



EXHIBIT T 27

SANDY THOMAS

A large, semi-transparent watermark of the Commission of Inquiry into State Capture logo is visible in the background, centered behind the text. It features the same circular design with the South African flag and scales of justice.



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

2nd floor, Hillside House
17 Empire Road,
Parktown
Johannesburg
2193
Tel: (010) 214 to 0651
Email: inquiries@sastatecapture.org.za
Website: www.sastatecapture.org.za

INDEX: EXHIBIT T 27

#	Pages	Pages
1.	Summons issued to Sandy Thomas	01 to 30
2.	Proof of Service	31



2nd 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
Web: www.sastatecapture.org.za

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

SUMMONS TO:

APPEAR AS A WITNESS

This summons is issued in terms of section 3(2) of the Commissions Act 8 of 1947, read with:

- Proclamation 3 published in Government Gazette No. 41403 on 25 January 2018
- Government Notice No. 105 published in Government Gazette No. 41436 on 9 February 2018 (as amended)
- Rules of the Judicial Commission of Inquiry into Allegations of State Capture, Corruption and Fraud in the Public Sector including Organs of State published in Government Gazette No. 41774 on 16 July 2018

Tracking reference:

SPS18/0236/ARN

**SHERIFF HIGH AND
MAGISTRATES COURT¹**

06-08-2020

JOHANNESBURGH WEST⁷

To the sheriff or his/her deputy of Johannesburg West

INFORM: MS SANDY THOMAS

OF

1 KEISKAMA STREET

RIVERLEA

JOHANNESBURG

Cell 082 807 8987

that she is hereby directed to:

- a) appear before the Commission personally at the Civic Centre, 158 Civic Boulevard, Braamfontein, Johannesburg on **25 August 2020 at 09:00am** and for the purpose of giving evidence before the Commission and being questioned about matters being investigated:
 - i. the allegations made about or against her by Mr Angelo Agrizzi ("*Mr Agrizzi*") in:
 - (a) his affidavit dated **15 January 2019**, which was submitted to the Commission for the purpose of its investigations. The relevant excerpts of paragraph 22 is attached hereto as Annexure "**A1**" and your attention is drawn to paragraph 22.5 thereof;
 - (b) his testimony before the Commission on 21 January 2019. A copy of the relevant excerpt is attached hereto as Annexure "**A2**"; and
 - (c) his testimony before the Commission on 28 March 2019. A copy of the relevant excerpt is attached hereto as Annexure "**A3**".
 - ii. the allegations made about or against her by **MR RICHARD LE ROUX** ("*Mr Le Roux*") in:

- (a) his testimony before the Commission on 31 January 2019, for the purpose of its investigations. The relevant excerpt of the transcript is attached hereto as Annexure "B1";
- (b) the media article in which you are referred with reference to Mr Le Roux's testimony. A copy of the media article is attached as Annexure "B2"; and
- (c) the WhatsApp message communication allegedly exchanged between you and Mr Richard Le Roux, a copy of which is attached as Annexure "B3".
- iii. the delivery/ies of cold drinks, alcohol and/or food parcels to the residence of the former Minister Nomvula Mokonyane (*"the Minister"*) including:
- (aa) how the arrangements were made for such delivery/ies;
 - (bb) who made such deliveries;
 - (cc) the supplier of the cold drinks, alcohol and food, including any dealings with the butcheries and/or other suppliers;
 - (dd) your interaction(s) with Mr Agrizzi, Mr Gavin Watson and/or Ms Catherine Mathabatha regarding these delivery/ies.
- iv. The organisation of funerals for deceased family members of the Minister.
- v. The arrangements made for the rental of a motor vehicle from 'Blakes Travel' for the use and benefit of the former Minister's daughter.

