

JUDICIAL INSPECTORATE FOR CORRECTIONAL SERVICES

(Correctional Services Act 111 of 1998, as amended)



QUARTERLY REPORT FOR THE PERIOD 1 JANUARY TO 31 MARCH 2012

UPDATED AS AT 2 AUGUST 2012

Submitted to: Mr Vincent Smith, MP; Chairperson: Portfolio Committee on Correctional Services

Cc Mr Sibusiso Ndebele, Minister: Correctional Services
Dr. Ngoako Ramathodi, Deputy Minister: Correctional Services
Mr. Tom S. Moyane, National Commissioner: Correctional Services

Submitted by: Adam J Carelse on behalf of the Inspecting Judge: VEM Tshabalala

Submission Date: Friday 3 August 2012

Received on 6 Aug 2012

**Summary Report – 4th Quarter JICS performance
1 January 2012 to 31 March 2012**

The Judicial Inspectorate for Correctional Services remains a committed partner in the oversight and monitoring of the treatment of inmates and on conditions in correctional facilities in South Africa. A significant aspect of our mandate entails providing reports to the Ministry, the Department and the Portfolio Committee.

Our report for the 4th quarter, as presented to the Portfolio Committee on Wednesday 9 May 2012, brought to light a number of key concerns that the Inspectorate sought to rectify. This report aims to provide further feedback on matters raised by the Portfolio Committee. The issues raised were subsequently followed up and this report reflects the status of matters as at 2 August 2012.

1. Inspections

- 28 inspections were conducted during said period
- 28 inspection reports with recommendations were followed up by the Inspectorate
- 27 of the centres responded on the recommendations of which 24 were finalized and 3 pending, namely:
 - Barberton Farm Med A
 - St Albans Med B
 - Makhado
- 1 centre did not respond to any of the Inspectorate's correspondence.
 - Thohoyandou Female

2. Investigations

- 9 investigations conducted during said period.
- DCS provided their investigation reports in all except the matter at Boksburg CC. Bar the Goodwood matter all have been analysed; 2 matters findings and recommendations to DCS were made and 5 require decisions.

3. Complaints

- 123 complaints were referred to the Inspectorate from various external sources, inclusive of inmates directly, inmates' family as well as reports from ICCVs.
- 63 of the complaints were finalized with 60 still pending.

4. Assault: member on inmate

- 28 complaints with reference to assault member/s on inmates were referred to the Inspectorate during the quarter
- 9 of these complaints are finalized
- The Inspectorate is in the process of formulating its findings on a further 9 complaints since the Inspectorate received all relevant documents
- 10 complaints were not dealt with due to the fact that the Inspectorate is waiting on outstanding documents such as investigation reports; SAPS reports. The Inspectorate and all of the Head of Centres are communicating on a regular basis to finalize these cases. Investigation reports have not been received from:
 - Sevontein
 - Pretoria Central (2)

- Modderbee (2)
- Kirkwood
- Johannesburg Med A
- Glencoe
- Dundee
- New Castle

4. *Unnatural deaths*

- 12 unnatural death reports were received from Heads of Centres during the quarter
- 8 matters were finalized
- 4 matters are not finalized as a result of outstanding investigation reports:
 - Grootvlei Max
 - Umzinto
 - Durban Med A
 - Ekuseni Youth Development Centre
- The Inspectorate and all of the Heads of Centres are communicating on a regular basis to finalize these cases

4. *Use of Force*

- 19 use of force reports were received from Heads of Centres during the quarter
- All 19 were enquired into and finalized

Conclusion

A significant improvement in communication between the Inspectorate and Heads of Centres and Area Commissioners has resulted since 9 May 2012 and for which the Inspectorate records its appreciation to the Department of Correctional Services. We trust that timeous feedback to the Inspectorate is maintained and where Centres have not done so, DCS management takes the appropriate action to rectify the situation.

With kind regards

Adam J Carelse
CEO

