit, having shed a staggering 49000 jobs in the last quarter of 2009 alone.

There is no doubt the global economic recession played a partin some of the more recent Jjob losses, but we were in the midst of the crisis when the unrealistic promise was macle,

Instead of getting serious about attracting foreign direct investment, we have irresponsible party hacks like Julius Malema mouthing off about nationalisation and seizure of mines.

[nstead of seeking ways (o antend labour legislation to stimulate the demand for worlkers, we have Cosatu battling with their alliance partner for control of the levers of state.

If President Zuma is going to live up to his promise of cre. ating jobs he had better clamber off his political fence and start looking realistically at the key fundamentals stripping jobs from our &Conomy.

JOHN STEENHUISEN MPL DA

THURSDAY FEBRUARY 18 2010

HE Budget speech by the finance minister of any government is

4 a political statement as well as an econamic one.

In the speech, the minister is expected to reinforce government priorities - as outlined by the president in a State of the Nation speech - and show how the budget has been drawn up tq reflect them,

The-minister also uses (he occasion to present his stale of the economy statement and oulline government policy in key economic areas, such as exchange contrals and the role of the Reserve Banlk.

His speech is also designed G Increase confidence in the sovernment, to show that it does not only deliver Speeches loaded with lofty promises but that it puts its money where ils mouth is.

And the Budget presentation is designed to stoke local and international investorsâ\200\231 contidence in the South Alrican economy: The best way to judge the reaction of investors is to see which way financial markets move.,

This is the balance Pravin Gardhan tried to strike in his inaugural Budget yesterday al: ter replacing Trevar Manuel, who until last year was the worldâ\200\231s Iongesbservmg finance minister

It was inevitable that Gordhanâ\200\231s maiden speech would be compared with those of his predecessor. So, (here was 10 Ben Okri, no beautitul quotations, no fruit hancled outlin the National Assembly, and a poou but bold attempt at isiXhosa and Setswana.

What South Africans wit
nessed in Parliament yesterday was a forthright, businesslike presentation from a
man who until last year was
South Africaâ\200\231s chiel tax collector It was telling that Gordhan

had to try very hard, on more than one occasion, to get tellow MPs excited about the 2010 Budget and to applaud at appropriate places. At times he looked like a wannabe musician desperate for some aucience approval.

Politically, the minister's speech will have pleased the conservative world of local and International big business. The rand firmed in its wake. The poor will have applauded parts of the speech louder than MPs, particularly welcoming the R6.7 billion to cushion poor households against the rising cost of electricity and waler Pensioners and others who receive state grants will be grate-

ful for modest increases.

However, the speech was a mixed bag for the SA Communist Party and Cosatu, aliies of the ANC government in which Gordhan serves. The SACP will have been happy that the â\200\234Red Octoberâ\200\235 campaign against banks emerged, albeit in another guise, in the speech. Gordhan is ic meet the CEOs of major banks to discuss deadlines 10 respond to the recommendations of the banking inquiry panel of the Competition Conmissio;

Cosaru will have loved his

proncuncements on targeied .

lifestyie audits. But it will have been diszppointed with his statement that inflation targeiing, as a policy of the Reserve

viil continue.

scussion and entary gbout our mone-

ry policy by analysis, sted members of the public,

interesi groups and the broader research communityâ\200\235.

The pronouncement that there will be no change 10 the consumer inflation target of 3 percent to 6 percent will have left former Reserve Bank governor Tito Mboweni with a smile on his face.  $\hat{a} \geq 00 \geq 30$ 

While many South Africans â\200\224environmentalists, in particular - will welcome the carbon emissions 12X on new passenger cars as long overdue, taxing winnings from gambling is likely to prove unpopular

The massive problem  $\hat{a}\200\230$ with Gordhan $\hat{a}\200\231$ s Budget was that his allocations failed to reflect the government $\hat{a}\200\231$ s top five priorities. He leid massive emphasis on and allocated hundreds of millions 10 health, education, job creation and rural development. But he mentioned  $\hat{a}\$ rime orly once and failed to sav how much is being set aside to com-

bat it So, if you listened to he

 $a\200\234$ minister $a\200\231$ s spesch, you would

be excused for thinking that the safety and security of the nation is not & government priority '

It got a scant and vague mention, in President Jacob Zumaâ\200\231's State of the Nation speech last week and barely made it to the finance minister's Budget speech. By contrast, Manuel waxed lyrically about the governmentâ\200\231s crimefighting programmes and made specific mention of the allocations they had been granted.

Granted, Gordhan spoke well and strongly on fraud and corruption, announcing measures to combat these scourges. But failure to publicly lay .emphasis on crime-fighting programmes, including the millions spent to increase the size of the police foree, could come back o haunt him.

Perhaps he should es why he did not speak publicly about the fact that he has allo-

-cated R56bn to the police, that

the cowrts will get R110.7bn 10 assist with the administration of justice and that the Hawks, an elite unit that replaced the Scorpions, have been allocated R150m.

It would be impossible to satisfy everyone. Gordhan succeeded in striking the delicate

 $a\200\230$  balance between politics and

economics. His path to economic growth is no different

 $\hat{a}$ 200\234from that pursued by his pred- $\hat{a}$ \200\234ecessor, and the financial mar-

kets responded positively So

investors were not scared off

by his economic vision. Gordhan will also get full

marks for his initiative to pro-

mote vouth employment, although his department would do well to urgently explain

to the army of unemployed vouth how the scheme will

operate.

This announcement has already upset Cosaty, though the union federation has not offered a better aiternative. The

subsidy for youth wages and failure to announce a big salary hike for civil servants will have made Cosatit angry, so we can expect some marches and

demonstrations.

Gordhan -was bold - and brave. He called a2 spade a spade. However, he and the government would do well to stop splashing out millions on social welfare. It is simply not snstainable.

Politically, Gordhan should not look ferward to any harsh response from the â\200\234sinnersâ\200\235 â\200\224 consumers of alcohol and to-bacco producis. â\200\230However, he can anticipate a tough session of the ANC-SACP-Cosaiu alliance to discuss the economy -and its transformation.

Thenew minister is exactly where Manuel was a TS agoe. He did not fail in Budget speech, he st potential, but there ar where there is room for improvement Eight out of 10.

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| LAATLY NEWS URSDAY FEBRUARY 18 2010

FOUNDFD IN 1878

Talk away, but be warned

 $\hat{a}\204$ cy BPEATED eruptions by Julius Malema ensure Rthat he remains the focus of chatter and considerable fascination  $\hat{a}\200\224$  between revelations about Jacob Zuma, that is. The ANC youth leader would not have it any other way, it is his political oxygen.

His insistence on the nationalisation of mines is the latest, and then the cabinet minister in charge of that portfolio was scolded by the ANC for using Malema-like hyperbole to shoot down the hold prediction that a state takeover was inevitable

Our president has entered the debate, saying in his reply to the State of the Nation debate that J'1at1011alisation of the mines was not ANC policy -

essentially the same thing as the sluug, minister, t 10ugh far less dramatic.

But he has defended Vlalemaâ\200\231s right to dobd(n it.

. Donâ\200\231t confuse a debate with the policy of govel nmcut " Zuma rightly said.

He and the ruling party should be warned, though, that advocating ideas and robust discussion is all very well and democratic, but it could

"have unintended repercussions.

Malema has shown himsell to be either a figure of influence, or close to those who really make the cecisions. He has signalled crucial moves before they happened, suggesting that he was part of the decisions, or in the room when they were reached.

Nervousness at his muscular position on nationalisation of mines is therefore justified. And there could be consequences, such as hesitance at investment.

Just as the ANC has the democratic right to openly examine ideas, there is the right to withhold investment amid the note of uncertainty introduced by a figure who seems to have his finger on the  $ANC\hat{a}\200\231s$  pulse.:

Again, one of Newtonwâ\200\231s laws of physics also. holds true in politics: for every action, there is an equal and opposite reaction.

'Promisingâ\200\231 budget shows increased spending on detective services

Adriaan Basson and Hham Rawoot

=

ion to protect

South Africaâ\200\231s digritaries

in the past financial year,

= at an average of R500 000 for each very important person.

The budget for the South African Police Service reveals the true cost of protecting the countrvâ\200\231's 709 ViPs \_ President Jacob Zuma, his Cabi-net and foreign diplomats.

And the VIP protection bill has escalzted to R400-million in the current financizl year. If the number of dignitaries protected by the SAPS stays the same, the average cost for each dignitary will rise to R564 000 annually.

Added 10 that is static guard services  $\hat{a}\200\224$  police officers protecting ministerial residences, government buildings and  $\hat{a}\200\234$ valuable cargos $\hat{a}\200\235$ . In 2008-09 the police spent R473-million on these, at an average of R1.4-million a building. Expenditure in the new budget has increased to R562-million  $\hat{a}\200\224$  R1.7-million 2 building for the year.

Unprotected South Africans might be more enthusiastic about the budg-

â\200\2301,

Security for very important people costs about

etâ $200\231s$  significantly higher allocation for detection and crime intelligence serv-

 $\hat{a}\200\230$  ices, the largest increase.

Commentators were satisfied with

this shift. Spending on detective services has increased by 14.8%,

" above the overall increase of 13%.

 $\hat{a}\200\234$ This is a promising budget, with more spend on crime intelligence,

detective services and forensic technology and equipmentto assist them,  $\hat{a} \geq 00 \geq 35$  said Gareth Newham of the Ipstitute for Security Studies.

But he said the most important issuÃ@, not mentioned in the budget, is the spending on management and accountability of internal police processes. If accountability had

been properly exforced, the couniry would not have seen a 50% detection rate for violent crimes in the pest three years, he said.

 $\hat{a}\200\234$ The resources are there; what  $\hat{a}\200\231$ s peeded now is a dramatic increase in the pclice  $\hat{a}\200\231$ s strategy around crime 2nd making sure that police do their work effectively, don  $\hat{a}\200\231$ t abuse

their powers and don't get involved in corruption. We need to focus on whether we are getting enough bang for our buck. $\hat{a}\200\235$ 

A major shift in the correctional services budget was the postponement of government plans to build four more privately run prisons until the 2012-13 financial year.

Former president Thabo Mbeki announced the building of private prisons in Paarl, Nigel, Xlerksdorp an@ Fast London in 2004. Since then the costing of the project. as well as the funding shortfall in the departmenta\200\231s budget, has been mired In CODtroversy-

Finance Minister Pravin Gordhan postponed the construction of the prisons for at least another three vears and earmarked only R1.4-billion for the projectin th i year.

Given that R960-million was spent on 2 single prison in Kimberley, serious questions will be asked about the feasibility of the project.

The budget for the justice department Teveals sericus cost-cutting measures, including no catering dur ing meetings, ECOROIMY class domestic

flights for all staff, no colour printing and an embargo on the use of officiaâ\200\231 ielephones for private calls.

The budget also highlights the immense pressure on all courts, with the Constitutional Court finalising only 56% of its casesin the past financial year and a backlog of 309 in regional courts.

Jacok Zuma: Full of surprises

The oppositiona\200\231s pafliamentary high jinks this week

Sy

Analysis

T a whole two weeks the

ANC came face to face with

=%z the enemy within  $\hat{a}$ \200\224 the

contradictions within the

glorious movement. It

had to deal with a president whom

most ANC members would defend

to the bitter end but who constantly

springs surprises on them  $a\200\224$  the

most recent of which was a love child and an extramarital affair.

The party did its best to mop up the worst of the mess, but made it clear to Zuma that the ANC was gatvol and had reached its limit. ANC leaders refused to rush to his defence as they usually do, instead grinding their teeth in an uncomfortable silence that surrounded the party on this issue.

ANC MPs could not hide their discomfort with the president. During his State of the Nation address they applauded him civilly, but there

vas none of the abundant enthusiasm that signalled Zumaâ $200\231s$  first such address in June 2008.

Their response {0 ihe State of the

Nztion debate on Monday was even

more telling. DA parliamentary leader Athol Trollip climbed into an already tense Zuma like no other leader has done before, asking Zuma if he had even bothered to read the

speech before he delivered it.

Trollip also had the audacity to ask Zuma whether he had been  $a\200\234set$  up $a\200\235$  by his advisers and whether he realised the importance of this speech.

Extremely harsh words from Trol-

lip, but the silence from the MPs spoke more loudly. Everyone in the ANC benches sat steically watching Trollip speak and not even a whisper was raised about the opposition berating Zuma in such a crude and

е

provided a brief diversion from the real disaffection personal manner.

Zuma also did not take Trollip on in his reply on Tuesday, even though he seemed significantly more confident and defiant than he was during his State of the Nation address.

His advisers argue that he would not stoop to Trollipâ\200\231s level, but perhaps it is simpler than that: he had nothing with which to defend himself. But the rest of his response on Tuesday was simple and straightforweard. He spoke from the heart about difficult topics like Julius Malema and netionalisation and seemed to say things he really believed in.

His MPs royally repaid him for

that: the applause was overwhelming and senior MPs rusked to his side to congratulate him. And when Cope MP Mluleki George was kicked out of the house for refusing to say sorry for a comment, it gave them something they could all rally behind â\200\224 an enemy outside.

