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**NATIONAL ASSEMBLY**

**FOR WRITTEN REPLY**

**QUESTION 4133**

**DATE OF PUBLICATION IN INTERNAL QUESTION PAPER: 20 NOVEMBER 2015**

**(INTERNAL QUESTION PAPER NO 50-2015)**

**4133. Mr M H Redelinghuys (DA) to ask the Minister of Police:**

(1) Whether an investigation was conducted into the alleged assault of a certain person (name furnished) at the hands of SA Police Service (SAPS) officers from the Upper Tugela Station on 9 April 2012; if not, why not; if so, what was the outcome of the investigation;

(2) what was the involvement of a certain officer (name furnished) from the Upper Tugela Station in the investigation;

(3) whether the specified person was detained by SAPS officers; if not, why not; if so, on what grounds;

(4) whether the specified person was taken to a medical facility for examination and treatment; if not, why not; if so, what were the findings contained in the medical report?

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**REPLY:**

1. The investigation of assault with intent to do grievous bodily harm was conducted at Upper Tugela police station by W/O Ntelele after the case was registered as CAS 13/04/2012. The investigation was fully conducted and the case docket was submitted to the Senior Public Prosecutor for decision. The Prosecutor declined to prosecute any person in this matter.
2. Capt Ngubane had no involvement in this matter. Members involved were from Borderline Unit who were not under his command or supervision and not stationed at Upper Tugela police station.
3. Mr Zikode was arrested, charged and detained at Ematsheni police station for dealing in dagga and resisting arrest Upper Tugela CAS 7/04/2012. The accused (Mr Zikode) was found not guilty and discharged by the court.
4. Mr Zikode was taken to Ematsheni clinic before he was detained in the cells on 2012-04-09 and he also went to Emmaus hospital on 2012-04-11. The doctor examined and confirmed that he had injuries, e.g. bruises and abrasions and the medical report is filed in the case docket.