- vi. The catering arrangements that Bosasa allegedly paid, for the African National Congress rallies and for the former President J.G Zuma.
- vii. The security system, including CCTV cameras, installed at the Minister's residence situate at 105 Blouberg Street, Noordheuwel, Krugersdorp (Roodepoort) ("the Minister's residence") and the maintenance performed on such security system.
- viii. The maintenance organised and/or paid for by Bosasa at the Minister's residence relating to (a) the electric fencing; (b) the generators; (c) gardening; (d) the swimming pool; (d) the gate; (e) the lighting; and (f) any other maintenance carried out at the Minister's residence.
- ix. The nature of the relationship and contact detail, telephonic or otherwise, between the former Minister and Mr Agrizzi, Mr Gavin Watson, Mr Le Roux, Mr Papa Leshabane and/or Mr Joe Gumede.
- x. The cellular number(s) used by the Minister.
- xi. Any gifts or delivery/ies of flowers or any hampers to her and/ or the Minister from Mr Agrizzi, Mr Gavin Watson and/ or Bosasa.
- xii. The 40th and 50th birthday parties of the Minister.
- xiii. All correspondence and/or communications (whether by email, SMS, WhatsApp or otherwise) between any person associated with Bosasa, the Minister and yourself during the period of 1 January 2009 to 1 January 2019 concerning such matters mentioned at paragraphs 1.1(d)(i) to (iv) above.
- xiv. All monies in her Nedbank bank account number 1908710829, during the period 29 December 2017 to 21 April 2018:

- (a) that you received from "Aerocity";
- (b) that were paid to "Millenium Primary", "Greenside", "Laerskool Millenium" and "Greenside Primary School"; and
- (c) that were paid to (a) Mbete, (b) Zanele Mashete, (c) Nicki, (d) Alecia, (e) Marcelle, (f) Mickey Mouse, (g) Angie, (h) Bobo, and (i) Marcelle Adams.
- 2) A full copy of the transcripts can be accessed from the Commission's website at URL <https://sastatecapture.org.za/site/transcripts>.
- 3) If she would like assistance from the Commission in order to prepare for the hearing, she must, within five days (excluding weekends and public holidays) of receipt of this summons, contact, or, communicate with, the Secretary or Acting Secretary of the Commission and indicate that she would like such assistance in which case the Commission will provide someone to assist her with the preparation for the hearing. In such a case she will not pay anything for such assistance. In this regard, she must please contact **Ms Shannon Van Vuuren** at secretary@commissionsc.org.za (telephone details: **011 488 1040** and **060 749 5687**).
- 4) If, in order to prepare the hearing, she does not need any assistance from the Commission, she must, with or without the assistance of a lawyer of her own choice, prepare for the hearing without such assistance. If she makes use of a lawyer of her own choice to assist her, the Commission will not be responsible for the payment of her lawyer's fees or costs.
- 5) This summons is issued for the purpose of pursuing the investigation of the Commission.

Your failure to comply with the requirements set out in paragraph a) above without sufficient cause constitutes an offence under section 6(1) of the Commissions Act 8 of 1947, as amended.

DATED at Parktown on this 5th day of August 2020.




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**




No SIM

12:22

75% 

New Message

Cancel

To: Sandy, 

01 Jun 2017, 13:29

Dear Richard there is a problem at the house with the alarm system for some reason it keeps ringing so it now has to be switched of at the switch

Please let me know what to do

02 Jun 2017, 13:34

The alarm is sorted out



Text Message



q w e r t y u i o p

3/24/2019

The minister, the gifts, the Watsons and the wind farm

AA-SUP-082

South Africa

The minister, the gifts, the Watsons and the wind farm

Mokonyane to rule on controversial Eastern Cape project

13 March 2019 - 10:59 By John Yeld Ground up



Minister of communications Nomvula Mokonyane.
Image: GCIS

The Watson family, whose links to minister Nomvula Mokonyane were exposed during explosive testimony at the Zondo commission on state capture, want to build a controversial wind farm in the Eastern Cape. And the minister on whose decision their plans depend is ... Mokonyane.

Mokonyane has a history of a direct relationship with the eldest of the four brothers, Gavin Watson, and also, at the very least, a tangential relationship with the "wind farm branch" of the family: two of the younger brothers, Ronald (Ronnie) and Valence, and Valence's son Jared.

