

NATIONAL ASSEMBLY

FOR WRITTEN REPLY

QUESTION 1210

DATE OF PUBLICATION IN INTERNAL QUESTION PAPER: 01 APRIL 2022
(INTERNAL QUESTION PAPER NO 13-2022)

1210. Mr B N Herron (Good) to ask the Minister of Police:

What (a) progress has been made with the investigation of certain criminal cases (details furnished) at the Plettenberg Bay Police Station and (b) has been the reason for the delay in finalising the specified investigations?

NW1463E

REPLY:

- (a) Plettenberg Bay, CAS 113/12/2011 and CAS 17/05/2012 case dockets, were fully investigated and presented to the Director of Public Prosecutions (DPP) for decision.

- (b) The DPP declined to prosecute. A copy of the letter from the National Prosecuting Authority (NPA), with reference 9/2/4/5 – 28/12, dated 26 February 2015, is attached as **annexure A**. A copy of the letter, dated 8 April 2015, with reference 26/2/2, in which feedback was provided to the complainant, is attached as **annexure B**.

Reply to question 1210 recommended/~~not recommended~~



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

Date: 2022-04-28

Reply to question 1210 approved/~~not approved~~



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

Date: 2022/05/02

Annexure
A

16/02/2015 11:12:11

1516

Kantoor van die Direkteur van Openbare Vervolgings



The National Prosecuting Authority of South Africa
Iqinya Jikelele Labetshehahisi bolizenz Afrika
Die Nasionale Vervolgingsgesag van Suid-Afrika

Verw: 9/2/4/5-28/12
Navrae: Mev D Anthony

26 FEB 2015

REGISTREER

Die Senior Staatsaanklaer
Privaatsak X6537
GEORGE
6530

SENIOR STAATSAANKLAER
LANDDROSHOF MAGISTRATE'S COURT
2015 -03- 09
PRIVAATSAK PRIVATE BAG X6537 GEORGE 6530
SENIOR PUBLIC PROSECUTOR

KAAPSTAD

Tel: +27 21 487-7000
Faks: +27 21 487-7167

Bultengracht 115
Kaapstad
8000

Privaatsak 9003
Kaapstad
8000
Suid-Afrika

npa.gov.za

PLETTENBERGBAAI MAS 113/12/2011 en MAS 17/05/2012

U 9/2/4/1-SPP gedateer 9.2.2015 verwys.

Ek volstaan by my beslissing gedateer 16.5.2013 om geen vervolging in MAS 133/12/2011 in te stel nie.

Na oorweging van die getuienis in MAS 17/05/2012 het ek ook besluit om geen vervolging in te stel nie.

Beide dossiere gaan hiermee aan u terug.


DIREKTEUR VAN OPENBARE VERVOLGINGS:
WES-KAAP



Justice in our society, so that people can live in freedom and security.

MEMORANDUM SMITH & TROTT
021-9189000

B150

BEHEERAANKLAER
STREEK HOF/REGIONAL COURT
2013-05-20
PRIVAATBRIEF/PRIVATE BAG X8837
GEORGE 6600
CONTROL PROSECUTOR

Ref: 9/2/15-28/12
Enq: Mrs E Davids

2013-05-16

Mr G P Mills
c/o Mills Attorneys
Postnet Suite 25
Private Bag 1006
PLETTENBERG BAY
6600

Sir

PLETTENBERG BAY CAS 113/12/2011

I have after careful consideration of all the relevant facts in this matter, decided not to prosecute.

The allegations are vague, not supported by substantive evidence and do not meet the description of the alleged offences. I am, therefore, of the view that there is not a reasonable prospect of a successful prosecution.

Yours faithfully

**DIRECTOR OF PUBLIC PROSECTIONS:
WESTERN CAPE**

PL (1/1) Kumbh Rab D/1/1 C/1/1 11/2/12-2011

[2]

B/S/E

REGISTERED

The Senior Public Prosecutor
Private Bag X6537
GEORGE
6530



Copy for your information.

Your 9/2/4/1 REG dated 4.2.2013 refers.

- The docket is returned herewith.


