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(2)(A)

Att. to: FAX!!

Melmoth Black Formers Ass.

Traditional ~~Bill~~ Courts Bill

1. The name Traditional Bill still discreminates.
2. (i) The presense of the attorney
   (ii) To appeel.
3. The rights of ownership of the property owner.
4. Force labour.
5. Gender equal rights
6. One centred power.
7. The widow has no right to be in Traditional Court.
8. We as private property owner we were not informed.

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1. Bongani W Kuzway
2. [signature]
3. [signature]
4. [signature]
5. [signature]
6. W. Mnyandu. 0721114908
7.

10-02-2012

(2B)

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15 FEBRUARY 2012

THE TRADITIONAL COURT BILL

1. Forced labour apartheid is back.

2. Powers are in one person (Inkosi).

3. Legal Representative:- It is the right of all to be represented if one needs to.

4. Farms and Owners in business need to be free.

5. Women in the bill are treated unfairly.

6. 60% and 40% is clear that 60% will overcome 40% all what will be in the Traditional Court will be in the interest of the Inkosi. 60 % is there to please the Traditional Leaders only.

7. Women Representation:- If the women is represented by a man when she has the case if she is a Councillor or Headwoman or Queen, will she also be represented?

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Traditional Court's Bill 2008

Siwumphakathi wasemakhaya nasemaplazini siyawuchitha lomthetho sivivingo wezinkantolo zomdabu asazisiwanga wakhiwa lokho sikubona kuphambene nomthethosikelo isiga 118.

Kuyasethusa ukuzwa ukuthi ezinkantolo zamakhosi akufanele sibenabameli nalokho futhi kusaqeda ilungelo lethu elikumthethosisekelo. Lomthetho uyaphambana nomthetho wokubuyiswa komhlaba okuyilungelo elisemthethweni esikubonayo imikhandlu yamakhosi imatasa ilungiselela ukubhidliza amakomidi angamele imihlaba, okuxakayo akushiwo lutho ngamaplazi enganyelwe abamhlophe

Kulemikhandlu yamakhosi kuno 60% oqokiwe ongakhethwanga abantu, lokho nje kukodwa kukhomba ukuthi izwi leningi alisebenzi ezindawen ezenganyelwe abaholi bomdabo, Abantu besifazane kuthiwa ababe u30% lokho kuchaza ukuthi kuyalingwana kulelozwe?

Kuthiwa izwi lenkosi elokugcina okusho ukuthi nayo lemikhandlu okuthiwa asiyivotele izobe ingenamandla, yini umsebenzi yawo? Ukungalingar ezinkantolo kusazoqhubeka uma umuntu wesifazane esakhulunyelwa umuntu wesilisa nomfelokazi engangeni esigcawini samacala kuse kude phambili

Asizikhethele izinkantolo esimangala kuzo.

TRADITIONAL Court's Bill 2008

Thina siwumphakathi wasemaplazini siyawuchitha lomthetho wezinkantolo zamakhosi azange sibeyingenye yawo kwephulwa uSection 118.

Kuyadumaza ukuthi amakhosi anikwe amandla angaka, u60% ogokiwe kungalandelwa, umphakathi intando yeningi kuyamangalisa, umphakathi intando yeningi ngabe yileyo intando yeningi? unikwe u40% ngabe yileyo intando yeningi?

u Clause 9(3)(a) akufanele sibe nabameli ezinkantolo zamakhosi kwephulwa ilungelo lomphakathi. Amakhosi ayakwazi yini ukutolika umthetho nomthethosisekelo? Sifuna kesichazelwe umsebenzi womkhandlu wamakhosi namandla onawo.

Sizenkinga lemikhandlu yamakhosi ibhidliza amakomidi engamele amaplazi (trusts & CPAs) Izinkantolo zomdabo ngokwalomthetho ziphambene nokubuyiswa komhlaba Redistribution & Restitution kodwa amaplazi aphethwe abamhlophe asizwa lutho ngawo.

Acaci amandla abesifazane lomthetho unokucwasa okungi awuchithwe. Lezimali ezokhokhiswa abantu zenzani?

Contact: THOKOZANI Ndawo
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FROM : MZWAK FAX NO. : 0358701278 Feb. 06 2012 12:58PM P2

Njengoba ezinkantolo Izomdabo engafuneki ummeli ubani ozothetha amacala ngoba umthetho akekho owufundele.

Akungaxoshwa intsha ekhaya ngokuthi kushawe imithetho enengeindezelo futhi abantu bengathintiwe

Contact: Mrs S E Mthimkhulu
Box 317
Melmoth
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Cellphone 072 746 44 07

Kulo mthetho kuthiwa abantu bazokwulilswa imali ocana imfuyo sekuneminyaka kwenzeka lokhu iwenzelani uMphakathi lemali? Kazi zonke lezintela ezifuneka emahlaya uMphakathi unayo yini imali? Clause 10 (2) (a) & (b).

Lomthetho siyawuchitha ugacwasa ngokobulili nangokobuzwe ngoba amapulazi aphethwe abamhlophe wona akukakhulunywa ngawo kufuneka lona athengelwe abantu uMnyango wezemihlaba kuphela, futhi asizwa ukuthi abamhlophe amacala sebezowathetha ezinkantolo zomhlabu.

contact: B.N. Magwaza

Makhosini Reserve

ULundi

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Cell phone : 0760936273

FROM : MZWAK FAX NO. : 0358701278 Feb. 06 2012 12:59PM P4

Traditional Courts Bill 2008

As citizen of South Africa, I have to comment about this Bill but I feel it is unconstitutional.

