



2<sup>nd</sup> floor, Hillside  
House  
17 Empire Road,  
Parktown  
Johannesburg  
2193  
Tel: (010) 214-0651  
Email:  
[inquiries@sastatecapture.org.za](mailto:inquiries@sastatecapture.org.za)  
Website: [www.sastatecapture.org.za](http://www.sastatecapture.org.za)

**JUDICIAL COMMISSION OF INQUIRY INTO ALLEGATIONS OF STATE CAPTURE,  
CORRUPTION AND FRAUD IN THE PUBLIC SECTOR INCLUDING ORGANS OF STATE**

**26 February 2019**

Mr M Dawood  
Secretary of The Magistrate Commission  
P O Box 9096  
Pretoria  
0001

Dear Mr M Dawood

With regard to your request repeated below:

**"RE: ALLEGATIONS BY MR LE ROUX IN RESPECT OF CHIEF MAGISTRATE,  
PRETORIA: MR D NAIR**

1. The aforementioned subject matter refers.
2. Kindly be advised that the Ethics Committee of the Magistrate Commission requires a copy of the affidavit of Mr Le Roux in order to apply its mind to the allegations made against Chief Magistrate, Pretoria, Mr D Nair.
3. Could you please be do kind as to supply a copy of the affidavit to the Magistrate Commission for due consideration."

We include herewith a copy (Annexure A) of Mr Le Roux 's affidavit as requested. Mr Nair's attention was also drawn to a transcript (Annexure B) of Mr Le Roux 's evidence on day 44, which transcript also appears on the Commission's website.

I trust this will satisfy your request

Yours faithfully



A handwritten signature in black ink, consisting of a large, stylized 'P' followed by a horizontal line, positioned above a dotted line.

**Mr P Pedlar**

**Acting Secretary**

**Judicial Commission of Inquiry into Allegations of  
State Capture, Corruption and Fraud in the Public Sector  
Including Organs of State**



2<sup>nd</sup> Floor, Hillside House  
17 Empire Road  
Parktown  
Johannesburg  
2193  
Tel: (010) 214-0651  
Email:  
[inquiries@sastatecapture.org.za](mailto:inquiries@sastatecapture.org.za)  
Website:  
[www.sastatecapture.org.za](http://www.sastatecapture.org.za)

**JUDICIAL COMMISSION OF INQUIRY INTO ALLEGATIONS OF STATE CAPTURE,  
CORRUPTION AND FRAUD IN THE PUBLIC SECTOR INCLUDING ORGANS OF STATE**

---

**NOTICE IN TERMS OF RULE 3.3**

---

**TO** : **MR DESMOND NAIR**

**AT** : **C/O ULRICH ROUX & ASSOCIATES**  
**2<sup>nd</sup> FLOOR**  
**PARKHURST SQUARE**  
**38 4<sup>th</sup> AVENUE**  
**PARKHURST**

**EMAIL** : **info@rouxlegal.com**  
**dnair@justice.gov.za**

**IN TERMS OF RULE 3.3 OF THE RULES OF THE JUDICIAL COMMISSION OF INQUIRY INTO ALLEGATIONS OF STATE CAPTURE, CORRUPTION, AND FRAUD IN THE PUBLIC SECTOR INCLUDING ORGANS OF STATE (“THE COMMISSION”), YOU ARE HEREBY GIVEN NOTICE THAT:**

- 1 The Commission’s Legal Team has presented the evidence of Mr Richard le Roux (“Mr le Roux”) at its hearing held at 4<sup>th</sup> Floor, Hill on Empire, 16 Empire Road, Parktown, Johannesburg. The presentation of this evidence took place on 31 January 2019. The

evidence in question implicates, or may implicate you, in unlawful, illegal or improper conduct in the respects set out below.

2 The allegations set out in the evidence of Mr le Roux implicate you, in, *inter alia*, the following respects:

2.1 In or around the years 2013 to 2017, during your employment at the Department of Justice and Constitutional Development ("DOJCD") as a Magistrate, you allegedly acted improperly and/or unlawfully when you received bribes and/or benefits from Mr Gavin Watson ("Mr Watson") and/or Mr Trevor Mathenjwa, and/or Mr Linda Mti and/or Mr Angelo Agrizzi and/or persons instructed by the aforesaid persons.