- With some of Zumaâ\200\231's dignity among his peers restored, the ANC could focus on the opposition and milked the ill-advised â\200\234fuck youâ\200\235 from DA MP Dianne Kohler-Baz-nard for all it was worth.

And they proved again that, for the ANC, economy, poverty and underdevelopment are key challenges. But the most difficult task that the movement faces is looking at itself honestly.

Mail&Guardian February 19to 25 2010 ANCbrings new charges against Ozinsky

Glynnis Undierhill

The Western Cape ANC has brought new charges against its  $\hat{a}\geq 00\geq 34$  recalled  $\hat{a}\geq 00\geq 35$  provincial chief whip, Max Ozinsky  $\hat{a}\geq 00\geq 24$  days after a provincial disciplinary comumittee under advocate Andre Gaum threw out charges against him.

Ozinsky and ANC MP Ebrahim Rasool were suspended last November after both gave explosive accounts of the tensions in the Western Cape ANC in the Mail & Guardian.

Rasoolâ $\200\231s$  disciplinary hearing, also due to begin this week, was postponed indefinitely.

The ANC was left ved-faced on Tuesday when the disciplinary committee found that the charges against Ozinsky did not detail the alleged violation, as required by the party $\hat{a}\200\231s$  constitution.

Witnesses for Ozinsky, including leader of the provincial opposition Lynne Brown and former ANC provincial secretary Mcebisi Skwatsha, did not testify and Ozinsky did not plead before the charges weve dropped.

The bringing of new charges is seen as underscoring the determination of the ANC $\hat{a}$ 200 $\hat{a}$ 31s Western Cape task teain to neutralise perceived factions in the Western Cape.

The task team has come under fire for dissolving many party branches in the province, which some ANC insiders have described as a  $200\234$ disaster  $200\235$ . The outcome of the disciplinary hearings were a further embarrassment.

In his M&G article Ozinsky said he had encountered serious misuses of power by Rasool, whereas Rasool wrote aboutl  $\hat{a}200234$ the Faustian pact $\hat{a}200235$  between some in the ANC and the DA in the province.

Cosatu says it is not harvesting the fruits of its support for Jacob Zuma post-Polokwane

Mandyiï¬\202ossouw and Matuma Letsoalo

[EEe he Zuma government

"\*has not delivered on its

promises to trade unions

and Cosatu should have

; refrained from support-

ing  $a\200\234$ individuals $a\200\235$  in the ANC $a\200\231$ s 2007

national conference in Polokwane, union leaders said this week.

National Union of Mineworkers (NUM) general secretary Frans Baleni told the Mail & Guardicn on Thursday that the State of the Nation address by President Jacob Zuma and the budget speech by Finance Minister Pravin Gordhan showed that the union federation is not harvesting the fruits of its support for Zuma.

He said Cosatu should have focused on policies rather than personalities, implying that the trade union federation should not have so publicly thrown its weight behind Zuma in the run-up to Polokwane.

 $\hat{a}\200\234$ We should have focused on policy rather than individuals. If we were more focused on policy we would have had better results. $\hat{a}\200\235$ 

Baleni said there is  $\hat{a}200\234$ anger from our structures  $\hat{a}200\235$  about the way the ANC treats Cosalu once elections are over.  $\hat{a}200\234$ Before the elections we ave taken seri-

 $\hat{a}\200\234$ ously, but atter the elections we are not taken seriously any more.

 $\hat{a}\200\234$ It the budget signals no real change from the past, it deepens the perception that we are [being] taken for

## . arideâ\200\235

He said Cosatu will take the ANC to task about its concerns regarding the budget, but admitted that mere talking has limited success.  $\hat{a}\200\234$ Real change

was promised post-Polokwane. We caâ\200\231t just get promises all the time; we want to see it. Now there is alot more engagelent with the ANC, but you can't just talk. At some point something must be done. $\hat{a}$ \200\235

Cosatu will take a franker stance against the ANC in future, Baleni said.  $a\200\234$ We will tell them there is a blind spot and that we want to see results. $a\200\235$ 

Cosatu president Sdumo Dlamini told the M&G the fedevation was unhappy about the proposals in the budget that moot a move towards a two-tier labour market (See page 2),

Zwelinzima Vavi expresses his dissatisfaction with the finance minister's Budget speech.

Photo: David Harrison

"Before the elections we

are taken
seriously, but
after the elections

we are not taken seriously any moreâ\200\235

calling it u  $a\200\234$ recipe [or disaster $a\200\235$ .

The Black Managenient Forum president and director general in governmentâ\200\231s labour department, Jumy Manyi, was in the dark about how the youth emiployment scheme wouldwork.

â\200\234We heavd this for the first time when the finance minister delivered his budget speech this week. [ donâ\200\231t kuow what he meant. The big drive for the department of labour is to focus on cdecent work, Anything short of that [will not work]. â\200\230The creativity that he [Gordhan] spoke about needs to be interrogated, in line with the conecept of decent work, â\200\235 said Meanyi.

In 2006 then-deputy finance min-

ister Jabu Moleketi proposed a dual labour market system for young people, small businesses and certain labowr-intensive industries to address

the high unemployment rate, but this was rejected by the ANC during the party $\hat{a}$ 200\231s national general council that year.

The idea was also given the thumbs-down during the ANCâ\200\231s Polokwane conference in 2007.  $^{\prime}$ 

Dlamini said although Cosatu would welcome the absorption of more youth into the labour market, it was wrong to subject them to lower labour standards.

 $\hat{a}\200\234$ For the minister to say workers should not enjoy the same labour standards, it means workers would be subjected to different labour rights.

 $\hat{a}\200\234$ We all agreed on decent jobs. This does not go to that. It actually addresses the plight of the youth, but the aim is to destroy them.

 $\hat{a}\200\234$ They will hate employment because the entry salary will be the same as those who are permanently employed, but there won' $\hat{a}\200\231$ t be any room for them Lo negotiate salary increases. They [the government] say more than 800 000 youth would be employed, but this will inean less permanent and formal employees. $\hat{a}\200\235$ 

He accused the ANC government of failing to consult Cosatu on the matter.  $\hat{a}\200\234$ We only learned about it today [Wednesday]. We were shocked like everyoue else.

 $\hat{a}\200\234$ We understand there was not supposed to be official consultation with us. We do not expect ministers to consult Cosatu. But in the alliance we have [an] understanding of what is supposed to happen. $\hat{a}\200\235$ 

South African Communist Party deputy general secretary and Deputy Transport Minister Jeremy Cronin confirimed that the new budget proposals were also not discussed with the SACP, but said the SACP would â\200\234give the proposals [on job creation] achanceâ\200\235,

 $\advantume{2}\ad$ 

Tle said the labour market is multitiered anyway because of the massive number of casualised workers and the small pocket of workers with decent johs.  $\hat{a}\200\234$ We have to be bold about getting people into work. $\hat{a}\200\235$ 

The SACP is increasingly critical of the expanded public works programie, however, because it was designed as a way for people to  $a\200\234\$  into the first economy  $a\200\224$  but the fivst economy was dysfunctional.

 $\hat{a}\200\234$ Therefore the debate about decent work versus work opportunities is also necessary,  $\hat{a}\200\235$  Cronin said.

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This year's Budget may seem tame on the surface,

Nic Dawes

. tavin Gordhan may have been business as usual on the surtace, but just beneath the headline figures of his tirst full Budget speech as

finance minister were politically sensi-Live reform proposals that are alveady drawing raised eyebrows in Cabinet and an angry backlash from the  $ANC\hat{a}\200\231s$  left allies.

â\200\230I'he broad outlines of tiscal and monetary policy, tax proposals and the divvying up of cash between government departments left little changed from Trevor Manuelâ\200\231s last budget, but in seeking to open debate around a â\200\234new growth pathâ\200\235 for South Atrica, Gordhan and his team at the national treasury plunged into territory that lhas in the past proved politically toxic: labour market reform.

In what one senior treasury official conceded was  $a\200\234a$  clear move towards a two-tier labour market $a\200\235$ , Gordhan appeared to recommend a relaxation in labour regulations for workers aged between 18 and 25 and state subsidies to reduce the cost of employing then.

â\200\230I'he Budget Review, which sets out the reasoning behind Gordhanâ\200\231s decisions, cites a study by the rich-country group, the OECD, which found that South African labour protection is â\200\234relatively flexibleâ\200\235, but went on Lo say that â\200\234the resolution of labour disputes and dismissals is slow and cumbersome, raising costs and perceived risks to employers â\200\224 firms are reluctant to

## Pravin Gordhan

hire inexperienced workers when it is costly to disiniss poor performers  $\hat{a} \geq 00 \leq 35$ .

The solution, the Budget Review suggests, is that  $\hat{a}\geq 00\geq 34$  acd justments to regulation, where required, would contribute to better outcomes for employment and industrial development  $\hat{a}\geq 00\geq 35$ .

Gordhan is stepping relatively carefully for now. Among the only specilic reforms mooted in the Budget Review

are measures to reduce the risk to employers of hiring people on a trial basis.  $\hat{a}$ 200\234Job creation for young workseekers withoul experience would therefore respond positively to a relaxation of pratective legislation during probation,  $\hat{a}$ 200\235 it argues.

It goes on in a more controversial

@ Inlast week's â\200\234Fisheriesina flapâ\200\235 (February 12 to 18) it was incorrectly reported that the transfer of part of Sauth Africaâ\200\231s fisheries to agriculture, forestry and fisheries department did not include fishing permits.

The transfer included fishing permits, but excluded the Coastal Management Act as well as the operation of

f iViatter of fact(s)

conservation vessels.

® In our story â\200\234Zuma's African PR problemâ\200\235 (Fehruary 12 to 18) we quoted from a piece published on the Ghanaian website Ghana Web, which was incorrectly attributed to Prince Prah. The original story was written by Reuben Abati of Nigeria. We regret the errors.

but it pre

vein:  $\hat{a}\200\234\text{T'o}$  promote job creation the regulatory environmment needs to support greater competition  $\hat{a}\200\224$  this includes cutting red tape and administrative burdens on small business and reviewing the scope of collective bargaining agreenments.  $\hat{a}\200\235$ 

Minimum wages may also need Lo be adjusted, the Budget documentalion suggests.

Collective bargaining and sectoral minimum wage determinations are at the heart of South Africaâ\200\231s formal sector labour dispensation and Gordhan made clear his frustration over its impact in both the private and public sectors.

Last year's wage round for government employees, he told Parliament, had produced a settlement that was  $a\geq00\geq34$ too high $\geq00\geq35$ , pointing out that public-sector wages had doubled in five years. Ifuture demands would have to be moderated, he went on, if government was to achieve its objectives for social spending, infrastructure investment and the creation of new government jobs.

Tor the private sector, Gordhan pointed out,  $\hat{a} \geq 00 \geq 34$  to be sustainable real wage growth needs to be linked to rising productivity. It not, rising wages will undermine competitiveness and ultimately lead to businesses cutting jobs or closing down.  $\hat{a} \geq 00 \geq 35$ 

Aund he ended his speech with a call to governinent, the private sector and organised labour to forge a new social compact in terms of which government would provide \(\frac{a}{200}\)234the policy frameworks and socioeconomic conditions to accelerate job creation\(\frac{a}{200}\)235, while business should \(\frac{a}{200}\)234balance the pursuit of profit with social justice\(\frac{a}{200}\)235.

Organised labour, he suggested, must look beyond its existing constituency  $a\200\224$  those with formal sector jobs  $a\200\224$  to  $a\200\234$ embrace and act on behalf of all our country $200\231$ s workers, both those employed and those desperate for employment  $200\235$ .

In an interview with the Mail & Guardian the morning after the Budget speech, as Cosatu had alveady begun to make its displeasure clear, Gordhan was more cautious. -

pares the way for substantial reforms

 $\hat{a}\200\234$ The aim was to put [out] some data,  $\hat{a}\200\234$ These are suggestions that are in the marketplace of ideas. The point is to make employment creation part of a constructive discussion.  $\hat{a}\200\235$ 

Pressed on the point he said:  $\hat{a}\200\234I$  think I must be clear that I don $\hat{a}\200\231t$  want to be drawn on the labour market. More relaxed labour standards for young employees should not be taken to mean a free-for-all. It is very important that we reach consensus on these things. $\hat{a}\200\235$ 

At present there is wide divergence between the key economic departments of government on these and other proposals, with the Budget
Review outlining an approach to faster growth and job creation founded on a relatively liberal policy mix: sound

macroeconomic foundations, capable government, microeconomic reform to boost competitiveness and productivity, with a sound social safety net and some leftish elements, such as public employment programimes.

Lven as Gordhan was outlining this approach, however, the departiment of trade and industry was planning for the release of its latest Industrial Policy Action Plan (â\200\234Sights set on real job creationâ\200\235, page 22), which insists that

~the  $\hat{a}\200\234$ new growth path $\hat{a}\200\235$  is best cleared

hy infusions of state cash for targeted industries, tariff protection for sectors vulnerable to global competition and rules to boost local content in goveinnment tenders.