DIRECTOR OF PUBLIC PROSECTIONS:
WESTERN CAPE

SP-6-2007

SAPS
SAPD

SOUTH AFRICAN POLICE SERVICE



SUID-AFRIKAANSE POLISIEDIENS

CRIME DOCKET • MISDAAD DOSSIER

Station Stasie	PLETTENBERGBAY	CR No. MR No.	113/12/2011	Control Behoereregister No.	2013-02-01	Case Register No. Sakeregister No.	2013-02-01	SENIOR PUBLIC PROSECUTOR
Indicate with X: Mark met 'X':	Case docket Sakdoosier	Inquest GOO	Court number Hofnommer	Court Case Hofsaaknommer	Number NOMMER	PRIV 'E D. GEORGE 8530	10587	SENIOR PUBLIC PROSECUTOR

Investigator Ondersoeker	1. H. van der Merwe	Tel. No.	041 5012900	Investigator Ondersoeker		Tel. No.	
Investigator Ondersoeker	2. G. van der Merwe	Tel. No.	041 5012900	Investigator Ondersoeker		Tel. No.	
Investigator Ondersoeker		Tel. No.		Investigator Ondersoeker		Tel. No.	
Investigator Ondersoeker		Tel. No.		Investigator Ondersoeker		Tel. No.	

Day and time of offence/incident:
Datum en tyd van misdryf/voval: YY/JJ / MM / DD / HH / MM

or Period: Between
of Tydperk: Tussen HH / MM on op

Day of week: SU MO TU WE TH FR SA
Dag van week: SO MA DI WO DO VR SA

Method used/Entrance gained/Circumstances of death
Metode gebruik/Toegang verkry/Omstandighede van dood

Type of instrument used
Tipe instrument gebruik

Address of offence
Adres van misdryf

Complainant (initials and surname)
Klaer (voornamies en van): G.P. MILLS

Tel. No. 082 894 8223

Nature and description of offence Aard en beskrywing van misdryf	Crime code Misdad kode	Nature of property/injuries Aard van eiendom/beserings	Value/Damage Waarde/Skade	Value recovered Waarde teruggevind
SEDITION ORGANIZE TO MAKE BITONG MUNICIPALITY UNGOVERNABLE				

For further offences - See A / Vir verdere misdrywe - sien A

FINDING/RESULT OF TRIAL • BEVINDING/UITSLAG VAN VERHOOR

Date of conviction/Finding: Datum skuldig bevind/Bevinding: YY/JJ / MM / DD	COURT DATES HOFDATUMS	REASONS FOR POSTPONEMENT REDES VIR UITSTEL
OFFENCES CONVICTED OF AND SENTENCE or FINDING OF MAGISTRATE OORTREDINGS WAARVAN SKULDIG BEVIND EN VENNIS of LANDDROS SE BEVINDING		
Mills v. ... (10/9/14/5 - 28/10/11)		

Station/Plaas: 20

IR No / OR No

PROSECUTOR/AANKLAER

EXHIBITS • BEWYSSTUKKE

SAPS 13 No / SAPD 13 No

POSITIVE/NEGATIVE Date elimination BP forwarded POSITIEF/NEGATIEF Datum afskakeling VA versend	S/F Dates L/V Datums	Initials Peraal	S/F Dates L/V Datums	Initials Peraal
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SOUTH AFRICAN POLICE SERVICE



SUID-AFRIKAANSE POLISIEDIENS

CRIME DOCKET • MISDAAD DOSSIER

915
116
2/11
151
118
119
151
25

Station Plettenberg Bay	CR No. MP No.	Control Register No. Beheerregister No.
	GAS No. 17, 05, 202 MAS No.	Case Register No. Sakeregister No.

Indicate with X: Merk met X:	Case docket Sakeregister	<input checked="" type="checkbox"/> Inquest GDO	Court number Hofnommer	Court Case Number Hofsaaknommer
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Investigator Ondersoeker	W. van der Merwe	Tel. No.	Investigator Ondersoeker		Tel. No.
Investigator Ondersoeker	V. Col. J. J. J.	Tel. No. 5929003	Investigator Ondersoeker		Tel. No.
Investigator Ondersoeker	G. G. G.	Tel. No.	Investigator Ondersoeker		Tel. No.
Investigator Ondersoeker		Tel. No.	Investigator Ondersoeker		Tel. No.