2.2 The extent of the bribe and/or benefit you received included:

2.2.1 A security evaluation of your property in Pretoria; and

2.2.2 A security upgrade of the aforesaid property, comprising a full electric fence, a full alarm system, and a closed circuit television "IP" based system.

2.3 The value of the bribe and/or benefit you received amounted to approximately R200 000.00.

3 The evidence of Mr le Roux which implicates you in the above allegations is set out in paragraphs 52, 53, 54 and 55 of his statement. The relevant extract of the statement is annexed hereto marked "A".

4 The relevant portions of the transcript of Mr le Roux's oral testimony is annexed hereto marked "B".

5 If you wish to:

5.1 give evidence yourself;

5.2 call any witness to give evidence on your behalf; or

5.3 cross-examine the witness

then you must apply, within fourteen (14) calendar days of this notice, in writing to the Commission for leave to do so.

- 6 An application referred to in paragraph 5 above must be submitted to the Secretary of the Commission. The application must be submitted with a statement from you in which you respond to the witness's statement in so far as it implicates you. The statement must identify what parts of the witness statement are disputed or denied and the grounds on which they are disputed or denied.
- 7 In the event that you believe that you have not been given a reasonable time from the issuance of this notice to the date on which the witness is to give evidence as set out above and you are prejudiced thereby, you may apply to the Commission in writing for such order as will ensure that you are not seriously prejudiced.
- 8 The witness statement and annexures thereto provided to you, are confidential. Your attention is drawn to Regulations 11(3) and 12(2)(c) governing the Commission, which make it a criminal offence for anyone to disseminate or publish, without the written permission of the Chairperson, any document (which includes witnesses' statements) submitted to the Commission by any person in connection with the Commission's inquiry.

**DATED AT PARKTOWN ON THIS 6<sup>th</sup> DAY OF FEBRUARY 2019.**



---

**MR P PEDLAR**  
**Acting Secretary**  
**Judicial Commission of Inquiry into Allegations of**  
**State Capture, Corruption and Fraud**  
**in the Public Sector including Organs of State**

**INDEX TO AFFIDAVIT OF R LE ROUX**

<b>DESCRIPTION</b>	<b>PAGES</b>
Affidavit of Richard le Roux	001-012

" A "

---

**AFFIDAVIT**

---

**MR RICHARD LE ROUX**

1. I am an adult male South African citizen with Identity Number: 711004 5382 08 2. I am currently working for Global Technology Systems (GTS) although I am presently on leave.
2. The facts contained herein fall within my own personal knowledge, unless the contrary appears from the contents hereof, and to the best of my belief are both true and correct.
3. I have experience in the security technology industry in respect of installations and project management experience of Security equipment.
4. I have received a summons to appear as a witness at the judicial commission of inquiry into allegations of state capture and fraud.
5. I have been employed by the Bosasa / African Global Group of Companies since March 2002 until I went overseas in 2006 my responsibilities was that of a technical support coordinator, reporting to Retief Van der Merwe and Trevor Mathenjwa.
6. In 2008, I returned to South African 2008 to Bosasa to assume my responsibilities again as a Regional Technical Coordinator. I was asked to return after a call from the Chief Operations Office. Part of my responsibilities, apart from the security installations, were to attend to the opening and closing of the office park, as well as tend to the animals in the park which were Springbuck, pheasants, Swans, Cranes ETC where I made sure the orders

- were placed on a monthly basis for the feed and made sure that they were always looked after.
7. I have always been a good and skilled employee in my field of experience and I have always done the work to the best of my ability and as requested and instructed by the directors of Bosasa / African Global.
  8. Part of my duties was the implementation of what was called "Special Projects". These projects included the purchase and installation of Closed-Circuit Tele Vision systems CCTV systems for high profile associates of Gavin Watson as well as the Directorate. I was the head of the Special Projects team that was created to deal with Special Projects. We had 3 Vehicles in the team that were not branded with any branding like the normal Sondolo Vehicles. We wore civilian clothing when we were busy with special projects. The reason why this was done was in order that there would be no link to any of the Sondolo IT vehicles or anything related to Bosasa / African Global.
  9. My family resides at the company owned premises since 2012, after Gavin Watson insisted, I vacate the smallholding I was residing at and move to the office park accommodation as it suited him for me to attend to the wildlife, and to keep an eye on the park. I was instructed to open and close the offices when Andrew a caretaker went on leave on rest days, when he retired, I was instructed to open and close the offices on permanent basis. This also included some weekends when I was instructed to open the offices sometimes by some of the directors when there would be a VIP visit.
  10. On the 7<sup>th</sup> or 8<sup>th</sup> November 2017, Gavin Watson called me and asked me where my loyalties were, he threatened me that my family worked at Bosasa and I needed to be careful, I asked him what I did wrong, he didn't say, he just re-iterated that I was to be loyal to the group, Johan Abrie the Human Resources manager then called me to reiterate what Gavin Watson had to say. This all had to do with a Facebook comment I had made on Angelo Agrizzi's page.