This approach is in marked distinction to the abservation in the Budget Review that since the opening of the local economy in the 1990s â\200\234industries that struggled to raise productivity growth to retain market share have had a harder time adjusting to competition. Sectors that have responded positively experienced a marked increase in capital investment, improved labour productivity and higher employmentâ\200\235.

Asked about the apparent contradiction, Gordhan said:  $\hat{a} \geq 00 \geq 34$ It is a creative tension; it must lead us to innovate. How, for example, do we create capacity in South Africa to be competitive?

Can we give ourselves the freecom to think broadly, develop trust and come to points of convergence. $\hat{a}$ \200\235

Trade and Industry Minister Rob Davies was more blunt. When the passages in the Budget Review dealing with the labour market were pointed out to him by the M&@ he said: â\200\234That is going to be the subject of very wide debate.â\200\235

Asked if these difterences of opinion did not point to ongoing confusion about the governmentâ\200\231s economic policy, Gordhan said: â\200\234We have reached an interesting crossroads. It requires that people think ditferently. The warld is changing around us and the old models are being questioned.â\200\235

The exiting labour dispensation is clearly not the only thing being questioned. Gordhan announced a shift . towards public-private partnerships it the health sector, beginning with a major revamp of Chris Hani Baragwanath hospital and he linked that plan to etforts to improve public health infrastructure ahead of any lmplementation of the leftâ\200\231s cherished national health insurance (NHI) plans. (â\200\234Private aid for state hospitalsâ\200\235, page19)

The inclusion of private hospital groups in the foundations of the proposed new health system will be seen by some supporters of the NHI as vitiating its fundamental purpose - to strengthen the public sector,

And calls for a more efficient approach to immigration, premised on evidence that highly skilled - grants help to create Jobs, will run into long-standing government anxiety about inward migration that has resulted in what the Budget Review describes as a 200\234cumbersomea 200\235 implementation of the rules.

Anew approach to the Budget itself, modelled on the outcomes determined by the presidency for job creation, health, education and welfare ("Casting the social net widerâ\200\235, puge 20) was not yet evident, Gordhan sadl, because work on the current bucdget began before these 12 priorities were agreed on,

"Next year  $200\231$ s Budget will look very clifferent,  $200\235$  he saicl.

â\200\234If our goal is to create jobs for our people, particularly young people, if our goal is to make our econouny competitive, the conversation about a social compact needs to he a lot more cdynamic, resulting in a practical impact, not just anather staternent.  $\hat{a}\200\235$ 

Work to forge a shared approach between depactinents in the Cabinelâ\200\231s economic and employment eluster was well under way, Gordhan said, but the chorus of dissent that greeted his proposals, however tentative, suggests it may be sonme time before we have a government econonic policy, rather than the divergent policy proposals of compeling departinents,

L@t MERCURY Friday February 19 2010

No tea and bickies for councillors

## SIBUSISO MBOTO

FINANCIAL trouble in the Msunduzi municipality has seen municipal officials and councillors agreeing to forego their tea and biscuits, more than two years after ridiculing the idea,

Councillors had shot down the idea then, saying they worked hard and deserved their refreshments. However, from next week they will be carrying lunchboxes.

In 2008 the ANC-dominated council had rejected DA callg forâ\200\235 refreshments to be Suspended and for the money: to be channelled to poverty alleviation programmes,

ANC firebrand Themba

Zungu had lashed at DA coun.

cillor Judith Lawrence, saying she should donate her salary if

she wanted to help impove--

rished communities.

Yesterday, however, there Was o protest (rom the ruling party when Mayor Zanele Hlatshwayo told the councilâ\200\231s execulive committee that no: meals would be served, as part of cosl-cutting measures.

 $\hat{a}\200\234$ We have got (o identify areas in which we are bleeding,  $\hat{a}\200\235$  she saicd, ]

ANC councillor Pops Chetty said:  $\hat{a} \geq 00 \geq 34$  Tea, biscuits and -sandwiches are just chicken feed compared to whal we are owed and are spending, | agree that we must tighten-up,  $\hat{a} \geq 00 \geq 35$ ).

Other councillors and: officials heeded hig acvice andlater heartily tucked into sandwiches and mulflins.

Youth league seeks support of masses, not party leaders, says Malenâ\200\230a

THE ANC Youth League does not want President Jacob Zumaâ\200\231s support in its bid for nationalisation, it wants the support of the masses, its leader Julius Malema has said.

 $\hat{a}\200\234$ We don $\hat{a}\200\231$ t care who says what. Nationalisation will become the policy of the ANC,  $\hat{a}\200\235$  he said in delivering a lecture at the University of the Witwatersrand in Joburg commemorating Nelson Mandela $\hat{a}\200\231$ s release from prison 20 years ago.

 $\hat{a}\200\234$ We don $\hat{a}\200\231$ t want Zuma or (Deputy Police Minister Fikile) Mbalula $\hat{a}\200\231$ s support... we want the support of the masses. If the masses say you are correct, we will march on. $\hat{a}\200\235$ 

On Tuesday, in replying to the debate on his State of the Nation address in Parliament, Zuma said the nationalisation of mines was not government policy.

Malema was greeted in the packed hall at Wits with thunderous applause and enthusiastic singing and dancing.

Before he began his speech, he showed the audience a video clip of an interview with Mandela, filmed shortly after his release from prison.

In the interview, Mandela said nationalisation was part of the countryâ\200\231s history and he did not understand how privatisation was being justified. It would benefit only those with the resources to buy into industries, he said.

Mandela szid whites had decided the only way to control the country  $200\231$  blacks was to privatise.

In his speech, Maiema described the ANC leadership today as  $a^200^234$ sweethearts $a^200^235$ .

 $a\200\234$ Today they want o tell us they

are the best thinkers and they can Interpret the Freedom Charter better than Nelson Mandela. $\hat{a}$ 200\235 Malema said the struggle for today $\hat{a}$ 200\231s youth was for  $\hat{a}$ 200\234economic emancipation $\hat{a}$ 200\235, to  $\hat{a}$ 200\234take command

of the economy from the hands of

white males $\hat{a}$ \200\235.

 $\hat{a}\200\234$ We must say here today, following the clip we played, in our lifetime we demand economic freedom. $\hat{a}\200\235$ 

Malema again aitacked former preblden\* F W de Klerk.

 $a\200\234$ We must never compare De Klerk to Nelson Mandela.

 $\hat{a}\200\234De$  Kierk must be compared with (IFP leader) Mangosuthu Buthelezi, they served the same master. $\hat{a}\200\235$ 

Malema said the IFP had been funded by security forces.

While the leader of the IFP had

been  $\hat{a}\200\234$ forgiven $\hat{a}\200\235$ , his deeds were  $\hat{a}\200\234$ not forgotten $\hat{a}\200\235$ , he said.

ANC national executive committee member Winnie Madikizela-Mandela joined Malema on stage and remarked that he was â\200\234cleverâ\200\235 to use archival information to back up his call for the nationalisation of mines.

 $\hat{a}\200\234$ You are very clever, my grandson Julius,  $\hat{a}\200\235$  she said.

 $\hat{a}\200\234$ You went to collect archival matter on the nationalisation of the mines.

 $\hat{a}\200\234I$  wonder where you got it? $\hat{a}\200\235$ 

Referring to press reports that she had been absent from Victor Verster in Cape Town last week for the commemoration of her former husbandâ\200\231s release from the prison, Madikizela-Mandela said: â\200\234My famiy and I were not invited.â\200\235

Earlier, Maealema described

Madikizela-Mandela as  $a\200\234$ populist $a\204$ c and praised at length her contribution to the struggle.

 $\hat{a}\200\234$ You can call her what you want - if she is a populist, we will support a populist,  $\hat{a}\200\235$  he said.

Responding, Madikizela-Mandela said that if a populist was someone who  $a\200\234$ exploited $a\200\235$  the ignorant to  $a\200\234$ hold on to power $a\200\235$  and sustain a  $a\200\234$ luxury lifestyle and what we now call bling $a\200\235$ , she was not one.

 $\hat{a}$ 200\234I seek none of that. $\hat{a}$ \200\235

Madikizela-Mandela said it was important to remember all facets of Mandela and the leader he was.

She expressed regret about the persistent inequalities in Souih Africa.

Large sectors of society still lacked the resources to lead dignified lives, she szid. â\200\224 Szpa

Zille in move to restrict blue light convoys

ANEL LEWIS & SAPA

PRESIDENT Jacob Zuma would not be exempt from proposed provincial legislation, to be announced today by Western Cape Premier Helen Zille, that would ban ail politicians from using blue light convoys and sirens in the province.

Zille, who is also acting Community Safety MEC while Lennit Max is on special leave, is expected to announce the new legislation in her second state of the province speech today.

She said the decision to pull the plug on  $a\200\234$ blue light bullies $a\200\235$  followed the arrest of Univer-

sity of Cape Town student Chumanl Maxwele after he allegedly gestured at Zumaâ\200\231s sixcar convoy.

Maxwele was accused of showing his \_ middle finger &5 at the convoy and of resist-

DIM THE BLUE LIGHTS PAGE ¢

f Tom lhe minister cf police.

rovincial governments did not have the legislative power to prescribe where VIP unit oificers could use sirens.

But Zille
> said she had
legal advice
that the

ing arrest. He has said he was arrested at gun-

point, a bag was pulled over his head, and his house wasraided while he was in police custody.

Police Ministry spokesman Zweli Mnisi said the VIP Protection Unit was a component of the SAPS and any changes to legislation involving blue light escorts would have to come

province could use its concurrent competencies to prohibit the use of blue light convoys.

Such convoys had  $\hat{a} \geq 200 \geq 34$  become a law unto themselves  $\hat{a} \geq 200 \geq 35$ .

The proposed provincial traffic legislation would bar politicians  $\hat{a}\200\234$  from any sphere of government  $\hat{a}\200\235$  from using blue light convoys in the Western

Cape. This ban would exiend to the presidential convoy when it was driving anywhere in the province, Zille said.

Bluelights and sirens would be allowed for politicians only in a  $a\200\234$ genuine emergency $a\200\235$ , such as an assassination threat.

& Meanwhile, Police Minister Nathi Mthethwa has asked the Independent Complaints Directorate to investigate the arrest of Maxwele, a spokesman has said.

Spokesman Moses Dlamini said yesterday the directorate would help Maxwele register a complaint, before launching an investigation. Friday February 19 2010

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Numsa hits out at Zuma

PRESIDENT Jacob Zuma should have defenced ANC secretary-general Gwede Mantashe against calls for his removal by ANC Youth League leader Julius Malema, the National Union of Metalworkers of SA (Nuinsa) has said.

 $\hat{a}\200\234$ Why clid the president keep quiet when his party $\hat{a}\200\231$ s secretary-general was being altacked?  $\hat{a}\200\235$  said Numsa general secretary Irvin Jim,

He said Zuma should have reprimanded Malema for his  $\frac{3}{200}^{234}$ misbehaviour $\frac{200}{235}$ ,

Malema wanted Mantashe to be replaced by Deputy Minister of Police Fikile Mbalula, Jim said.

 $\hat{a}\200\234$ The ANC is not run by tsotsis who would sil in sghebeens and decide to put their [riends as leaders,  $\hat{a}\200\235$  Jim said.

 $\hat{a}\200\234Mantashe$  is being eaten alive and Malema should have been reprimanded. $\hat{a}\200\235$ 

Jim said Mantashe was Deing targeted because he was a communist,

 $\hat{a}\200\234$ Numsa rejects the premature call to unseat Mantashe now or (at the ANC $\hat{a}\200\231$ s elective conference) in 2012, $\hat{a}\200\235$  he said.

Malema had adopted an anti-Cosatu and anti-SACP Posture, a stance against the working class that was unprovoked.

He would have to work hard to remove Mantashe because Numsa would oppose him and anyone else who made such a call, Jim said. - Sapa

THE MERCURSY

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Says

CARIEN DU PLESSIS POLITICAL BUREAU

USTICE Minister Jeff
Radebe admitted yesterday that he had secured
former deputy proseculions boss Mokotedi Mpshe a
position as an acting judge
after Mpshe approached him.

"It was his preference that he (Mpshe) wanted to have an acting appointment, â\200\235 Racebe told journalists at Parliament,

Mpshe had also expressed a preference for the position to be in the Eastern Cape, Western Cape or North West divisions of the High Court, Radebe said. He had duly approached the various judges in charge,

Radebeâ\200\231s admission came after he read a statement in which he dismissed criticism that his appointment of Mpshe - who was initially seconded from the National Prosecuting Authority (NPA) to take up his post in the North West â\200\224 had undermined the independence: of the judiciary. He also revealed that Mpshe was "effectively $\hat{200}$  no longer a member of the NPA, having asked President Jacob Zuma to â\200\234allow him to vacate his office with immediate effect  $\hat{a}$  200\235 for  $\hat{a}$  200\234 personal rea $sonsâ\200\235$ , Radebe said.

 $\hat{a}\200\234I$  would still have held the same view and position regardless of whether or not he (VIp-she) left the NPA,  $\hat{a}\200\235$  Radebe said.

