



2<sup>nd</sup> floor, Hillside House  
17 Empire Road,  
Parktown  
Johannesburg  
2193  
Tel (International): +27 (10) 214-0651  
Tel (Tollfree): 0800 222 097  
Email: [inquiries@sastatecapture.org.za](mailto:inquiries@sastatecapture.org.za)  
Web: [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**

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25 August 2020

**Tracking reference: RPS13/0052/IM**

To: Mr Adriaan Basson

Email: [adriaan@24.com](mailto:adriaan@24.com)

Dear Mr Basson

**RE: THE COMMISSION OF INQUIRY INTO ALLEGATIONS OF STATE CAPTURE,  
CORRUPTION AND FRAUD IN THE PUBLIC SECTOR INCLUDING ORGANS OF  
STATE (“THE COMMISSION”)**

1. Our investigation in respect of the above Commission refers.
2. The Commission is currently engaged in certain investigations related to the Free State province which includes but not limited to a transaction in terms of which certain immovable property was disposed of by the Free State Development Corporation.
3. During the course of our investigation we came across the following article by Mr Pieter-louis Myburg on News24, dated 31 January 2018:

<https://www.news24.com/news24/southafrica/news/magashule-and-daughter-in-money-for-jam-property-scandal-20180131>

4. The article contains a link to a video of December 2014 whereby it is said to have been a visit to a Shell Petrol Station in Phuthaditjhaba by the erstwhile Premier of the Free State, Mr Ace Magashule, Ms Thoko Malembe and others.

5. It has become important for us to establish the authenticity of the said video. In this regard, we wish that News24 provides the Commission with an affidavit on the authenticity of the video, i.e where the video was sourced, from whom and when it was obtained.
6. The Commission would like to have access to said information no later than **16:00, 03 September 2020.**
7. It is understood that some of the information may be confidential. To this end, the Commission assures you that it will protect its confidentiality during the process of conducting its investigations. You are required to submit the requested documents to the Commission as follows:
  - 7.1. All printed documentation should as far as possible, be in A4 format. Any colour photographs should be scanned onto A4 print at 600dpi to ensure that we can easily feed them into a bulk scanner or easily print them again later.
  - 7.2. All documents in digital form must be submitted in pre-OCR'ed PDF format as far as possible, that is, PDFs where the text can be selected and highlighted. If your scans are not of this type, kindly arrange such prior to submitting them.
  - 7.3. It is preferable that you do not submit Word or Excel or similar documents unless they are primary evidence, as these can be tampered with. This is particularly relevant to affidavits.
  - 7.4. All PDFs and other documents, including spreadsheets and word processing documents, in any format (e.g. Word, Excel), must be password-protected, unless they are on a locked drive (see (v) below). No emailed submissions should be sent with attachments unless the files are password protected.
  - 7.5. All Flash Disks submitted must have "Bitlocker" turned on and a password created. Bitlocker can be accessed on a Windows computer by right-clicking the drive icon and choosing "turn on bitlocker". Please make sure that you write the password down. If you are using an Apple Mac, use Filevault. If you are using Linux, you can use Veracrypt. Please ensure that you provide the password to the SCC with your submission.

- 7.6. Flash disks must be in a separate sealed envelope attached to any paper versions of the submission. The password must not be in the same envelope, as if the envelope is lost, the password will give anyone access to the files.
- 7.7. If your paper submission is identical to the flash disk files, there is no need to submit paper printouts. If your paper version differs from the flash disk, kindly ensure that you scan all the paper versions and include them on a flash disk as well, named clearly, as per whether they are annexures, affidavits, etc.
- 7.8. All emailed documents must be password protected. The password must be sent by another means, e.g. Whatsapp, SMS, Telegram, Signal, or via a voice call. The email must be sent to [evidence@commissionsc.org.za](mailto:evidence@commissionsc.org.za). Please call the commission at (010) 214-0651 to confirm receipt.
- 7.9. Faxed submissions are not accepted.
- 7.10. Posted submissions are not accepted.
- 7.11. CDRoms and DVDs are not accepted as they cannot be secured.
- 7.12. Couriered submissions are only accepted if they are in sealed containers and the submission arrives in a form which has not been tampered with. Ideally tamper-proof bags should be used.
- 7.13. If you are unable to send a flash disk, but a file is too large to send as an email attachment, kindly use one of the many cloud service providers such as Dropbox, WeTransfer, GoogleDrive, etc., to share the file. However, it is imperative that if you do this, you send the email link to only one recipient at SCC, and remind that recipient that the submission must be captured by the document archiving team as a first step.
- 7.14. Furthermore, all files sent via Cloud services **MUST** be password protected before you upload them, and the password again must be sent separately, e.g. via WhatsApp, SMS, Telegram, Signal, or via a voice call.
8. Should you require any further information, in the above regard, please direct same to:

Dr A Poee

Cell phone: 060 742 5273

E-mail: [antoniop@commissionsc.org.za](mailto:antoniop@commissionsc.org.za)

Advocate J Hershensohn

Cell phone: 060 748 1367

E-mail: [Johannah@commissionsc.org.za](mailto:Johannah@commissionsc.org.za)

Yours sincerely



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**Ms Brigitte Shabalala**  
**ACTING SECRETARY**

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