11. On or about the 20<sup>th</sup> November 2017, at exactly 18H18, Gavin Watson called me and instructed me to go to Lindsay Watson first thing in the morning and do an affidavit stating that Angelo Agrizzi instructed me to do the Special Project that has been done to date, that everything was done under his instruction.
12. I said I don't want to get in between arguments, and it would be incorrect and untruthful to say that Angelo Agrizzi had instructed me to do the special projects. This was not the truth, I had been primarily instructed by Gavin Watson, Angelo Agrizzi and other Directors to attend to them::
  - 12.1 At 19:14 I received a missed call from Lindsay Watson as per the phone records attached hereto, I tried to return a call.
  - 12.2 On the 21<sup>st</sup> November 2017, at 06:36 I called Lindsay Watson the call was not answered.
  - 12.3 At 06:45, I called her again and she answered, she said I have to come see her to do an affidavit.
13. I said to Lindsay Watson I am not comfortable doing an affidavit on the premise that it was an instruction from Angelo Agrizzi, wherein fact the instructions where from Gavin Watson and other directors and not only Angelo Agrizzi. Lindsay Watson stated that Bosasa and Gavin pays my salary, and I had to comply.
14. I explained to Lindsay Watson that I couldn't put an untrue fact in an affidavit. I however signed the statement under duress as my job and family, some of whom worked at Bosasa / African Global, were at risk.
15. During the course of my employment at the Bosasa Group and since returning from the United Kingdom I was in charge of the Head offices security camera systems, the maintenance of the server and the footage on the server.



16. I was instructed on numerous occasions when the office park was visited by VIP and VVIP guests to delete the camera footage and recordings. These instructions came from Gavin Watson and/or Angelo Agrizzi. I complied with the instruction from my employers.
17. I was also present when the then President Jacob Zuma in the company of Ms. Dudu Miyeni and Mr. Bheki Cele visited the premises of Bosasa / African Global during the morning up and until the early afternoon. I was in fact monitoring the camera footage and recordings. Shortly thereafter, on the same day I was also instructed to delete all footage of the said visit.
18. In or about the beginning of 2017 I was instructed by Gavin Watson to hand over all passwords and codes to Riaan Cillers of Intellovate, a company within the Bosasa / African Global group of companies as it was said I could not be trusted anymore.

### SPECIAL PROJECTS

19. The procedure to do the special projects were as follows firstly a site survey would be done to determine what was required on the site, a quote would be done with a project name for Example Vincent Smith was called Project Jones. I out of my own and being aware as per my instruction that these were VIPs and VVIPs to the Bosasa / African Global group and in particular Mr. Gavin Watson gave the secret projects different names or called it by the individuals name or surname.
20. A quote would be done and this would then be taken to Angelo Agrizzi to be checked and signed. This was company policy that if Angelo Agrizzi's signature was not on the paper it would not get paid. I would then after having the documents signed take all the documents to Jaques Van Zyl. He would not keep copies of the paper work because he knew that it was special projects and no paper work was to be left with anyone except Angelo, he would then



ask me when I would need the cash he would either give it to me the same day or the next morning, if he didn't have the cash or was short of cash he would request it from Petty cash and the form would say to my recollection IOU or entertainment. I would take the moneys and go and pay for the equipment.

21. There was cash accounts opened up so as not to have the companies name reflect on any invoices, the installation would then be done and once the installation was done all paper work invoices photos IP addresses Off site monitoring passwords etc would be given in an envelope to Angelo Agrizzi who said to me under no circumstances do you give the paper work to anyone else. I was also issued with a company credit card with a limit of R10 000.00 to use when I needed it for special projects and I would have to first get conformation first from Gavin Watson or Angelo Agrizzi.