He described the General Council of the Bar, which had asked him to withdraw NMp-she $\hat{a}$ \200\231s appointment, as the  $\hat{a}$ \200\234leader of the pack $\hat{a}$ \200\235 in a  $\hat{a}$ \200\234politically motivated $\hat{a}$ \200\235 campaign.

The Bar council, the Law Society of South Africa and Freedom Uncler Law had all eriti-

cised the appointment as an acting judge of a person still employed by - and likely to return to - the stateâ\200\231s prosecutions arm.

Radebe said the constitution gave him the power to appoint

acting judges, and there was nothing which disqualified Mpshe [from serving as one, despite perceptions (hat he could possibly be biased as he was acting NPA boss when copruption chavges against Zuma were dropped and that his appointment could be seen as a reward. "IMpshe is an honourable person, He has taken decisions in the past against the slate, â\200\235 he said.

Radebe said the Bar council had ignored instances where advocates and atlorneys in private practice had acted for the government and been paid for their services, yel who took acting positions as judges and faced having to adjudicate on matters involving government.

It was â\200\234beyond disputeâ\200\235 that appointment of judicial officers was an executive function,
Radebe said. He acknowledgec the convention thal a judge president usually approached the justice minister, but said:
â\200\234Similarly, where the minister is aware of the need for an acting appointment. .. (he or she) may initiate consultation with a judge presidenit,

Bar council chairman
Patric Mltshaulana yesterday
refused to comment before discussing it with the councilâ\200\231s executive. He had earlier said he
had received no reply (o the lelter he sent Radebe stating (he
councilâ\200\231s concerns.

Constitutional law professor at UCT, Pierve de Vos, said the constitution also requirec that Radebe safeguard the independence of the judiciary.

The DA, however, said Mp-sheâ\200\231s resignation was clearly aimed "at avoiding a legal challengeâ\200\235 and said its objection still stood.  $\hat{a}$ 200\234We do not believe he acted without tear or favour

in (dropping the chavges against Zuma) and therelore have to ask how he could bring impartiality... to the Beneh, â\200\235 said spokesman Dene Smuls,

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Cosatu threatens strike over policy

XOLANI MBANJWA POLITICAL BUREAU

COSATU has rejected further engagementi Over economic policy and is threatening a general strike in October, while its affiliate, the National Union of Mineworkers (Numsa), is aiso on the warpath over a national Budget it has condemned as anti-worker-and anti-poor.

Cosatuâ\200\231s general secretary, Zwelinzima Vavi, threw down the gzuntlet yesterdey slamming Finance Minister Pravin Gordhan for â\200\234gallopingâ\200\235 ghead of discussions in the fripartite alliance aimed at resclving differences over inflation targeting and the mandate of the Reserve Bank.,

Gordhan announced in his Budget speech on Wednesday that the Reserve Bank would

continue to aim at keeping inflation between 3 and 6 percent,

but also said he had governor

Gill Marcusâ\200\231s agreement that a â\200\234broaderâ\200\235 economic view would be taken in frying to achieve this.

Yesterday, Vavi said resolutions adopted at the ANC, Cosatu and SACP alliance summit in November showed  $\hat{a}\200\234$ we were closing the gap at policy levelâ\200\235.

But Gordhan had not waited for an alliance task team to conclude its discussions. Vavi said Cosatu would mobilise for a strike as it could no longer put  $a\200\234$ all the eggs in the basket of engagementâ\200\235.

Numsa general secretary Irvin Jim said the union would resume protests outside the Reserve Bank to demand the in-

terest rate be cut by two points.

Vote of no confidence

motion  $\hat{a}\200\230a$  publicity stunt $\hat{a}\200\231$ 

CAIPHUS KGOSANA POUTICAL BUREAU

COPE has given notice that it intends to table a motion of no confidence in President Jacob Zumea. But the party has been strongly rebuked by an ANC MP for the fracas which led to one its MPs being kicked out of the National Assembly chamber on Tuesday

Cope parliamentary leader
Mvume Dandela szid his party
would table the motion of nc
confidence in Zuma â\200\234for his
failure to live up io expectations of a broad
spectrum of
South Africansâ\200\235.
The party first
indicated it
would do this after it -emerged
Zuma had fathered a child
with Irvin Kho-

 $zaa\200\231s$  daughter. But the motion was rebuffed by ANC chief

whip Mathole Motshekga as nothing but a cheap publicity stunt aimed at salvaging Copeâ\200\231s sinking public profile.

 $\hat{a}\200\234$ Charades such as these may provide the party with the 15 minutes of fame in the media, but they regrettably make a mockery of our democratic system and the institution of Parliament,  $\hat{a}\200\235$  he said.

Meanwhile ANC MP Stone Sizani yesterday berated Cope MP Miuleki George for refusing to withdraw a remark which led 10 his expulsion from the House, prompiing a walkout by Cope,.DA and ID MPs earlier this week.

This was after deputy Speaker Nomaindia Mfeketo had ruleé that a statement George had made during the debate on the State of the Nation address, that the country was being  $200\234\$  to lawlessness  $200\235$  , was construed as an insult to Zuma. .

But this was rejected by George and his party as well as DA chief whip Ian Davidson. .

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Malema is the director of four companies: 101 Junjus Trading CC, Blue Nightingale Trading 61, Ever Roaring Investment and SGL Engineering Projects.

â\202¬& Cosatu Secretary-general Zwelinzima Vavi, who last week called for a lifestyle audit of politicans and senior government officials, told the City Press newspaper that the problems affecting the ruling party emanated from those who were â\200\234amassing wealthâ\200\235 and â\200\234attempting 1o divert attention from their lifestyle to the challenges of leadership in the ANCâ\200\235.

 $\hat{a}\200\234$ Follow them to their homes and ask them where do they get the  $\hat{a}\204$ ¢money to buy those properties. get interesting answers,  $\hat{a}\200\235$ 

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â\202¬ A Sars official described how the new lifestyle audits wowld be conducted. Sars would establish if the income people declared was an accurate description of what they actually brought home.

Sars now had the technology to trace peopleâ $\200\231s$  lifestyles.

 $\hat{a}\200\234$ We can now link to bank accounts, medical aids and insurance policy,  $\hat{a}\200\235$  he said.

 $\hat{a}\200\234We$  can-also logk at deeds tosee what properties are owned as well as car and travel claims. $\hat{a}\200\235$ 

There will also be checks on investment interest income. Last year Sars discovered that one of the top 120 wealthiest people inthe country had not declared interest Income of R1 million for one year:

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Fridaw Februar

## ANGELIQUE SERRAO

- ULIUS Malema, the ANC

Youth League pres ident,

owns two multimillion-rand

homes - both of which he bought for cash.

This disclosure, which adds to questions aboul how he aflfords his lavish lifestyle, comes just a day after Finance Minister Pravin Gordhan announced that targeted lifestyle audits would be conducted this year

The Mercury has established that Malema bought his three-bed-room home in ban(lowu, Joburg, for R3.6 million in December.

According to the deeds office, he owns two houses, the othet being a mansion he bought in Polokwane in 2007 for R1m.

Both were paid for in cash.

The Sandown house has been described as luxurious with three bedrooms, an office, TV room, lounge, pool and large garden.

Malema held a house-warming party in September and a police reservist said at the time he was assaulted by him. Neighbours complained about the noise and mess the party had caused.

It was a sophisticated bash.

YV DJ Oskicdo provided the music and guests were treated to R700-

a-bottle Johnnie Walker Gold Label whisky and Moet et Chandon.

The party was attended by Limpopo Premier Cassel Mathale, Northern Cape Finance MEC John Block, former spy boss Billy Masetlha, Deputy Police Minister Fikile WMbalula; Generations actress Sonia Seclibe was the master of ceremonies.

The estate agent who conducted the sale, Siema Katz, would not cominent because she said Malema had become a friend.

One of Jullus Malemaâ\200\231s cars, J.which-amount to a total cost In [ . excess ole ?m.

e house hat Julius bought, one of the two he owns, whij

» collchvely amout to R4

This is the first of a series of articles on the lifestyles of prominent political leaders.

When asked how he could afford to buy a R3.6m house for cash Malema reacted angrily.

 $\hat{a}\200\234\You$  and your husband and your family  $\hat{a}\200\224$  that  $\hat{a}\200\231\$  who you need Lo write about. You go away, just go away,  $\hat{a}\200\235$  he said before slamming cdown the phone .

ANC Youth League spokesman Floyd Shivambu said The Mercuiy was being nonsensical.

 $a\200\2341$  think you neced to rvethink

about what you are doing. What business is this of yoms? IHow dare you call me and ask for comment on this: $\hat{a}\200\235$  he said.

ltis not the first time that questions about the scale of Malema $\hat{200}231s$ 

## lifestyle have emerged,

Sources in the youth league have said that he earns R20 000 amonth, but he would need at least R100 000 a month to be able to afford the cars and houses that he; has bought. . i

At the same time the transfer lor the Sandown house went through, Malema attended a press conference in a Gucei suit and sporting a Breitling watch in red gold and crocodile skin, worth 1R2560°000.

Patrons at the V&A Waterfront in Cape Town have spotted Malema on the luxury yacht Foreplay. An average sundowner cruise on the waterfront costs R15 000 an hour, or R57 000 for a day.

The 28-year-old politician owns a Mercedes-Benz AMG, which retails at R734 000, and reportedly drives an Aston Martin and a red Range Rover Sport.

Last night he went to a lecture at Wits University in a new white Range Rover without number plates. The Range Rover Super-charged, which comes with standard air conditioning in the seats, sells for R1.2m.

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Zumaâ\200\231s role stil
Unmatched
+ IN his response to the Stale ot
¢ Lhe Nation Address debale Pres-
o ident Jacob Zuma unapologel-
. leally and politically reclaimed
+ his public standing after oppo-
. sition parties and (he media
¢ deliberately chose to ignore his
- real focus on serious matters of
¢ governance and policy.
The truth is that Zumaa^200^231s role
¢ throughout the liberation strug-
¢ gle remains unmatched. Meany
¢ of his unfortunate critics in
£ opposition benches are them-
- selves questionable characters,
i politically and otherwise.
Those of us who uncondition-
¢ ally trust in his uniting lead-
© ership style, characterised by
s openness and loyalty, will
¢ always rally the masses of pro-
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L gressive peoples round Zuma to

reconcile, reconstruct and develop this promising nation. Those who call for his removal [rom the highest office in our enduring democracy must be advised to raise public

i Dolicy alternatives, or else first
. win elections, if they really

 $\hat{A}^{\varphi}$  want to contribute to public dis-  $\hat{A}^{\varphi}$  course or be Laken seriously by  $\hat{A}^{\varphi}$  the majority of the electorate.

So far none of the opposition parties seem to know their role beyond malicious attacks aimed at our president.

Opposition parties, as clearly

33 led or joined by seclions in the

anti-Zuma media, are missing

. the real issues characterising
5 our national discourse at his

point in the history of our oNngo-

¢ ing liberation struggle.

Perhaps they must be told that they are only misleading a few elite followers. It is far from the truth to suggest that the majority of South Africans are angry

. or disappointed with Zuma,

Bennitto Motitswe, Tshwane

Tebogo Monama TEACHERSâ\200\231 unions are happy about the budget allocated to the sector.

This week inance Minister Pravin Gordhan announced that R165 billion lhias been allocated for education spending.

The unions are more happy about the allocation of Oceupation Specilic Dispensation money which they believe will put a stop to protests that disvupt classes. This is the firs (time that  $OSDa^200^231s$  have been mentioned in g budgel speech.

Gordhan amounced that R9 million would be provided over a three-year period Lo improve teachers  $200\231$  salaries.

South Afvican Democratic Teuchersâ $200\231$  Union spokesperson Nomusa Cembi said:  $200\234$ There will be improved remu-

neration for longer service.

 $\hat{a}\200\234$ We comwend the minister for including OSD in his budget. We will work out how much this allocation will Bo towards attracting and retaining new ftalent to the profession and improving (he quality of education,  $\hat{a}\200\235$  Cenabi saicl.

National Professional Teachersâ\200\231 Organisation of South Africa president Nkwai Ramasehla said:  $\hat{a}\200\234We$  are looking at how the money can be utilised. We would have loved for the mouey to be more but it is better than nothing. $\hat{a}\200\235$ 

Radebe stands his ground on Mpshe

JUSTICE Minister Jeff Radebe yesterday 'vigorously defended his appointment .67 Mokotedi Mpshe as an acting judge in the North West high-court.

Briefing the mediz at Parliament, Radebe said his decision stood.

He accused the Law Society -of South Africa.and General Council of the Bar (GCB)  $\hat{A}$ «of waging a  $\hat{a}$ 200\234poiitically motivated $\hat{a}$ \200\235 campaign against the appointment.

Acting appoiniments to the bench werenot asa matter of law

preceded by any nomination pro-  $\hat{A}$  dess, he said.

Mpshe had asked for an acting judge appointment and now filled & vacancy inthe North West high court.

