

NATIONAL ASSEMBLY**FOR WRITTEN REPLY****QUESTION 1110**

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(INTERNAL QUESTION PAPER NO 12-2022)

1110. Mr A G Whitfield (DA) to ask the Minister of Police:

With regard to litigation against the Central Firearms Registry (CFR) since the 2011-12 financial year, (a) what is the breakdown of the total legal costs incurred by (i) him and (ii) the National Police Commissioner, (b) which law firms were used to defend the CFR, (c) what is total number of cases that the CFR (i) won, (ii) lost and (iii) settled and (d) what are the further relevant details of the specified litigation?

NW1362E

REPLY:

(a)(i)(ii) The Department of Justice and Constitutional Development is responsible for the payment of costs, in this regard. However, no information has been provided to the South African Police Service (SAPS), despite several requests. Due to the fact that the Department of Justice and Constitutional Development had an Information Technology (IT) breach, during 2021, the period for which the breakdown of legal costs is required (2011/2012, financial year to date) cannot be provided at short notice and each file reference must be provided, to enable the State Attorney offices to retrieve the files.

(b) The State Attorney acts on behalf of government departments, unless there is a conflict of interest or the State Attorney cannot provide the service needed. In this instance the State Attorney is instructed to act on behalf of the SAPS, in all litigious matters involving the Central Firearms Register (CFR).

(c)(i) The CFR won a total number of five cases.

(c)(ii) The CFR lost a total number of 64 cases.

(c)(iii) The CFR settled in a total number of 120 cases.

- (d) Litigation against the CFR in the main deals with applications to compel the CFR to make decisions on firearm licences, competency certificate applications and import/export permit applications and review of appeal applications that were not approved. There were only three matters that dealt with Sections of the Firearm Controls Act 60 of 2000.

Reply to question 1110 recommended/~~not recommended~~



**NATIONAL COMMISSIONER: SOUTH AFRICAN POLICE SERVICE
SF MASEMOLA**

GENERAL

Date: 2022-04-25

Reply to question 1110 approved/~~not approved~~



**MINISTER OF POLICE
GENERAL BH CELE, MP**

Date: 26/04/2022

REPLY DRAFTED BY:
TEL. NO:
DATE:

COL S HLUNGWANI
012 397 7030
2022-03-28

REPLY CONFIRMED BY:
TEL. NO:
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MAJ GEN ED GROENEWALD
012 397 7068
2022-03-28