Day and time of offence/incident:
Datum en tyd van misdryf/voorsel:

YY/JJ / MM / DD HH / MM

2015 / 02 / 24 and **NA** on **2015 / 03 / 28**

or Period: Between
of Tydperk: Tussen

HH / MM on op

Day of week: SU MO TU WE TH FR SA
Dag van week: SO MA DI WO DO VR SA

Method used/Entrance gained/Circumstances of death
Metode gebruik/Toegang verkry/Omstandighede van dood

Media

Type of instrument used
Tipe instrumênt gebruik

Mouth e Pen

Address of offence
Adres van misdryf

Complainant (initials and surname)
Klaer (voornamers en van)

BOTHARDUS PHILIPUS

Tel. No. (H) **044 533 4808**

Tel. No. (W) **044 594 8223**

Nature and description of offence Aard en beskrywing van misdryf	Crime code Misdad kode	Nature of property/injuries Aard van eiendom/beserings	Value/Damage Waarde/Skade	Value recovered Waarde teruggevoerd
1. Criminal Depredation				
2.				

For further offences—See A / Vir verdere misdrywe—Sien A

FINDING/RESULT OF TRIAL • BEVINDING/UITSLAG VAN VERHOOR

Date of conviction/Finding: Datum stuldig bevind/Bevinding:	YY/JJ / MM / DD	COURT DATES HOFDATUMS	REASONS FOR POSTPONEMENT REDES VIR UITSTEL
OFFENCES CONVICTED OF AND SENTENCE: or FINDING OF MAGISTRATE OORTREDINGS WAARVAN SKULDIG BEVIND EN VONNIS of: LANDDROS SE BEVINDING	Wolke Prinsloo		
	(9/2/4/5 - 28/10)		
SENIOR STAATSAANKLAER LANDDROS/PROSECUTOR'S COURT	Prosecutor/Aanklaer		

Station/Place
Stasie/Plek: **2015-03-09**

SAPS 13 No. / SAPD 13 No. (A) SAPS 43 No. / SAPD 43 No.

IR No. / Private / POSITIVE/NEGATIVE Date elimination FP forwarded
OOR No. / Privaat / POSITIEF/NEGATIEF Datum uitwasing VA versend

Remarks Opmerkings	B/F Dates L/V Datums	Initials Paraf	B/F Dates L/V Datums	Initials Paraf
2015-04-08				

Date/Datum: **2015-04-08**

Officer/Commissioner/Commander

Annexure Bc

Suid-Afrikaanse Polisie



South African Police Service

Verw. / Ref.	26/2/2
Navrae / Enq.	LT.COL JULIES
Tel. nr. / no.	044 8034427
Fax nr. / no.	044 8034430
E-Pos / Mail	sc.taskteam@saps.gov.za

OFFICE OF THE CLUSTER COMMANDER
DETECTIVE SERVICE
S A POLICE SERVICE
GEORGE
6530

2015-04-08

Mr. GP Mills
8 Trinity Street
Plettenberg Bay

FEEDBACK REGARDING CASES: PLETTENBERG BAY CAS 133/12/2011, SEDITION AND PLETTENBERG BAY CAS 17-05-2012, CRIMINAL DEFORMATION

1. On 2015-04-07 both dockets were received back from the DPP's office.
2. The DPP in his letter dated 26 Feb 2015 with reference number 9/2/4/5-28/12, declined to prosecute as well as in the Criminal Deformation case.
3. If you still need the copies of the presentations you need to apply in terms of the access to information act.

Police Greetings.

Signed Lt. Col
E.J JULIES: TASK TEAM
GEORGE CLUSTER

10/11/15 BAA6 B44 113-12-2011

B17

Southern Cape Task Team

From: Southern Cape Task Team
Sent: 08 April 2015 10:08
To: millslaw@vodamail.co.za
Subject: OUTCOME OF INVESTIGATION
Attachments: FEEDBACK TO GP MILLS DECISION BY DPP.doc

Good Day Mr Mills
Attached find feedback letter

Regards

Lt. Col Julies



QUESTION FOR WRITTEN REPLY

Mr BN Herron to ask the Minister of Police

1. What progress has been made with the investigation of the following criminal cases made at the Plettenberg Bay Police Station:
 - 1.1 CAS 113/12/2011; and
 - 1.2 CAS 17/05/2012
2. What has been the delay in finalising these investigations?

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