The Inyanda-Roodeplaat Wind Energy Facility is a wind farm project that they want to build on the top of a mountain in an area of critical biodiversity and environmental sensitivity about some 50km northwest of Port Elizabeth.



This website, published by Tiso Blackstar Group (Pty) Ltd, uses cookies, which help to run the website in various ways, including essential services, advertising and analytics. By accepting or continuing to use this website, you consent to us using cookies. You can see how to opt out of non-essential cookies or get more information about how we manage cookies in our privacy and cookie policy.

Accept Cookies

3/24/2019

The minister, the gifts, the Watsons and the wind farm

AA-SUP-083

The 187.2MW project is being developed by Inyanda Energy Projects (Pty) Ltd, a company established in July 2012. Three of its four active directors are Ronnie, Valence and Jared Watson. (The fourth director is Tandy Ronell Smead.) The properties where Inyanda wants to construct the wind farm are owned by Laidback Investments (Pty) Ltd and O'Feh Investments (Pty) Ltd, both companies represented by director Ronnie Watson.

The plan is for 47 turbines, each 85m high and with 130m diameter blades, on top of the Groot Winterhoek mountain ridge at an altitude of about 1,000m. The farm would be situated on 21 parcels of land totalling about 12,200ha, between three portions of Groendal Nature Reserve.

Groendal is a provincial nature reserve, and the surrounding Groendal Wilderness Area is protected under the National Forestry Act.

The project proposal drew strong objections from, among others, the Eastern Cape Parks & Tourism Agency, the Eastern Cape's department of economic development, environment & tourism, BirdLife South Africa, Wilderness Foundation Africa, and the Elands River Conservancy.

But the wind farm received the environmental go-ahead from the national department of environmental affairs (DEA) in April last year.

This decision is now under appeal.

Appeals against environmental approval made by the department are adjudicated by the minister of environmental affairs. An appeals site visit had been on the cards for mid-September last year but was postponed, and then minister Edna Molewa, who would have adjudicated the appeals, died suddenly on September 22. The site visit was eventually held in the first week of November, led by the department's acting director of appeals.

Nonvula Mokonyane took up the environmental cabinet post on November 22. A former minister of water and sanitation in then-president Zuma's administration and – very briefly – minister of communication under President Cyril Ramaphosa in January 2018, Mokonyane served as premier of Gauteng between 2009 and 2014.

She has some previous experience of environmental issues, having also served as Gauteng MEC for agriculture, conservation and environment between 1996 and 1999.

Mokonyane should be preparing to consider the appeals but she may be facing a significant conflict of interest that should disqualify her from making any appeal decision.

The Bosasa story

The origins of Bosasa Supply Chain Management lie in a company initially called Emafini, that became Msritum Hostels in 1985. In 1996, it was awarded the contract to run the newly established Lindela repatriation centre in Krugersdorp.

Around the same time, Meritum Hostels offered a black economic empowerment share in the company to a group of 12 senior ANC Women's League members, who took up the offer through the creation of the Dyambu Trust, of which Mokonyane was one of two trustees.

The company was renamed Dyambu Operations, with Gavin Watson as its chief executive. The trust's operating arm was called Dyambu Holdings, which held a 10% share in Dyambu Operations.

In August 2000, Watson bought out Dyambu Holdings' share – represented by Hilda Ndude – for R5.5m, and the company was renamed Bosasa Operations. By the time it acquired its first major prisons contract for catering in 2004, the ANC Women's League no longer had any direct financial interest in it; it was fully owned by a Watson family trust (26%), Bosasa directors Carol Mikele (33.3%) and Joe Gumede (18.5%), and the Bosasa Employees Trust (22.2%).

Bosasa, which later became Bosasa Supply Chain Management and then changed its name again in 2017 to African Global Operations (now in liquidation), came under the spotlight at the Zondo commission in January, where testimony about systemic corruption of politicians and state officials by Bosasa included allegations of impropriety against Mokonyane.