Radebe said as cabinet member responsible for the administration of justice; it was his prerogative 10 appoint acting judges after consulting the senior judge of the court on which the acting judge would serve.

 ${\hat a}\200\234\mbox{It}$  is beyond dispute that the appointment of judges is 4

judicial function.

 $\hat{a}\200\234$ The president  $\hat{a}\200\230$ appoinis permanent judges—and the minister appoints acting judges—and magistrates,  $\hat{a}\200\235$  Radebe said.

He sald it was wrong for the

UNYIELDING:
Minister of
Justice and
Constitutional
Development

Jeff Radebe with | ministry: spokesperson

Tlali Tlali at a media briefing

at Parliament

GCB to suggest the  $\hat{a}\200\234$ minister should .consult with them (the GCB).andthe JSChefore deciding . On an acting appointment. 4

 $a\200\234$ No such provision exists in our law,  $a\200\235$  Radebe said.  $a\200\224$  Sapa

Anna Majavu

THE young jogger alieged) y roughed up by guards in President Jacob Zuma's presidential convoy last week met Labour Minister Membathisi Mdladlana in Cape Town yesterday.

University of Cape Town student and ANC activist Chumani Maxwele has been in the news since claiming that he was harassed and detained for 24 hours by NIA agents for  $a\200\234$ insulting $200\235$  Zuma.

He said he was out jogging when he waved Zumaâ\200\231s motorcade to pass. Instead, heavily armed agents jumped out and bundled him into a car. He was allegedly interrogated and his house searched for hours hefore being released without being charged.

Now he intends suing the police ministry.

Sources close to the ANC told Soweran that Mdladlana condemned what happened 10 Maxwele.

 $\hat{a}\200\234$  (He) sald police spokesperson Zweli Mnisi had been given the wrong information by the presidential police unit. who telg Mnisi that Maxwele was charged with resisting arrest. Actually he was only charged with crimen injuria.  $\hat{a}\200\235$ 

Sowetan also learnt that the ANCâ\200\231s Cape Town branch executive commitiee reportedly asked the student not to meet DA leader Helen Zille, whom they said wanted to turn the incident into a  $a\200\234$ political hot potatoâ\200\235.

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The Star

Delegation sent by Zi

to win over embattled â\200\230mwnshlp

BEAUREGARD TROIMP

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& HIGH-POWERED delegation dispatched by President Jacob Zuma to embattled Siyathemba in Mpumalanga faced a disbelieving crowd who vowed to continue their protests.

Minister of Co-operative Governance and Traditional Affairs Sicelo Shiceka spent yesterday morning in meetings with Dipaleseng councillors and community leaders at the Balfour Town Hall.

While he listened to progress reports and allegations of corruplion, an expectant crowd started gathering at the stadium in Siyathemba township.

Violent protests that lastecd nearly a week saw foreignersâ\200\231 shops looted and at least 34 locals arrested after police were deployed from around the province and other areas in a bid to bring calm to the area.

Met with measured enthusiasm at the stadium, Shiceka said he had been sent by President Jacob Zuma to  $a\200\234a\200\230co$ -ordinate all the issues of Balfoura  $200\235$ 

 $\hat{a}\200\234$ Phanbili (forward) President Jacob Zuma! Phambilil $\hat{a}\200\235$  Shiceka shouted as he tried to rouse the crowd.

During last year's service delivery protests, this was a guaranteed crowd-pleaser, but yesterday many refused to react, while others shouted or gestured their displeasure.

Zuma visited Balfowr shortly after his election in April last year, promising to deal with the issues raised by the community during a wave of violent prolests.

# . Since the comumunity handed

over a memorandum of demands in-July2009; Shiceka pointed to considerable progress made, muudmg tho building of 300 houses; a skills summit held to address the call for skills develo)pment; a 24-hour clinic that is under construction in nearby Greylingstad; and the extension of the local Home Affairs officeâ\200\231s working hours.

â\200\234A lot has been done, but there has, been a lack of communication on fhe side.of the councillors to the people and community leaders. Services delivered here,

We will make sure we do not fail the people of

Dipaleseng

i PR R e

generally, is of a poor quality,  $\hat{a}$  \200\235 saicd Shiceka.

 $\hat{a}\200\234$ Special attention will be paid to allegations of corruption in Dipaleseng, said the minister.

 $\hat{a}\200\234$ We will make sure we do not fail the people of Dipaleseng. Officials who are not prepaved to worlk for the people must change their attitudes or they must ship oul,  $\hat{a}\200\235$  said Shiceka.

Questioned aboul the situalion of foreigners Siyathemba two weeks ago, Shiceka said a new law was in the pipeline that wowld compel all tracders to have a permit and a bank account. There would also have to be local equity in

driven oul of

"businesses owned by foreigners,

including a skills transfer

Meanwhile, . the community will have until the end of next month to decide whether they wish to remain a part of Mpuma-Janga or be incorporated into Gauteng. The decision will also rest with the rest of the Dipaleseng municipality, which consists of a further two towns,

Trom here, the motion will be taken to the cabinet, where a change of the constitution will be required to effect any change of demarcation, explained Shiceka.

As the speeches continued, a number of peaple voiced their cissatisfaction.

 $\hat{a}\200\234$ We don $\hat{a}\200\231$ t believe them. For  $1\hat{A}$ S months they've been promising, and nothing,  $\hat{a}\200\235$  said a woman, who wanted to be identified only as Thembi.

 $\hat{a}\200\234$ We'll keep -on fighting until {hings get good,  $\hat{a}\200\235$  promised Nkosi.

A number of people refused to divulge their names after spotting a roaming police cameramar. Police are still hunting for a number of community leaders who face charges of public violence and incitement. This follows the torching of the only library in the township.

As the five police Nyala armoured vehicles and four taxis fillecl with policemen filed out of the stadium, a rock was thrown at an officer standing atop an Nyala. Police responded by firing teargas and lefting off a number of - shotgun rounds down side slreets.

 $\tilde{\ }$   $\hat{\ }$  200\234Itâ\200\231s not ovenrâ\200\235 said a smiling youth as he placed a boulder in the road.

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The Star

Radebe detends appointing Mpshe

CARIEN DU PLESSIS

JUSTICE Minister Jeff Radebe adinitted yesterday that he had secured former deputy prosecutions boss Mokotedi Mpshe a position as an acting judge after Mpshe had approached hin.

 $\hat{a}\200\234$ It was his preference that he (Mpshe) wanted to have an acting appointment,  $\hat{a}\200\235$  Radebe told journalists at Parliament yesterday.

Mpshe had also expressed a preference for the position to be in the Eastern Cape, Western Cape or North West divisions of the High Court, Radebe said. The minister had duly approached the respective judges in charge to find out where Mpshe could be accomimodated.

Radebeâ\200\231s admission came after he read a statement in which he dismissed criticism that his appointment of Mpshe â\200\224 who was initially seconded [rom the National Prosecuting Authority (NPA) to take up his post in North West ~ had undermined the independence of the judiciary.

He also revealed that Mpshe was  $a\geq00\geq34a\geq00\geq30$  effectively $a\geq00\geq35$  no longer a member of the NPA, having asked President Jacob Zuma to  $a\geq00\geq34$  allow him to vacate his office with immediate effect  $a\geq00\geq35$ . Mpshe $a\geq00\geq31$  request was for per-

sonal reasons, Radebe said.

He described the General Council of the Bar, which had asked him to withdraw Mpsheâ\200\231s appointment, as the  $\frac{200}{34}$  in a  $\frac{200}{234}$  politically motivatedâ\200\235 campaign.

The council, the Law Society of South Africa and [Freedom Under Law had all criticised the appointment as an acting judge of a person still employed by - and likely to return to a\200\224 the statea\200\231s prosecu-

tions arm. Radebe said the constitution gave him the power to appoint acting judges, and there was nothing which disqualified Mpshe from serving as one, despite perceptions that he cowld possibly be biased ashe was acting NPA boss when corruption charges against Zuma were dropped. â\200\234Mpshe is an honourable person. He has laken decisions in the past against the state,â\200\235 he said.

Racdebe added that â\200\234ele-ments of exercising jucdicial independence are not dissimi-lar to those exercised in prosecutorial independenceâ\200\235. NPA members were obliged to be impartial and independent.

He said the Bar council had ignored instances. in which advocates and attorneys in privale practice had acted for the government and been paid for their services, yel who took acting positions as judges and faced having to adjudicale on matters involving the government.

It was  $\hat{a}\200\234$  beyond dispute  $\hat{a}\200\235$  that the appointment of judicial officers was an executive function.

Radebe acknowledged the convention that a judge president usually approached the justice minister, but said: â\200\234Similaxly, where the minister is aware of the need for an acting appointment... (he or she) may initiate consultation with a judge president...

The DA however, said Mpsheâ\200\231s resignation from theâ\200\231 NPA was aimed â\200\234at avoiding a legal challengeâ\200\235 and said its objection still stood.  $\hat{a}$ 200\234We do not

believe lie acted without fear or favowr (in dropping the charges against Zuma) and therefore have to ask how he could bring the impartiality required of a judge to the Bench, \( \alpha \) 200\235 said DA spolkeswoman Dene Smuts.

\* ULIUS Malems, the ANC

Youth League president,

owns itwo multimillion-

rand homes - both of
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This disclosure, which adds to questions surrounding how r\_h ANC Youth League presiden affords his lavish lifestyle, comes just a day after Finance Minister Pravin Gordhan announced that targeted lifestyle audits would be con duczï¬\201d Ih;s vea\_

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u\_mno;s vui¬\202a Lm\*"e a2 TV room, a

lounge, a pool and a large garden.

It is the same house in which Malema held 2 controversial house-warming party in September last year A poâ\200\231nâ\200\230ce reservist said at the time that he was assaulted by the youth league president. Neighbours complained about the noise and mess Malemaâ\200\231s party had caused.

It was a sophisticated bash. YFM DJ Oskido provided the music and guests were treated to R700-a-bottle Johnnie Walker Gold Label whisky aDd Moét et Chandon French npagne.

The part\ was atiended by Limpope Pi\*e ier L,as: "\201 Mathale,

pe MEC for Ph;ai¬\202Cc

John Block, former spy boss Billy Masetlhz and Deputy Police Minis. ter Fikile Mbalula, while Generazions af't\*ess Sonia Sedibe was the master of ceremonies

V'\*ew ask ed how bc could a&'o\*d to buy a R3.6m house cash, Male reacted angrily

 $\hat{a}\200\234$ You and vour husband and vour family - that  $\hat{a}\200\231$ s who you need to write about. You go away, just go away,  $\hat{a}\200\235$  he said before slamming downn the phone.

ANC Youth League spokesman Floyd Shivambu said The Star was being nonsensical

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It S not the first tme questions surrounding the s of Malemaâ $\200\231s$  lifestyle have erre

Sources in the yOLth lea have s2id he earns R20 000 a m but he would need at least R1

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ology 10 peopleâ\200\231s lifestyles. ¢ 1 ink io bank aculd establish if the unts, ondwwuraâ\200\230ncepo;cwe: N the official said. real

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### purchases.

Sars can also check investment interest income. The official szid that last year they found thatone of the countryâ\200\231s 120 wealthiest people

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a month to afford the cars and
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At the same time that the trans-
fer of the Sandowmn house went
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about R259 000.
The 28-year-Old politician owns
a black Mercedes-Renz AMG,
which retails \hat{a}\200\230at R734000, and
reportedly drives an Aston Martin
and a red Range Rover Sport too.
Last night he WeT'lI to a lecture at
Wits University a brandy:w
white Range Rover - with no num-
ber plates - Which sells for fi 2m.
e director of four
compa_nie 101 Junjus â\200\235md g CC,
Blue Nightingale Tradi
Roaring Investment
neering Projects.
DA YouthLeam
Ramulitho said F
Mealema earns a lu.
R20 000 he claims.
a\200\234Itis said that he earns as much
as 2 minister, and that is why he
will not go to Parliament or take up
any other office, a\200\235 s2id Ramulifho,
who owns one car \hat{a}\200\224 an Audi A4 \hat{a}\200\224
and a house in R verlea.
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/e éeï¬\201â\200\231é need Zumaâ\200\231s support for EE@%@â\200\231E&EES%&@EE %Eé
THE ANCYL does not want Presi-
dent Jacob Zumaâ\200\231s support in its
bid for nationalisation, it wants
the support of the masses, its
leader Julius Malema sazid last
night:
-\hat{a}\200\234We don't care who says what.
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Nationalisation will become the

support of the masses.

 $\hat{a}\200\234If$  the masses say you are correct, we will march on,  $\hat{a}\200\235$  Malems said.

On Tuesday Zuma said during debate on his State of the Nation address that mationalisation was not government policy.

-Ahead of Malemaâ\200\231s address, his audience watched a video clip of an interview with Nelson Man delz,  $\ddot{z} \sim 2011m\&, \hat{a} \sim 200\230$  shortly after his release

from prison.

In the interview, Mande]a said nationalisation was part of the history of this country and that he did

not understand how privatisation was being justified.