It violates Sec. 118 of the Constitution, there was no public involvement when it was drafted. Everyone has a right of access to court of his/her choice. We find it strange from Traditional areas, community are denied to be represented legal practitioner.

This Bill contradicts with other legislations such restitution and Redistribution Act. The property right in this Bill is violated. Who determine the boundaries of the Traditional leaders? Because on private properties they have got nothing to do there.

60% appointed by Presiding officer who monitoring the gender balance? The role of women is not clarified in this Bill. It is not clear why Presiding officers have somuch power. Customs of the nation shouldn't be decided by one man.

What will happen on white farms when they have committe crime on areas belong to Presiding officers according to customary boundaries? Will they be forced not to be represented? Because it is not clear from this Bill.

The rights of women are mostly marginalised from Traditional courts as we speak, They should be

...ulwethu Sivivinyo wezinkantolo Zomdabu 2008

Siwumphakathi ewakhe ezindaweni zasemakhaya nasemaplazini Siyawuphikisa Lomthetho, asizange Sithintwe ngesikhathi wakhiwa okusho ukuthi awuhambisani nomthethosisekelo wezwe sec 118.

Asikuqondi ukuthi amakhosi anikezwe amandla amakhulu kangaka, kuvela kuwo lomthetho ukuthi izwi lenkosi aleqiwa lo 60 % ngokwe inkosi angakhethwanga ngabantu kukhomba ngokusebala ukuthi intando yenigi asoze isebenze ezinkantolo Zomdabu, kudlalwa ngabantu kuthiwa ababone kulo 40% osele ukuthi bakhethana kanjani abesifazane babe u 30%, kanti eSouth africa Siyalingana phambi komthetho.

EZinkantolo Zamakhosi kuthwa asifanele Sifike nabameli eLause 9 (3) (a) kuphambene nomthetho sisekelo wonke umuntu unelungelo lokuvikelaka phambi kwenkantolo noma ngabe kusoluni lwecala.

Emaplazini sicela Lomthetho ungasebenzi neze Sinazo izakhiwo ezakhethwa intando yeningi uma unecala uya enkantolo ozikhethele yona, kwabona abaholi bomdabu abakufundele ukuthetha amacala abanye abafundanga
Manje. sidalo, kudlalwa ngathi

uhulumeni akangaxoshi abantu emakhaya ngokubuyisa imithetho yakudala yobandlululo

'Umthetho Sivivingo wetinkantolo Zamakhosi ka 2008

Igithi mina lomthetho asikwati ukuwemukela ngoba asati wakhiwe ngobani thina siwumphakatsi awusithinti ndawo, uma kushawa umthetho siceʼa kukhunjulwe umthetho sisetelo kuqala.

Kusigaba 9(3)(a) kuthiwa asifuneki ukuthi sifike nommeli enkantolo yenkosi vele ngeke siye etinkantolo lapho kucindezelwa khona amalungelo abantu nalomkhandlu ogokwa inkosi ka 60% konke lokho kugasitaka ukuthi icatshangwa lemithetho emibi kangaka ukuth ~~i~~ ngubani.

Kulomthetho amandla abantu besifatane kuthiwa awabe u 30% kanti lapha emakhaya ubandlululo lokungalingani aluphelanga yini? Izwi ~~indida~~ lenkosi elokugcina nalokho futhi kudala kokwentekani ngoba indida lapha emaplatini kugcina elomniniplati noma thina sazi ukuthi kugcina kuphela? Kushiwo lana abugiselwe umphakathi kuphela ngokwebala. Uma kunjalo lomthetho ucwasa ngokwebala.

Izinhlawulo etibalwe kulomthetho asihambisani nato ngoba asizati ukuthi ziphelelaphi. Sicela nisixolele ngobandlululo sekwanele manje asisafuni.

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Feb. 06 2012 01:01PM P7 FAX NO. : 0358701278 FROM : MZWAK

(2)

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04.02.2012.

KU:TRADITIONAL COURT BILL COMMITTEE.

1. Asikwamukeli ukuthi umuntu angabi nalungelo lokudlulisa icala.

2. Akukuhle ukungabi nalungelo lokuzikhulumela kwabesifazane

3. Akulungile ukwephucwa ilungelo lakho lokuzikhulumela ngoba ufelwe indoda.

4. Amandla anikezwe inkosi makhulu kakhulu.

5. Ukusebenza mahala ngaphandle kweholo.

6. Ukulahlekelwa amalungelo omuntu endawo yakhe adingiswe akumukeleki.

7. Ngenxa ye "overlapping of land boundaries" umuntu ugolahlwa icala lesikolo lakwenye indawo.

8. Le TCB ayihambisani nhlobo

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nezikhathi ifanele izikhathi zo 16Century.

9. LeBill ayihambisani nhlobo neConstitution yase SOUTH AFRICA.

10. ITCB inika inkosi amandla okuphatha ipulazi elingumhlaba weBIZINISI.

11. ITCB lena ayikhulumi lutho ngokulamula inhlinideni emibangweni yayo.

Umphakathi owakhele leCPA ugunyaze ikomidi ukudlulisela kuwe lezi zathulo.

Chairman: W.S. Mayandu 0721114908
Secretary: B Dludla 0796270150
Treasurer C.A. NXUMALO 0734824484

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