### PROJECT BLOUBERG

22. In or about 2013, this project name was Called Project Blouberg Gavin Watson asked that I attend to the premises of Mrs. Nomvula Mokonyane, whilst Angelo Agrizzi and Gavin Watson were at the premises.
23. I was instructed by Gavin Watson to sort out the Electric Fence, the Generator, the CCTV systems, gate motor and other incidentals such as the pool, the distribution of electricity and lighting on the premises. I also attended to a garden clean up.
24. I was also told by Gavin Watson that this house you make sure that if there's anything that is needed you just fix it and call Angelo Agrizzi and keep him informed and up to date but you just get it fixed and done immediately.



25. Over the years I used to get phone calls from Gavin Watson to say to me he got a call from Mrs. Nomvula Mokonyane and she's complaining about the security and he would say to me just get it sorted out please.
26. Since 2013 we have continued ongoing maintenance on the equipment at Bosasa's expense, these expenses would be paid for in cash by Jacques Van Zyl.
27. Gavin Watson was fully aware as he was the person who instructed that the work must be done at those premises and to always receive priority.
28. This work was on-going for a long period of time and Mr. Jacques van Zyl at the company would have the figures relating to what was spent and done.
29. One of the directors, Papa Leshabane, instructed me to do Gwede Mantashe residences. I gave this project the name Mantashe and these properties were situated at the following places:
  - 29.1 Boksburg, Sunward Park House – CCTV – Cameras, Lighting Perimeter, DVR;
  - 29.2 Elliot, Eastern Cape Farm – CCTV – IP System, Lighting; and
  - 29.3 Kala, rural Eastern Cape – House – CCTV – IP System, Lighting.
30. The approximate value of the equipment supplied and work done was R300 000.00.
31. Trevor Mathenjwa and Gavin Watson instructed me to attend to the Richards-bay residence of Ms. Dudu Myeni.



32. Trevor and myself flew down to Durban first as there was only one flight out to Richards Bay that morning and we left just after lunch we hired a car in Durban then drove to Richards Bay that afternoon.
33. We visited Dudu Mayeni's residence. I attended to a site survey and measurements as I was instructed that Electric fencing, a full alarm system, beams and cameras had to be installed with off-site monitoring capabilities.
34. Trevor received a call that during the evening the house was burgled, and I believe quite a few items were stolen.
35. The next morning, I was instructed to go past the house first before we left back for Johannesburg.
36. On the flight back from Richards Bay Trevor told me that when we land I must make arrangements to still leave that day with the technicians and I must arrange for all the stock to be collected in Durban at one of the suppliers and ensure that the installation was done as a priority.
37. I made the necessary arrangements and we drove down to Richards Bay that day. While I was doing the installation I was questioned by one of the investigators that was investigating the robbery and I was instructed to explain to them that we were independent contractors and I phoned Trevor to find out what to do and told me under no circumstance do you even mention the Bosasa name. Trevor said that he would call Dudu Mayeni's to sort this out and get her to tell the investigator to leave me alone as I had nothing to do with the robbery. I was merely there to survey and see what was needed for the property.
38. We were instructed that we were not to inform anyone that we were from Bosasa.
39. After the installation was complete we were driving back from Richards Bay when we were almost at the office I received a call from Angelo Agrizzi and I



was told to stay away from the office as there were people there to arrest me in connection with the robbery at the Dudu Mayeni's premises in Richards Bay.

40. Angelo Agrizzi got on the Phone with Trevor and got him to sort it out.
41. We installed the following:
  - 41.1 A full offsite Monitoring CCTV system IP Based cameras;
  - 41.2 Electric Fencing;
  - 41.3 Full Alarm System with beams;
42. This was valued at approximately R250 000.00 which was paid for by Bosasa.
43. In respect of Richmond Mti, I was instructed by Angelo Agrizzi and Gavin Watson to attend to Richmond Mti's premises. In the morning I was on a flight to Port Elizabeth and Gavin Watson was fortuitously on the same flight as me and he said to me that I must please just make sure Richmond Mti's premises gets done quickly and I replied I will get it done Sir. We installed the equipment at the following premises:
  - 43.1 Greenbushes Plot, Eastern Cape – Full 21 strand electric fence was installed perimeter safety lighting; and
  - 43.2 Colchester, Eastern Cape – Full electric fence, Perimeter Lighting – Repair alarm systems.
44. The total value of the above installations was approximately R350 000.00