Joining Malema on stage was ANC stalwart Winnie Madikizela-Mandela, who remarked that Malema was  $a\200\234$ clever $a\200\235$  to use archival information to back up his bid to nationalise the mines. - Saps

LAUREN COHEN

NOTHING in Mokotedi Mpshe's track record disqualified him from being an acting judge, Justice and Constitutional Development Minister Jeff Radebe said yesterday.

He accused the Law Society of South Africa and the General Council of the Bar of waging a  $\frac{3}{200}$  appointically. motivated  $\frac{200}{235}$  canpaign against Mpshe's appointment  $\frac{3}{200}$  and of using the media to achieve their goals.

The law society and Bar council are among legal bodies and political parties that have questioned whether Mpshe has been made an-acting judge in North West as a reward for dropping corruption charges against Jacob Zuma on the eve of the 2009 election.

Mpshe was acting head of the National Prosecuting Authority at the time.

The legal bodies also question whether the new post is compensation for the appointment of advocate Menzi Simelane to the top post in the NPA.

Radebe, addressing media in Cape Town yesterday, said: â\200\234I

have no knowledge of a reward. Reward for what? He is a fit and proper person, appropriately qualified for the job.

 $\hat{a}\200\234$ There was a vacant position in North West and his filling an acting - position enhances the administration of justice. $\hat{a}\200\235$ 

The Bar council and law society have urged Radebe (o withdraw or suspend the appointment of Mpshe, saying they are concerned.it undermines the independence of the judiciary because Mpshe is a former employee of the stale.

Radebe said: â\200\234Universilies receive a subsidy from the governmelt ... which is used to pay salaries of lecturers in law faculties. No objection has been raised when a lecturer got appointed as a judge. Neither have any objections been raised when advocates and attorneys got appointed as judges when they have consistently acted on behalf of the government.â\200\235

He said there was no reason to believe Mpshe would take the side of the state because he had worked for the NPA.

 $\hat{a}\200\234$ Since he has tried no case, I have no reason to impute him [based on] these misplaced perceptions that he will fall short of the impartiality required of him. $\hat{a}\200\235$ 

When Mpshe withdrew the charges against Zuma, DA leader Helen Zille accused him

 $a\200\230$  of not respecting the law. De-

spite his resignation from the NPA, the DA said yesterday its abjection to his appointment as an acting judge stood.

DA spokeswoman Dene Smuts -said Mpsheâ\200\231s resignation from the NPA was no doubt

~aimed at avoiding a legal chal-

lenge by the legal fraternity of his appointment.  $\hat{a}$ 200\224 Additional reporting by Sapa

The Eitneï¬\201 Friday February 19 12010

PRESIDENT Jacob Zuma should have defended ANC secretary-general Gwede Mantashe against calls for his removal by ANCYL leader Julius Malema, the National Union of Metalworkers of SA (Numsa) said yesterday.

 $\hat{a}\200\234Why$  did the president keep quiet when his party $\hat{a}\200\231s$  secretary-general was being attacked? $\hat{a}\200\235$  Numsa general secretary Irvin Jim asked.

He szid Zuma should have reprimanded Malema for his  $a\200\234$ misbehaviour $200\235$ .

Malema wanted Mantashe replaced by Deputy Minister of Police Fikile Mbalula, Jim said.

 $\hat{a}\200\234$ The ANC is not run by tsoisis who would sit in shebeens and decide to put their friends as leaders. Mantashe is being eaten alive and Malema should have been reprimanded,  $\hat{a}\200\235$  said Jim.

He said Mantashe was being targeted because he was 2 communist.  $\hat{a}\200\234$ Numsa rejects the premature call to unseat Mantashe now or [at the ANC's elective conference] in 2012. $\hat{a}\200\235$  he said, adding that Malema had taken an anti-Cosatu and

Numsa decries Malema'â\200\231s attack

anti-SA Communist Party posture.  $\hat{a}\200\234$ This unprovoked stance against working class is deliberately \erated by individuels who dissrove of the good working ti within tripartite

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 $\hat{a}$ 200\234uninspiring $\hat{a}$ \200\235 and  $\hat{a}$ \200\234empty $\hat{a}$ \200\235.

 $\hat{a}\200\2347$ uma failed to respond to the glaring serious and worsening socio-economic conditions fronting the working class.

 $\hat{a}\200\234$ It [the speech] has &ls0 failed to give clear vision and command to

state institutions,

rn con-

 $a\200\230$ The}, don't want and to galvamise

 $\hat{a}\200\234$ They believe communists are not entitled to be in the ANC,  $\hat{a}\200\235$  said Jim.

Malema would have to work hard to remove Mantashe because Numsa would Oppose him and anyone else who made that call, Jim said.

 $\hat{A}$ «e will defend the ANC against these unscrupulous individuals who are only interested in their wealth and tenders. $\hat{a}$ \200\235

Jim criticised Zumaâ\200\231s state of the nation address, saying Numsaâ\200\231s national executive committee had discussed it and found it

communists in the ANC $\hat{a}$ \200\231 in

the people behind

the programme Of

action as laid out

Polokwane,  $\hat{a}$ \200\235 said Jim.

Zuma's address lacked commitment to promote decent work through procurement practices that could champion  $a\200\234$  ocalisation  $a\200\235$  and he failed to act against labour broking, said Jim.

He said Numsa would not keep quiet when Polokwane resolutions were not being implemented just because it had supported Zuma for president.

On Finance Minister Pravin Gordhanâ $\200\231s$  Budget speech, Jim said

it was anti-poor and anti-working class.

 $\hat{a}\200\234$ The Budget became a platform to take forward the neo-liberal

macroeconomic framework. What we have resisied in the pest 15 years is now Worse because Gear [the growth, employment and Tedistribution policy] has been put on afaster gear now, â\200\235 he said.

Numsz was disappoinied that Gordhan maintained the same policies that had destroyed the countryâ\200\231s opportunity to develop.

 $\hat{a}\200\234$ This is not surprising because Treasury staff belong to the old order that resisted change,  $\hat{a}\200\235$  said Jim, adding that the union would persuade Cosatu to call for inflation targeting to be dropped.  $\hat{a}\200\224$ Sapa

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NUMSA: President must defend Mantashe

JOHANNESBURG -â\200\224 President Jacob Zuma should have defended ANC scerelary-general Gwede Mantashe against calls for his removal by ANCYL leader Julius Malema, the National Unton of Metalworkers of SA (Numsa) said yesterday.

 $200\234$  Why did the president keep quiet when his party  $200\231$ s secretary-general was being attacked  $200\235$ 

said Numsa general secretary Ir--

vin Jim, in Johanneshurg. Hesaid Zumashould have rep-

rimanded Malema for his  $a\200\234mis$ -

behaviourâ\200\235,

Malema wants Mantashe replaced by Deputy Minister 6f Police Fikile Mbalula, Jim said,

 $\hat{a}\200\234I'$ he ANC is not run by tsotsis who would sit in shebeens and decide to put their fiends as leaders. Mantashe is being eaten alive and Malema should have been reprimanded,  $\hat{a}\200\235$  said Jim,

[le said Mantashe is being targeted because heis a communist.

 $\hat{a}\200\234$ Numsa rejects the premature call to unscal Mantashe now or lat the ANC's elective conferencel in 2012,  $\hat{a}\200\235$  he said, adding

that Malema has taken an anti-Congress of SA -Trade Unions (Cosatul and anti-SA Communist Party posture.

â\200\234Ihis unprovoked stance against the working class is deliberately generated by individuals who disapprove of the good working relations within the tripartite alliance that emerged in the Polokwane, â\200\235 he said reforring to the 2007 ANC conference.

 $\hat{a}\200\234T'$  hey believe communists are notentitled to being in the ANC,  $\hat{a}\200\235$  said Jim.

Malema would have to work very hard to remove Mantashe because Numsa would oppose him and anyone else who made that call, Jim said,

 $\hat{a}\200\234We$  will defend the ANC against these unscrupulous individuals who are only interested

in their wealth and tenders. $\hat{a}$ \200\235

Jim criticised Zumaâ\200\231s state of the nation address, saying Num-sa's national executive committee had discussed it and found it  $\frac{200}{234}$  uninspiringâ\200\235 and  $\frac{200}{234}$ 

 $\hat{a}\200\234$ Zuma failed to respond to the glaring serious and worsening socio-economic conditions con-[ronting the working class,  $\hat{a}\200\235$  he said.

 $\hat{a}\200\234$ It has also [ailed to give clear vision and command to state institutions, and to galvanise the people behind the programme of action as laid outin Polokwane,  $\hat{a}\200\235$  said Jim.

Zuma's address lacked commitment to promote decent work through procurement practices that could champion â\200\234localisationâ\200\235, and he failed to act against labour hrokering, said Jim.

He said Numsa would not keep quiet when Polokwane resolutions were not heing implemented, just because it had supported Zuma for president,

On Finance Minister Pravin Gordhan's Budget speech, Jim said it was anti-poor and antiworking class.'

 $\hat{a}\200\234$ The budget hecame a platform (o take forward the neo-

liberal macro-economic framework.

 $\hat{a}\200\234$ What we have resisted in the past 15 years is now worse hecause Gear [growth, employment and redistribution] has been put on a faster gear now. $\hat{a}\200\235$ 

e said Numsais disappointed that Gordhan maintained the same policies that have destroyed the countryâ\200\231s opportunity to develop.

 $\hat{a}\200\234$ Thisis notsurprising because the Treasury staff helong to the old order that resisted change,  $\hat{a}\200\235$  said Jim, adding that the union would persuade Cosatu to call for the Reserve Bank $\hat{a}\200\231s$  inflation targeling to be dropped.

 $\hat{a}\200\231 \hat{a}\200\224$  Sapa.

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DA still not happy about
Mpshe, despi
CAPE TOWN â\200\224 The Democratic Alli-
anceâ\200\231s objectiong 1 Mokotei Mpshe's
dppointment gy acling Judge in the
North Wesgg High Coury Sland, despite
his vesignation as Deputy National pj.
tector of Publje Prosecuuâ\200\230ons, the DA
said yesterday,
Mpshe's resignation from (he Na-
tonal 1a\200\2301a\200\23005 (:(.a\200\230, utiug Au (horiLy (NPA) was
nodoubtaimed o avoiding legal chal-
lenge of hig aAppoinlmeny by Freadon
Under Layy (FUL), the General Council
of the Bay (GCB), and other menmbers
ol the legal communigy, pag Spokes-
woman Deng Smuls gaig.
Butluâ\200\231s1'&-)51'5:â\200\23011&11â\200\230:â\200\230)11 (Udnotsatisfy the
DA any moye than it woyq salisfy that
coummunity, she said.
a\200\234All the DaAa\200\231s objections to this acting
dppointiment gian, Since when do we
dppoint judges lrom the ranks of pey-
SOns lacing (:hm'gâ\200\230es,'cuul;.)]uints or le-
gal action?\hat{a}\200\235
The DA% application
Mpshe's decision, ag acting Nationg]
Director g Public Prosecutiong
(NDPP), 10 drop the Prosecution of
President Jycol Zuma on charges of
[raud, corruption, mcketeuriug and
noney Iaundm'mg was before the
court. _
a\200\234We do not believe he acted withogt
fear or fayoq, in that cage and, there-
tore, have 10 ask how he coulcl bring
the jmpartiadjty required ofajudgu to
the benep, \hat{a}\200\235
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Stuts said (fe DA wanted (4 know lrom Justjce Minister Jafr Radebe whether he â\200\235::heuueleï¬\201sly did the

for revipw of

le NPA ove

rounds of the Provincial divisions ip search of g Seuior judge who wottld take advoeg Mpshe for an acling apbointment g reward hin [oy ch'opping the Presidentig) brosecution gy to compensate | y lor the appointment ofadvocalg Menzi Simelane ag NDpp,,

Also, whethey Mpshe wig appointed lov twice (he longes normal peripg applicable acting appointmenty  $a^200^24$ . Six months  $a^200^24$  u r 50 why, ang whal would [olloyy,

Earligy: yesterday, Radghg vigorously defende his appointme of Mpshe and said g decision stood,

Brieling 1o media af Pu,rlimnent, Radebe dccused the Layy Society 01 SA (LSSA) ang the GCB or waging a â\200\234polically motiva g Campaign againg, the appointinen,

Acting dppointnients the Benep Were nol ag g matier of lgyw Preceded Y any nominatjo, process, he gajq. The [uct that Mpshe had asko the president (o allgyy him (o vacae his ofice with mmedja g ellect, as deputy NDPP, hage O persongl considerations, coulq lol have alfected the Dosition tegarding hiy dppointment g5 gy

acting jucdgo.

 $\hat{a}\200\234$ hwouldstin have held (h same vigyy and position togarcdless of whether op not he lety NPA,  $\hat{a}\200\235$  he said.,

Radebe emphatically rejected suggostions thy Mpshe wag being rowe,.—
ded for dropping the case againgt zyma, saying he wag an honourah]e persouwho hased g docisions on the law,

â\200\224 Sapa.