In particular, former chief operating officer Angelo Agrizzi testified that Bosasa had given Mokonyane gifts and favours over several years – including R50,000 a month, huge quantities of Christmas drinks and groceries, and catering for ANC rallies she was involved in. He claimed the gifts were intended to facilitate her help in protecting the company from law enforcement agencies.

Another Bosasa employee, Richard le Roux, said in his statement to the Zondo commission that he had been tasked by Gavin Watson to do maintenance work and installing a Bosasa-funded security system at Mokonyane's house. "I was specifically instructed by Watson and [others] ... not to disclose the installations or the work done," he said.

Witnesses whom Le Roux suggested could be called to support his testimony included "Mrs Sandy, the personal assistant to the minister, Nonvula Mokonyane, who will attest that I would be called out at all times of the day".

Mokonyane has not yet had an opportunity to formally respond to any of the allegations made against her at the commission, and she complained through her lawyers that her constitutional rights had been breached in this regard.

Gavin Watson is not a director of any of the companies involved in the Inyanda-Roodeplaat project, and Ronnie, Valence and Jared Watson are not directors of Bosasa. However, the last three all featured in testimony about Bosasa both by Agrizzi and his one-time colleague, former chief financial officer Andries van Tonder.

Van Tonder referred to the 2007 investigation by the Special Investigations Unit (SIU) into four tenders awarded to Bosasa by the department of correctional services, worth more than R1.5bn.

"When the SIU investigation commenced, a meeting was held with Ronnie Watson, Valence Watson, Gavin Watson, Angelo Agrizzi, where we were told that a 'pact' was formed and no one must break the 'pact' or testify against one another. We were told that the Watsons had it all under control and had access to both the Hawks and the National Prosecuting Authority," his statement reads.

Van Tonder also testified that after Agrizzi released a media statement in August last year about his intention to blow the whistle on Bosasa and Gavin Watson, he had received a phone call from Valence Watson asking him to help change Agrizzi's mind.

This website, published by Tiso Blackstar Group (Pty) Ltd, uses cookies, which help to run the website in various ways, including essential services, advertising and analytics. By accepting or continuing to use this website, you consent to us using cookies. You can see how to opt out of non-essential cookies or get more information about how we manage cookies in our privacy and cookie policy.

Accept Cookies

3/24/2019

The minister, the gifts, the Watsons and the wind farm

AA-SUP-084

Biebuyck was the Watson family lawyer.

Agrizzi also testified that on August 23 last year, Ronnie Watson, Valence Watson, Jared Watson and Biebuyck had arrived at his home.

"And basically they said that they had confronted Gavin Watson who ... denied absolutely everything. But they said that they were mandated by Gavin Watson to make an offer to me to market their property called Royalston Estate. It is a wildlife residential resort in Port Elizabeth that they wanted me ... to get involved with. Quite simply they said... I must start a business and they would fund it. I refused it point blank."

The commission heard that a draft legal agreement to secure Agrizzi's silence was drawn up that was to be kept "strictly confidential". It included provision for an "oversight committee" whose members were Valence Watson, Ronnie Watson and Biebuyck.

Agrizzi told the commission about expensive gifts presented by Bosasa to a business partner of Valence Watson, Siviwe Mapisa, the one-time head of security at the SA Post Office where Bosasa had also secured a tender, and who is also the brother of former Correctional Services minister Nosiviwe Mapisa-Nqakula.

Agrizzi told the commission that Mapisa would go hunting on Ronnie Watson's game farm in the Eastern Cape "and we (Bosasa) would transport the meat".

None of the Watsons has yet responded publicly to any of this evidence.

No conflict of interest, says minister's office

Gavin Watson is not a director of the wind farm project, but there is an argument to be made that Mokonyane has been placed in a difficult and compromised position by the damning (though as yet unanswered) testimony at the Zondo commission, concerning both her alleged personal benefit from Bosasa and the Watsons' close family ties that drew all four brothers into the Bosasa drama. (The youngest of the four, Dame! "Cheeky" Watson, was also named during Agrizzi's testimony.) This argument holds that the minister should not adjudicate the Inyanda-Roodeplot appeals, at least until -- and if -- she's able to clear her name.