**PROJECT JONES**



45. In respect of Vincent Smith, the SCOPA Chairman, I called this project Project Jones. I was instructed by Gavin Watson with follow ups by Angelo Agrizzi and I installed and attended to the following:
- 45.1 Roodepoort Residence – Electric Fencing, IP CCTV system;
  - 45.2 Continuous maintenance was done on the electric fence and when the router used to pack up we I would purchase a new one with the company credit card and we would setup the router so that Vincent could see the cameras on his phone;
  - 45.3 There is Video footage of the Bosasa / African Global technicians after I was taken off special projects of them removing the cameras there vehicles can be verified and the registration numbers can be traced back to Bosasa I can provide the names on the video as well if you want.
46. The total value of the above equipment installed was approximately R200 000.00.

#### PROJECT BRAMLEY

47. We attended to Project Bramley for Thabang Makgwetla, the Deputy Minister Correctional Services. Gavin Watson called me and he instructed me to keep it confidential I then called up Angelo Agrizzi who was not aware at this stage of Project Bramley but he said to me he would call Gavin Watson and confirm what needed to be done.
48. I attended to the following work:
- 48.1 Maintenance was done on the electric fence and alarm systems after the installation; and



- 48.2 Full electric fence, alarm system new, IP CCTV Camera system, Cathexis Server, Offsite Monitoring capabilities.
49. The total value of the above was approximately R350 000.00.

### PROJECT PRASA

50. Syvion Dhlamini and Angelo Agrizzi requested that we do a security analysis and installation for a certain Mr. Mbulelo at Randburg. The project name was just Project PRASA we installed the following:
- 50.1 Alarm System, as well as a full CCTV IP Based System;
- 50.2 Brand new Gate motor; and
- 50.3 Intercom system.
51. The total value of the above was approximately R150 000.00
52. Trevor Mathenjwa instructed Angelo Agrizzi, who had to signoff, for me to attend to a Mr. Desmond Nair's premises in Pretoria to do a full evaluation of the security at the house.
53. I recall Angelo was very Cross with Trevor Matenjwa with regards to the survey done at Desmond Nair's premises because there was a project manger by the name of Duets Bejoo that went to Desmond Nair's premises in a Sondolo Uniform and it raised questions with the security company that was protecting the house.
54. I confirm that the following equipment was installed:
- 54.1 Full electric fence;



**54.2 Full alarm system; and****54.3 CCTV IP Based System was installed**

55. The approximate value of the above was R200 000.00.
56. Gavin Watson sent me contact details of Mr. Thabang Maketla. Gavin Watson instructed me to remove the serial numbers on the equipment. I informed Angelo Agrizzi that I had a problem with this because if I remove the serial numbers it will have an impact on the warranty if some of the equipment had to go faulty, so I did not remove the serial numbers.
57. All of the equipment that was installed had serial numbers on the equipment and will reflect on the invoices.
58. I confirm that all of the aforementioned systems were paid for by Bosasa Group. Accounts would be opened as cash account in Angelo Agrizzi's name and I would receive the cash from Jacque Van Zyl and Angelo Agrizzi as the company did not want to reflect it on the books. All invoices, photos, IP addresses was handed over to Angelo Agrizzi after each project was completed.
59. I acted under instructions from Gavin Watson, Angelo Agrizzi, Papa Leshabane, Joe Gumede, Trevor Mathenjwa and Syvion Dhlamini.
60. I was always instructed to not disclose to anyone about the installations and work done and Gavin Watson often said to me *"listen to me my mate I'll make sure that you never get another job as I am connected and you being a white male at your age no one will employ you if you talk to anyone about what you do"*.
61. I confirm that what I have set out above is the true and correct state of affairs..



62. I was also taken by the investigators to the Gauteng properties to identify and point out the installations done at the various premises. I noticed that at Mr. Smith's house that my cameras had been removed and new cameras had been installed but that the rest of the equipment is still there. The cameras at Thabang Makgwetla's premises had been removed.



RICHARD LE ROUX

The deponent has acknowledged that he knows and understands the contents of this affidavit, which was signed and sworn before me at Florida on this the 28 day of **JANUARY 2019**, the regulations contained in Government Notice no. R1258 of 21 July 1972, as amended, and Government Notice no. R1648 of 19 August 1997, as amended, having been complied with.