Uphenyo neolaubostwa â\200\230hothukeâ\200\231 uZuma

UNGQONGQOSHE yaseCape Town okulhiwa wamaPhoyisa, uMnug Nathi â\200\234sachapha ngenhlambaâ\200\235 Mthethwa, usenxuse uphiko uMengameli Jacob Zuma, oluphenya amacala okusuke â\200\234Njenge ICD siviumnile uku-kuthinteka kuwo amaphoyisa thi kumele kwenziwe uphe-i-Independent Complaints nyo,â\200\235 kusho okliulumela lolu Divectorate ( ICD) ukuba phiko ulvnuz Moses Dlamini. luphenye ngolk uboshwa Lolu phiko luzobe sely-kwesitshudeni saseNyuvesi xhumana nalesi sitshudeni uChumani Maxwele (25) owaboshwa ngeleclule ngoba kuthiwa uphaka-misele umunwe v iyo lezimoto ezabe zihamba noMengameli Zuma.

Ngesilkhathi kuthiwg uChumani wenza lokhu wayezivocavoca esilaladini eKapa.

Emuva kokuba abagaphi bakaZuma kuthiwa bambone enza lokhu kwabe sekuma IBMW emnyama walayi-shwa phakathij kuyo ngesidlozana, wathi uzama ukuchaza watshelwa ukuthi useyochaza phambili.

Waphonswa imibuzo amahora angu-24 kodwa wageina engavelanga enkantolo. Abe-ICD bathi bazomsiza lo mfundi ngo-kuthiagale abike ngoku-hlukuwmezelka kwalkle ngaphambi kolku-

phenywa kokwenzeka,

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#### UMAFRIKA

February 19-25, 2010

Abathunywanga yimi abangesekelayo

#### Mhleli

KUZE kube manje sezizining; 1zinkulumo ezithikamezayo ezishiwo ngabacosheli bezindaba nababhemu abathize abagwegwile mayelana nezehlakalo ezenzeka ezindaweni ezithize egameni lami. Senginqume ukuzikhulumela nggo ukuze ngigordise izinto.

Ukughibuka kwamagembu aseziveze ukuthi asekela mina
kuyizehlakalo ezingazange zigunyazwe yimi.
Lezi zehlakalo namakomid aseghamukile yinto engahleIwanga yimi futhi engingazange ngibambe ighaza ekusungulweni kwayo.

Ngizinikele kwi-IFP futhi ngiyohlale ngilisebenzela ige-

mbu ngenhloso yokuthi lidlondlobale, hhayi ukuthi lifadalale. â\200\230

Ngakho-ke kuyisifiso sami esjjulile ukuthi abanm baseNi-ngizimu Afrika bazi ukuthi lezi zehlakalo namakomidi aghi-bukile kuyizinhlelo ezighamu-ka nabantu abafuna vkwenza izinto ngezifiso zabo.

Nginxusa wonke amalungu

eQembu ukubza abhukule asebenzele ubumbang IweQembu okuylyona nto ebaluleke kakhulu njengoba sibheke okhethweni lohulumeni basekhaya oluzayo.

VZ KaMagwaza-Msibi USTHLALO KAZWELONKE

#### UMAFRIKA

T TTMPHAKATHI wesizwe sa-;L, i}\\_waKhOZd eShowe enhla â\200\234../ nesifundazwe, ukhala nge-khansela okuthiwa selokhu labe-kwa liyagula "kalidilivi."

Lo mphakath uthi vyazi ukuthi ziningi izindawo ezisasalele kwezentuthuko umehluko wuokuthi kule ndawo ikhansela kaliyingeni eyokusebenza hithi liyagula.

Leli phephandaba likhulume nelungu lomphakathi uMnuz Mandla Dumisa othe uHulumeni kufanele angenelele kulolu daba. Uthe leli khansela, uMnuz Mdu Mthembu, libekwe ngoMay 6 nyakenye. Uthi kusukela ngaleso sikhathi kalitho-

lakali futhi kalisebenzi nhlobo, Ii-

tha liyagula.

"Kudlalwa ngabantu bakule ndawo ume kuthiwe baemm\sela. Sekuzophela unyake manje ligula futhi aiikeze libize mhl tangano. Uma kwerzekile kwafika unggonggoshe uyiswa endawen: R0 angale thwa Xuthinz ngoba h\_sa\_shv,a ihlazo ngendâ\200\231zela ie ndawo engenanthuko ngayo,â\200\235 kusho ulMnuz Dumisa. \_

Ebuzwa ukuthi yiziphi izinyathelo asebezithathile ncaluli khansela, u-the sebeye em dlwini uMlalazi

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YIZE livuma ukuthi like

lagula lalala esibhedlela,

ikhansela lifuna amagama abantu abathi kaliwenzeli lutho umphakathi ngoba Iithi bakhuluma ilumbo. UMPUME ZONDI uyazi kangcono le ndaba.

batshelwa ukuthi mabalinde kancane ophathelene nalezi zindaba usemhblanganweni. Uthi kuthe sekuvalwa emehhovisi batshelwa ukuathi
uma benenkinga nekhansela kufanele beze nalo emkhandlwini nkuze lichaze ukuthi kwenzeniani.
Uthe uHulumeni nhiale ethula izinklelo zenmthuke ezingasiza abantu ukuthi bangathembeli emalini
yezibonelelo kodwa kazifiki kubon2 ngoba bagulelwa yikhansela.
Ughube wathi abazi noma ligula

ngempela noma liyazivilaphela Iifuna ukudia imali mahhala.

"Akuve kubuhlungu lokhu okwenzeka kuthina nzoba sivazi ukuthi
uHulumeni uyay zlm\_pha imali yentuthuko kodwa asazi wkuths i -phclelaphi. Simxusa kwawona uHulumepi ukuthi ulandelele ubheke ukuthi ziyenziwa yimi izinto okufanele zenziwe ukuze baphele abantn
abafana nekhansela lethu,â\200\235 usho
kanje.

Eziphendulela uMnuz Mthembu

nje

uthe bayazibhedela abathi akasebenzi. Uvumile ukuthi ubegula esesibhedlela kodwa wathi ugale ukugula ngo-October nyakenye. Uthe entathelini ayilethe labo abathi akasebenzi.:

"Ngithi letha amagama abo, obani abakutshele lokho?" kusho uMnuz Mthembu.

U ghube wathi akafuni ukuphawu-

2 kakhuln ngoba inhlangano aku-vo naye umuntu owlnl rmelayo. Kuthe umsa etshelwa yintatheli ukuthi lokhu okukhulunywa ngakho akuhlangene nenhlangano Lepha kufanele akhulume r.JenceLhansela wathi akanaso isikhathi sokudlaia makuthathwe ngokuthi labo abathi akasebenzi bakhulume into engekho.

Ebuzwa ukuthi kulezi zinyanga

esesibhedlela ukhona yini ober mbele emsebenzini okufanele be ubewenza, uthe akekho.

Ebuzwa ukuthi pho uphike uma abantu bethi uyikhansela ngasebenzi ngoba kuyacaca uk ku1621 zinyanga ebengekho, z kho umsebenzi obewenziwa, u wathi njengoba inhlanganc yz isathuli ingakakhalazi ngal ngaye, kusho ukuthi awukho thetho awuwuphulile

Okhulumela vmNyango wezo lumeni baseKhaya I\V\'a\_\_,l.xdâ\200\224 tal, uMnuz Lennox Mabaso, 1 vkuguiza kuyinto ebucayi ng u\*nLlehe umuntu esikhund. ngoba uthi uyagula ngoba lo ngabe kusho ukuthi ubona uk usezoshona.

Uthe baningi onggongqoshs  $\hat{A}^{c}$ gula baze bashone bengonmg

2g0os she.

"Odabeni olunjena kuye kudin ke usomiomo womkhandlu k nguyena ozothatha 1 lzingumo u m kufanele irwenziwe mani. U

a kukbvlunywa ni<br/>ü¬\201kï¬\201aï¬\202ccfa ngaseupnz libe lingeguli, u<br/>H

eni angalithathelz izinyathel kuphetha uMnuz Mebaso.

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UMAFRIKA

February 19-25, 2010

### vlhleli

i GIDUMELE kabj ukuthi iphepha -

%2 kho linike inkundla yomuyny okuso-

% bala ukuthi ugonde nje ukuhlampy-

laza igama lamj esontwenl lamaNazare(he

nasezweni lonke, Iziptg ezikhulunywa ngu-

lo mlisa uiviny Sandile Dlomo zlyimbudane

yokuqala neyokugceina,

Angazi nokuncane okuphakathi kwami 1no-

Baba ulvbhishobhj v Shembe uâ\200\234Thingolwe-

nkosazanaâ200235, Sigcinene ngonyaka owedlyle elapha Ondinj.;

### UMAFRIKZ

Ngiyaya eBuhlen; izikhathi engingezibale, Ngiyaya naseNhlangakazi, Kunonyaka lapha kuthe ngokungazi usuky [o]y engiyaye ngiye ngalo kwangiphuthela tkuya eNhlangakazj nonyaku, Ngaze ngasola uDkt BY Mthethwa ngalokhu ukyba akhuphuke engasangithiblanga mina nonyaka,

Knugzunzmgn aluhlaza cwe ukuthi ngake ngacela uBuby uShembe ykybg  $a\200\234$ angibhabhadjse $a\200\235$  njengoba kusho o mlisa uMuau Sandile Dlomo.

Mina ngikhonza esontweni laseSheshi, Iokho kangikufihl noma nini. Kwavelg uMhtwana wasoNkweni okhonza kwaShembe wathi uhlushwa liphupho elifhj mangiyohlanjululwa nguBaba umholj weBandla lama-

â\200\230Nazarethe, Wangilandela ngale ndabg ngaze ngathumela kuBaby uShembe ukuthi kungenzeka yini lokho, Wathi kungenzeka.

genxa yezitha zami ezifang noMnu Sandile Dlomo kwaba khona ababikela iphephandaba i-City Pregs lokho kuhlanjululyy kwami kwachazwy njengombhabhadiso. Nephephandaba lsolezwe elingangithandj nalo labika kanjalo. Lona-ke laze lathi lokhu likucoshe ngoMfundisj uMhlephila Mthethwa,

Ngakuphendula kuwo omabili amaphephandaba ukuthi kakulong iqiniso ukuthi ngangibhabhadiswa gaze ngasho ukuthi uhfyndisi uMthethya npumuntu engabe ngimethemba nga(hi ungidumazile ugokuba avime ukusetshenziswa yizitha zami kwiSo/eawve ukuhubhyza amanga anjena ngokuhlanjulalwa kwamj nguBaba uShembe,
Ngingakaghubek] ukuphendulana naly manaphanapha elumpo oMnu Sandile Dlomo,
ake ngichaze lokhy ngami neBandla lamaNazarethe.

UNntwana uConstance Sibiljle Mantithj Ngangezinye Magogo kaDinuzuly owelama uMutwanaâ\204¢ Omkhyly waKwaSokesimbone ulvlutwana u-Arthye Ecward Mshiyeni kaDjnozulu, yena-ke cbeselama iNgonyama uSolomon Maphumzang k;lDiuuzulu, iNkosi ya-

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#### UMAFRIKA

maBandla onke, iNkosi yaKwaDlamahlahla, yona-ke ezala iNgonyama uCyprian Nya-ngayezizwe Bhekuzulu ka Solomon iNkosi yakwaKhethomthandayo ezala iSilo lesi esibusayo. UMntwana uMagogo-ke ngumama ozala mina.

Wangixoxela ephindaphinda ngikhula waze wafa ukuthi kwathi nxa esezithwele ekhule-lwe mina umnewabo iNgonyama uSolomon yamthatha yayomcelela indawo euphaka-meni kuMprofeti u-Isaiah uMqambi waleli sonto lamaNazarethe uMbombela. Wayethi uMama lokho umnewabo iSilo saKwaDla-mahlahla wayekwenzela ukuba abeseduzane noDokotela uMcCord eThekwini esaphila o-wayemhlola njalo ukuthi ukukhulelwa kwa-khe kusahamba kahle yini. Wayethi-ke u-Muntwana uMagogo eluphakameni wayelala endlini lapho kwakuhlala khona izingungu zeBandla.

Okwesibili iNgonyama uSolomon kaDinuzulu, umalume wami wabeseganwa futhi yinkosazana ezalwa nguMprofethi u-Isaiah Shembe. I[ndlunkulu uMaShembe igama layo uZondi.

Kangimazi ngamehlo uMprofethi uShembe kodwa owathatha izintambo zokuhola isouto ngemuva kwakhe indodana yakhe endala u-Mbhishobhi uJohannes Galile Shembe nga-mazi ngiseyingane efika KwaDlamahlahla, i-sikhundla soBukhosi sesiphethwe ngu-Mntwana Omkhulu uMshiyeni kaDinuzulu, uMntwana Omlkhulu wakwaSokesimbone owelanywa ngumama, yena-ke esaphathele indodana yomnewabo iSilo sal{walhethom-thandayo iNkosi uCyprian Nyangayezizwe Bhekuzulu kaSolomon. Nambla siyingewa-bayo iNgonyama uBaba u-JG Shembe sasi-naye.