Mokonyane has indicated through her spokesperson Mlimandlela Ndamase that she will not withdraw from the adjudication process.

"The minister exercises her powers in line with law and processes of the department. This power is not exercised in isolation from the above," Ndamase said in response to questions by GroundUp.

"There is no conflict of interest that arises in the above matter as the department must apply its regulations and legal prescripts to all appeals without prejudice based on directors and or owners of companies involved in the appeal processes. The minister acts and exercises her powers within the parameters of such processes."

Ndamase did not say when Mokonyane planned to make her decision.

Constitutional expert professor Pierre de Vos of UCT believes that the minister is in an untenable position.

Asked by GroundUp to comment, De Vos said the Zondo commission testimony had created a "reasonable apprehension of bias" on the part of Mokonyane.

"It's about perception. There would be a problem with her making the decision and it could be challenged. Although it depends on the facts, there is a strong argument to be made against her and it would be better for her to recuse herself to avoid the possibility of a legal challenge," he said.

GroundUp invited the three Watsons who are directors of Inyanda Energy Projects to comment, through their lawyers Rushmere & Noach. On Tuesday Rushmere & Noach director Steve Gough responded: "It would be presumptuous of my clients to opine on what the minister should or shouldn't do with regard to the appeal. They also have no on the record comments regarding what may or may not have been said about them by Agrizzi at the Zondo commission."

- This article was first published in GroundUp.

Most read

1. Norway cruise ship towed to port after nearly 500 people rescued World
2. Woman shot in face while driving in Fourways undergoes reconstructive surgery South Africa
3. WATCH | Cars burn as 'suicide pilot' flies into clubhouse after argument Africa
4. Agonising choices of who to leave behind in flood-ravaged Mozambique South Africa
5. Universities to be paid nearly R1bn for historic student debt: Naledi Pandor South Africa

This website, published by Tiso Blackstar Group (Pty) Ltd, uses cookies, which help to run the website in various ways, including essential services, advertising and analytics. By accepting or continuing to use this website, you consent to us using cookies. You can see how to opt out of non-essential cookies or get more information about how we manage cookies in our privacy and cookie policy.

Accept Cookies

31 JANUARY 2019 – DAY 44

MR RICHARD LE ROUX: Because we had to clean it up, because there were branches hanging over the electric fence, we had to get rid of the branches so that it clears and we could get the electric fence working. The garden clean-up was a once off.

CHAIRPERSON: Yes, and in terms of maintenance are you able to tell how many times you had to go there thereafter for maintenance purposes over the period or is it too many to count?

MR RICHARD LE ROUX: What would happen, Chair, is I would get a phone call from Gavin Watson and he would say to me Nomvula is moaning about A, B, C, D on the security side of things just get it sorted out.

CHAIRPERSON: Yes.

MR RICHARD LE ROUX: Or I would get a phone call from Nomvula's PA Sandy, alright, she would either send me a WhatsApp or she would phone me and say there is a problem with the gate or there is a problem with the cameras or there is a problem with the electric fence, the electric fence keeps on screaming in the garage and etcetera, etcetera, and then basically what we would do is I would task a technician alright to go and sort that problem out.

CHAIRPERSON: So before you could go to the premises to sort out whatever needed to be sorted out you would get a call either from Mr Gavin Watson or from Ms Mokonyane's PA to say there is a problem in the house about X, Y, Z?

MR RICHARD LE ROUX: That is correct, Chair.

CHAIRPERSON: And you gave the name of the PA, did you say Sandy?

MR RICHARD LE ROUX: I do not know what her surname is, Chair, I only know her as Sandy.

CHAIRPERSON: As Sandy.

31 JANUARY 2019 – DAY 44

MR RICHARD LE ROUX: That is correct, Chair.

CHAIRPERSON: Okay, alright, and then you would go there and fix it?