COMMISSIONER OF OATHS

Name:

Address:

Capacity:

Signature..... 

Full Name: AHMED KHAN

Commissioner of Oaths

Designation: Owner of 3@1 Florida Junction

Ref No JC/22/10-2017 Johannesburg 14/08/2018

Date 28/01/2019

Place: Florida Park

Business Address: Florida Junction Shopping Centre,  
Christiaan De Wet Road.



4  
B  
2

**COMMISSION OF INQUIRY INTO STATE CAPTURE**

**HELD AT**

**PARKTOWN, JOHANNESBURG**

10

**31 JANUARY 2019**

**DAY 44**

20

**MR RICHARD LE ROUX:** It was only about the gate and I had sent – I dispatched a technician to go and sort it out.

**ADV REFILWE MOLEFE:** And can you recall what the approximate cost was of the project?

**MR RICHARD LE ROUX:** The approximate cost of that project was R150 000,00.

**ADV REFILWE MOLEFE:** And was the same process of quotation followed?

**MR RICHARD LE ROUX:** Exactly the same process paid for in cash by Bosasa.

**ADV REFILWE MOLEFE:** Sorry just did you state what the approximate cost was?

**MR RICHARD LE ROUX:** Yes the approximate cost was R150 000,00.

10 **ADV REFILWE MOLEFE:** Okay thank you. In paragraph 52 to 55 you speak of yet another project. In respect of whose property was this project undertaken?

**CHAIRPERSON:** Before you answer that is paragraph 51 the last paragraph that falls under Project Prasa so that from 52 it is a different project?

**MR RICHARD LE ROUX:** That is correct Chair.

**CHAIRPERSON:** Okay. Did you have a name for this next project or not?

**MR RICHARD LE ROUX:** I did not Chair. There was no name given to that project at all.

**CHAIRPERSON:** Okay alright thank you.

20 **ADV REFILWE MOLEFE:** Thank you Chair. And in respect of who was this project undertaken?

**MR RICHARD LE ROUX:** A Mr Desmond Nair.

**ADV REFILWE MOLEFE:** At whose instruction?

**MR RICHARD LE ROUX:** Trevor Mathenjwa instructed Angelo Agrizzi who instructed me.

**ADV REFILWE MOLEFE:** And do you know who Mr Desmond Nair is?

**MR RICHARD LE ROUX:** I have no clue who he is Chair.

**ADV REFILWE MOLEFE:** And how many properties were attended to?

**MR RICHARD LE ROUX:** Only one property Chair.

**ADV REFILWE MOLEFE:** And where was it situated?

**MR RICHARD LE ROUX:** In Pretoria.

**ADV REFILWE MOLEFE:** Can you recall when you attended to the property?

**MR RICHARD LE ROUX:** I cannot recall.

**ADV REFILWE MOLEFE:** And can you recall how many times you went to the property?

10 **MR RICHARD LE ROUX:** We done – can I give you the background on the project?

**ADV REFILWE MOLEFE:** Yes please.

**CHAIRPERSON:** Ja.

**MR RICHARD LE ROUX:** I recall Angelo was very cross with this project because what had happened was they had sent a project manager out to this premises and he went in a Sondolo uniform. And questions were raised by the security company that is guarding his house as to why Sondolo are coming to do an installation of this magnitude at this house and I had to go there afterwards and do another survey and I was questioned and asked where I – I said well I do not know who you are talking about I do not know a company called Sondolo IT. I said we are just here under instruction to  
20 come and do a survey and to come and install equipment.

**CHAIRPERSON:** Okay.

**MR RICHARD LE ROUX:** I can also – sorry.

**CHAIRPERSON:** And who instructed you in regard to this one is Mr Trevor Mathenjwa?

**MR RICHARD LE ROUX:** Trevor Mathenjwa instructed Angelo Agrizzi who instructed

me Chair.

**CHAIRPERSON:** Okay.

**MR RICHARD LE ROUX:** And Chair just to add on that I have taken the investigators to that premises as well.

**CHAIRPERSON:** Okay thank you.

**ADV REFILWE MOLEFE:** On your first visit to the property did you go in person – well you went in person actually?

**MR RICHARD LE ROUX:** I did go in person yes.

**ADV REFILWE MOLEFE:** And were you accompanied by anyone?

10 **MR RICHARD LE ROUX:** I was accompanied by myself. Sorry I went on my own.