Nalapho sekuphethe soua iSilo sallwaKhe- (homthandayo uBaba uShembe â\200\234ILANGAâ\200\235 obaziwa ngo-JG ngikhula, ubefika futhi na- KwaKhethomthandayo futhi enomuzi khona ngasekhayakomama Osuthu - umuzi wasel.i- nda okhona namanje.

Nami ngingebale ngiya eKuphakameni ku-

 $a\200\234$ gekhona uBaba u-JG. Ngesinye isikhathi

ngiphelekezela umzawami iSilo saKwalChe-thomthandayo iNkosi uCyprian Nyangayezi-zwe Bhekuzulu kaSolomon.

Okunye engingakusho ngesinye isikhathi ngangike ngiye eKuphakameni ngithunywe yiSilo saKwakKhethomthandayo ukuba ngi-yocela ingoduso yaso intombi yakwaN(shangase eyayikhonza khona kwaShembe, kodwa ingeyakithi eMahashini.

Ngenkathi uMntwana Omkhulu wakwaSo-kesimbone esithatha ngemoto yakhe ukuba siyofunda eManzimtoti naBanlwana abazala pami uMntwana uThandayiphi ka Solomon noMniwana uPenuel kaSolomon, omunye wothisha esabatica eManzimtoti nguThisha uMnu Amos Kula Shembe. Satshenwa uku-thi ungumnawe womholi weBandla lamaNa-zarethe uBaba u-J G Shembe â\200\234ILANGAâ\200\235.

Kuthe ekukhothameni kwakhe iBandla la-maNazarethe lase liphathwa nguye uthisha wami uBaba u-AK Shembe â\200\234INYANGAâ\200\235.

Nalapho esephethe bengiya futhi eBuhleni pnoma sibonana kuphi ngimaike inhlonipho emfaneleyo. Namanje nxa ngincokala npasese nomholi waleliBandla okhona uMbhishobhi MV Shembe uâ\200\234Thingolwenkosazanaâ\200\235 ngivaye ngithi akabokhumbula ukuthi indodana endala ka-AK yinu!

Bese silileka lokho kuphela.

Ngenkathi esaphila uBaba ul.onda Shembe wangithinta naye njengengane yoMprofethi u-Isaiah wangithinta naye.

Naye sejwayelana naye kakbulu kangangokuba ngiyakholwa ukuthi cishe wadutshulelwa ukuba adalula itulo lokungibulala elalixoxwa ekhona eSwazini. Nalapho ephathwa wayephathwa ngalokho. Futhi kwakungalotshwe yimi.

Muva ngacelwa yindodana yakhe uBaba u-Vukile Shembe ukuba ngibahlanganise noyise uBaba uMbhishobhi V Shembe waseBuhleni, uBaba uShembe wavuma ukuba ngikwenze lokho. Kungenkathi nginguNggongqoshe wezaseKhaya.

Ngenxa yokucinana kwezinhlelo zami ngabe sengicela iNkosi esanda kushona iNkosi yalwaZashuke iNkosi Nyanga Ngubane ukuba angimele kulo womhlangano wokubuyilsana.

Kuthe ilanga seligokiwe lomhlangano kwavunyelwana ngatshenwa ukuthi akuse-nzekanga ukuba laba baholi bamaNazarethe bahlanganiswe yiNkosi yaKwaZashuke ngo-ba kwavela amadungamuzi athi lapha e-ndodaneni kaBaba uMfundisi uLonda ingayi kulo mhlangano kayiphephile.

Kawukho-ke omunye umhlangano owake wangihlanganisa nalolu daba lombango lomlisa uMnu Sandile Dlomo akhuluma ngawo lapha kuMAFRIKA womhla ka-12- 18 February, 2010.

Kuyahlipha ukungazi. Zonke izinto ezimayelana nosuku lwami lokuzalwa ngo-2008 nama-video ayengenziwa yimi. Yizinto ezahlanganiswa ngabeluleki ababecelwe yigembu, hhayi mina ukuba bazenze. Laba baholi ababalayo uMnu Dlomo yinto eyaziwayo ukuthi angikaze ngihlangane nabo abagophi futhi kangikaze ngibagoke ukuthi babale bonke laba bantu abathi ngahlangana nabo bese beshiya uBaba umholi wesonto lama-Nazarethe.

Amakhasi okukhuluma ngomlando wami ephepheni ILANGA ayenawo ehlelwe yiKo-miti eyayiphethe umsebenzi wokugubha usuku lwami lokuzalwa. Kangibanga nasandla kulo nesincane. Kangazi ukuthi lo mlisa ukwenza icala ngani ukuba ILANGA likhiphe inkonyane eyayixoxa ngomlando wami.

Ukuze azi nokuthi ngangingenasandla ku-klho, ngaze ngakhononda kulo /LANGA, ku-baphathi ngendlela ababhedisa ngayo izitha-kazelo zakwaButhelezi. Njengokuthi esi-khundleni sokuba bathi â\200\234Sowalisaâ\200\235, bathi Sokwalisa okungumbhedo. Bathathe noyi-semkhulu kaBaba uMnyamana bamenza isithakazelo sisathi â\200\234kumpisholo njeâ\200\235 thina bolibo lwakhe ngoba akakabi yiso isithaka-zelo ulMnyamana.

Ngineqiniso abaseNdlunkulu bangethuka nxa bengathakazelwa ngeSilo sasoNdini i-Nkosi uCetshwayo ngoba useseduzane kakhilu. Nabayaye babhede ngoMmnyamana ngiyaye ngazi ukuthi yileyo nkonyane ye-LANGA eyashicilelwa ngaphandle kokubuza noma yini kithi bakwaButhelezi eyenza lo-kho.

Kangazi-ke noma noMnu Sandile Dlomo ubona ukuthi angikaze ngenze lutho yini kuleli lizwe ngakho-ke kwakungangifanele yini ukuba ngihlonishwe yiLANGA kanjalo ngaleyo nkonyane abayenzayo.

\*lghutshwa ekhasini 6

#### UMAFRIKA

### Mhlel\_i

NGIVUMELANA nalabo abahambisana neCongress of South African Trade Unions (Cosam) nabefendisi abathize abathi uMengamel wethn makaxoielwe okwesibili-

Angihambisani 10mbono weCongress of the People (Cope) nalabo abangaphakathi egenjini abalokhu bethi mekahoxiswe njengoMnuz Thabo Mbeki.

Uma ike yahamba lowo mgudu i-

ANC kuzosuka omkhulu umbango,.

oyodlula owesePolokwane.

Ukahle nje uNxamalala ekbona namaphuthia akhe.

Inarkuthelo ekhonjiswe ngabantu imehlise isithunzi kodwa akuchazl ukuthi makaphucwe isikhundle.

Ngiyezwa apbanye bethi wakhethwa aziwa ngala maphuthe aihe, pho kunani?

Isizwe besingawazi la maphutha

noma besazi ukuthi wehlukanisa noDkt Nkosazana Dlamini-Zuma nendlela adlula ngayo emhlabeni uMama vKate Zuma.

Lezi ngezomndeni ngoba sonke asazi ukuthi yini eyayisezinhliziyweni zalabo mama bobabili.

Ngiyezwa abanye beCope sebethi ngeke bathuke uma kuthiwa useyaloboia futhi. Kukhopa yini abakwaziyo?

Lena yengane yomfana enama-33 ubudzala evezwa ngamaphephanda-ba ingaxazululeka ngokuth: bahlo-le i-DNA. Ayigeji, ishaya Khona ngisho kuthiwa iyakuvuma noma i-yakuphika.

Unpenselelo enkulu uMengameli yokufunda ukuzithiba nokusebenzisa amajazi ngoba kuyacaca akakjwayele.

Kuzofznele afunde ukuzibambe ngisho esefisa kanjani. Izingane ezingama-20 akusomdlaio ukuziFebruary 19-25, 2010

khulisa.

Kuyakhulunywa esithenjini, kuya-

piklwa, kuklolodelwane. Le mal

ayitholayo iwuzukwa emndenini omkhulu kangaka.

ENamibia iphalamende lakhona likhiphe imifundaze yamalungu ephalamende, u-75% olyiSouth West Africa Peoplesâ $\200\231$  Organisation {Swapo}.

Ugibe

Ngicela angangeni kulolu gibe u-Msholozi ngoba efuna imali yokufundisa abantwana bakhe.

Okungiphathe kabi yimvunge e-khona yokuduba kukamama uMa-Ntuli. \_

Mzkakungande uMsholozi Bjengoba sekukapakela kwabezindaba. â\200\230

Asikho isidinge sokuthi uMenga-

Τ

colut
meli akhethwe nggo yisizwe ckwa-

manje ngoba wasithembisa uMengameli ukuthi yihlandla elilodwa vo azifunela lona.

Futhi uyobe esenama-72 ubudala nomntwana wokugcina enerminya-ka emine uma kungekho omunye ovelile. ')

Masicele amaphephandaba angalokhu emthunaza uMengamell ngama-carioon ane-shower noma elokhu evezwa ebelethe ingane ebe ethula inkulumo.

Kufana nalona obhale wathi uya-bhabhabala nMinuz Zuma nalabo a-bathi ungeono uMnuz Nelson Mandela, uMnuz Mbek:, umNiwana uMangosuthu Buthelezi noMnuz Mosioua Lekota kunoMsholoz. Bangcono nganiâ\200\235?:

Ngiyavumelana nalabo abat u-Mengameli makakhethwe ngabant ngokuzayo.

Uma uKhongolose usafuna ivot

labesifazane nolesha namekholwa

 $s \ B \ E \ 4 \ . \ o$  gamel Zuma

mawumkhalime uMnuz Zuma bese ehlala thlandla elilodwa.

Baningi abaholi kulo mbutho. Lokhu akwenzile kumbeka ezingeni lokuba nesigewagcwa njengoMnuz Robert Mugabe.

Okuhle nje usivomile isisu futhi wathumela abomndeni ukuyoihipha inhlawulo.

Nanakhu esashade noMaKhumalo yedwa wayeya kohlawula ngokuthi umithisile. Ngisho lezi zingane Ã@-zinye angabashadanga omina b2zo0 bekhulelwe ngaphandie komshado.

Usemanxebanxeba uhMhlanganye-Iwa bakithi nimusho. Uma usulele phansi, ungasakwazi ukuzivikela, uyayekwa phela.

Nathi siyaxolelwa uma simithise amantombazane y -

ngameli.

OMhlongo babazi ukut

Mhleli -

KUNGENZEKA uMnuz Phillip Mhlongo noMnuz Siyanda Mhblongo bakhuluma kangaka nje ngoba bayazi ukuthi uMengameli wethu ungusbari wabo?

Uke wathi uSiyanda ngeke athuke uma ezwa kuthiwa uMauz Zuma u-selobola kwaNjomane, kwaHla-tswayo nomakwaNgobese. Kusho ukuthi kukhona abekwazi ngalezi zibongo. .

Nebala isiyavela manje eyomunye umama uNks Nonkululeko Mhlongo onezingane ezimbili nOZuma.

Ubaba wesizwe makangandwe.

Izingane zakhe eziningi zivela ngaphandie kwemishado yakhe noDkt Nkosazapa Dlamini-Zuma, uMa-Khumalo noNkk Kate Mantasho. UNksz Mhlongo ugixabezwe ngetender yokuphekela amalungu e-Phalamende uma kunemihlangano. - Lena kaBhebhe ifakazela ukuthi uMnuz Zuma akewasebenzis aniajazi kwanhlobo, futhi ngumkhuba wakhe lona. »

Nami ngingethuke uma ngingezwa kuthiwa uzothathe kwaMyeni ngapha ngakithi, uyisoka lomholi.

Lezi zingane zakwaMhlongo ziveza ukuthi izingene zakhe ziningi.

Uzozifundisa kanjani ngoba ngi-

neginiso azifundi ezikoleni ezisemakhayz -naselokishini, zifunda ko-model C nakuma-private. Kufanele menje nMengameli azibale lezi zingane.

Yima ngibona ukuthi yini ezakhela ubhazabhaza wendlu ukuze akwazi ukuba nompheme wezingane, ezingama-22 hhayi u-20. Kungenzeka amabhizinisi athize asebenze ngaphansi kukaMengamell. .

Amapuleti angama-22 abiza ngaphezulu kwemali ayithola ngokuba nguMengamell.

Kuzophogeleka ukuthi onina baiezi zingane bathole ama-fender noma zikhokhelwe ngosomabhizi-

## : banomiamu wabo kullisholoz

ni abathize noma yiFriends of Jecob Zuma Trust.

Okusho ukuthi uMshoelezi usengagcagcelwa nguMaNgema noma nguMaKhoza noma ubiaDlemini wasebukhosi baseSwazini noMa-Mhlongo, zbengn sibari wolNjomane beCope.:

Ngiyasaba, kuningl okusazoveia-

nekhn kuthiwa uMalNtuli makaye ekhaya eyoyalwa. Ngabe ufuna u-kulzndela uMeDlamini noma u-MaMantosho abashiya phansi emi-shadweni noZuma?

Elton Nsele RICHARDS BAY