MR RICHARD LE ROUX: We will go and fix the problem and we would then obviously give Angelo Agrizzi feedback to say to him if we could not get hold of Gavin Watson say to him that the problem has been resolved and we would carry on with our normal duties.

CHAIRPERSON: So you know that residence well?

MR RICHARD LE ROUX: I do, Chair.

CHAIRPERSON: You know how to get there?

10 **MR RICHARD LE ROUX**: I do, Chair, I actually in the last paragraph of my statement I actually took the investigators around to all the premises of the Johannesburg residences of all the politicians that we had done.

CHAIRPERSON: Thank you.

ADV RIFILWE MOLEFE SC: Thank you. And in all instances during this ongoing maintenance when you would go to the property, at each visit did you go with vehicles that were not marked?

MR RICHARD LE ROUX: We went with unbranded vehicles, Chair, that is correct.

ADV RIFILWE MOLEFE SC: And you were not in your work uniform at all these times?

MR RICHARD LE ROUX: Civilian clothing.

20 **ADV RIFILWE MOLEFE SC**: Can we move onto paragraph 27 of your statement? Do you know if this project was given any sort of priority?

MR RICHARD LE ROUX: Gavin Watson was fully aware as he was the person instructed that the work must be done at those premises and to always receive priority.

ADV RIFILWE MOLEFE SC: So Mr Watson told you that the property must always receive priority?

28 MARCH 2019 – DAY 75

CHAIRPERSON: You actually saw cash – saw the money

MR ANGELO AGRIZZI: Yes.

CHAIRPERSON: Being handed over or being left – handed over to her or being left in her house?

MR ANGELO AGRIZZI: Correct.

CHAIRPERSON: And another occasion you participated – or you gave the money to Mr Gavin Watson who told you that he was going to see her?

MR ANGELO AGRIZZI: Correct.

CHAIRPERSON: And – but you were not there at the meeting that he would have had
10 with her and therefore you did not see – you do not know whether on that occasion it was handed over to her or not?

MR ANGELO AGRIZZI: Correct.

CHAIRPERSON: Ja okay.

ADV PAUL JOSEPH PRETORIUS SC: Then in paragraph 14.5 you deal with benefits other than cash.

MR ANGELO AGRIZZI: Correct.

ADV PAUL JOSEPH PRETORIUS SC: Being provided to Ms Mokonyane?

MR ANGELO AGRIZZI: Yes.

ADV PAUL JOSEPH PRETORIUS SC: Won't you tell the Chair about that please?

20 **MR ANGELO AGRIZZI:** Chair it was one specific day that we were called to a meeting and it was early in the morning – I think it was the morning – ja it was early in the morning. And I got a call. I was actually busy with something and when you got a call from Gavin you dropped everything and especially if it was the Premier drop it all. I was actually in a meeting and I had to leave everything and go. So I went with him. We actually went in the same car. His car and it was Porsche Cayenne Turbo S. And I

28 MARCH 2019 – DAY 75

would always drive the car when I was with him because I get car sick if I am driven around. And basically there was a lot of work that needed to be done. She was there and her PA was there as well, Sandy Thomas I think her name was. And basically there were a lot of things wrong. The CCTV cameras were not working. The shed where the police guarding her was falling apart. The electric fence was not working. It had been overgrown with leaves and trees and that. The swimming pool was green and there was a lot of issues with regards to lighting. Every second light bulb was out. I remember the floor lighting which is a special bulb that we had to get on the entrance was missing. And a lot of things were missing so we went there and we then phoned

10 up Richard le Roux who was then told to come and fix and he was instructed to fix. I mean the generator, the auto switch on the generator was not working. We had to call in the specialist for that. But every time there was something wrong it was a phone call and it would get sorted out. Irrespective of cost it would get done. So even like the gardening stuff had to be sorted out. I remember getting a guy – our gardener Marius to go there and to clean up the gardens and all that. So it is very difficult for me to quantify the costs now it is a couple of years later. But you looking at about R350/R400 000,00. I mean new camera systems, electric fence, generator, all that type of stuff used to be done. Does that clarify for you?