**ADV REFILWE MOLEFE:** Okay and on the

**MR RICHARD LE ROUX:** Apologies.

**ADV REFILWE MOLEFE:** No, no it is fine just stay calm. And on the visit that followed were you accompanied by anyone?

**MR RICHARD LE ROUX:** By the technicians Chair to do the installation.

**ADV REFILWE MOLEFE:** And can you give specifics of what was done?

**MR RICHARD LE ROUX:** Sorry can you repeat that?

**ADV REFILWE MOLEFE:** Can you please give the specifics?

**MR RICHARD LE ROUX:** Of what was done?

20 **ADV REFILWE MOLEFE:** Of what was done?

**MR RICHARD LE ROUX:** Chair we installed a full electric fence. A full IT CCTV system and a full alarm system with beams.

**ADV REFILWE MOLEFE:** And did you ever return to the property?

**MR RICHARD LE ROUX:** I never returned to the property no but the technicians returned I think I would say one or twice. I do not want to say more than that but it was

about once or twice to do some maintenance.

**ADV REFILWE MOLEFE:** And how do you know that they returned?

**MR RICHARD LE ROUX:** Because I was the one that sent them.

**ADV REFILWE MOLEFE:** And can you recall over what period this ongoing maintenance took place?

**MR RICHARD LE ROUX:** I cannot recall.

**ADV REFILWE MOLEFE:** Can you recall the year or the month?

**MR RICHARD LE ROUX:** It would have been one of the recent ones so I would presume it would have been somewhere in maybe 2016, early 2016 somewhere around  
10 there.

**ADV REFILWE MOLEFE:** And can you recall the approximate cost of this project?

**MR RICHARD LE ROUX:** The approximate cost of the project was R200 000,00 Chair.

**ADV REFILWE MOLEFE:** And was the same process of quotations followed?

**MR RICHARD LE ROUX:** Exactly the same process it was paid for in cash by Bosasa.

**ADV REFILWE MOLEFE:** Okay now in paragraph 56 of your statement you speak of an interaction between yourself and Mr Gavin Watson. Is that correct?

**MR RICHARD LE ROUX:** That is correct Chair.

**ADV REFILWE MOLEFE:** What happened?

**MR RICHARD LE ROUX:** I had lost Mr Thabang Makwetla's contact details and what  
20 happened was he was hijacked at one stage and he changed his phone number so I asked Gavin because I was instructed to go and sort out one or two things on the electric fence there. And I said to Gavin I do not have his contact details anymore and Gavin I have given the message through to the investigators as well where he actually sends me Thabang Makwetla's contact details.

**ADV REFILWE MOLEFE:** So it is Mr Gavin Watson who sent you the details?

**ADV ZINHLE BUTHELEZI SC:** Yes, they are being sent as we speak.

**CHAIRPERSON:** Ja, they cannot apply for cross-examination if they do not have the statement. Is it not?

**ADV ZINHLE BUTHELEZI SC:** Yes. Yes, Chair.

**CHAIRPERSON:** Thank you very much Mr van Tonder for coming to give evidence. You probably will be asked to come back some stage in the future. I believe that you will have no problem with that.

**MR LEON VAN TONDER:** No, I do not Chair.

**CHAIRPERSON:** Yes, thank you very much. You are release for now.

10 **MR LEON VAN TONDER:** Thank you Chair.

**CHAIRPERSON:** Thank you. Bye-bye.

**ADV PAUL PRETORIUS SC:** Chair the next witness is due to give evidence tomorrow. We have no further witnesses ready today.

**CHAIRPERSON:** Tomorrow are we going to have how many witnesses are we going to?

**ADV PAUL PRETORIUS SC:** There is one set down for tomorrow.

**CHAIRPERSON:** Hm.

**ADV PAUL PRETORIUS SC:** His evidence should not last the whole day.

**CHAIRPERSON:** Okay, alright. We are going to adjourn until tomorrow. We adjourn  
20 and we will resume at 10 o' clock tomorrow morning. We adjourn.

**ADV PAUL PRETORIUS SC:** Thank you Chair.

**REGISTRAR:** All rise.

**INQUIRY ADJOURNS TO 1 FEBRUARY 2019**