ADV PAUL JOSEPH PRETORIUS SC: Yes. Then in paragraph 14.6 you talk about

20 arranging and paying for functions.

MR ANGELO AGRIZZI: Yup.

ADV PAUL JOSEPH PRETORIUS SC: Would you tell the Chair about that please?

MR ANGELO AGRIZZI: You know Chair we – we always used to I believed in do it properly and do it to the best of our ability. So we would just get requests and Gavin did not debate these type of issues. He did not want to know whether the people want

28 MARCH 2019 – DAY 75

to work on a weekend or a Sunday night or - I will give you an example. I got a call on a Friday – on a Thursday evening at 7:30 and I get told I have got to provide lunch packs which must include a piece of chicken, four slices of bread, jam, a juice, energy bar and fruit. It must be tomorrow morning at six o'clock must be delivered to – it was University of Johannesburg's campus. That is the type of requests. And you would have to just do it and make it work. And God forbid if you do not because you will have him – and on that specific occasion I remember there were at UJ here and it was the wrong address they had given us. It was supposed to be UJ I think in Soweto. So we would have to jump and do this type of functions. Lekgotlas we have done I think I have
10 got more T-shirts on the ANC in my cupboard than I need. Because every time you got there you got a free t-shirt. So I got t-shirts and caps that I have got enough for a couple of years still. But we would have to do those functions. Syanoba rallies. We did them. All free of charge. There was never ever a charge. You never ever dared ask him are we going to recover this money. There were funerals, personal funerals done. All hours of the night, that type of thing. So all that would be at Bosasa's costs and it is fact you know.

CHAIRPERSON: And the packs that you talked about?

MR ANGELO AGRIZZI: Yes.

CHAIRPERSON: You would have prepared for, was it vets or UJ for that particular
20 Friday morning six am. Would that have been like food parcels or food that was going to be given to people who were attending some meeting or rally or something?

MR ANGELO AGRIZZI: Chair it was always rallies and it was not just the pack put it together like you buy like the typical street food we can buy.

CHAIRPERSON: Yes.

MR ANGELO AGRIZZI: It was not that.

28 MARCH 2019 – DAY 75

CHAIRPERSON: Yes.

MR ANGELO AGRIZZI: This had to be in a foma tray and then you had to have the logo's printed on a sticker. So we had to have a sticker on that with the function and who was involved or whatever or the naming configuration. It had to be done properly it was really you know it was top class.

CHAIRPERSON: Hm, hm. But if you were on this particular occasion you given a call Friday early evening or evening...

MR ANGELO AGRIZZI: Thursday evening.

CHAIRPERSON: And this was to be. Sorry on Thursday?

10 **MR ANGELO AGRIZZI:** Thursday evening.

CHAIRPERSON: On Thursday evening oh ja on Thursday evening and this was to be ready for 6 am you must have or your people must have worked quite hard throughout the night to get ready?

MR ANGELO AGRIZZI: I cannot – Chair I cannot tell you how many nights I personally have worked with the team. I mean you talking having to keep people back 20/30 people because you got to pack 5 or 10 000 packs at a time you know. I mean it is a logistical – it used to be a logistical nightmare for me.

CHAIRPERSON: Hm.

MR ANGELO AGRIZZI: And maybe what the commission should do is approach one
20 of the people that I put in charge to do that and they will give you all the facts. But the fact of the matter is it was a cost. It was a major, major cost to us.

CHAIRPERSON: Yes, yes. Well give the information

MR ANGELO AGRIZZI: I will.

CHAIRPERSON: To the legal team and the investigators.

MR ANGELO AGRIZZI: Yes.

28 MARCH 2019 – DAY 75

CHAIRPERSON: Ja.

ADV PAUL JOSEPH PRETORIUS SC: Then Mr Agrizzi in the paragraphs 14.8 to 14.13 or 14.12 you deal again with evidence regarding the provision of hire vehicles for Ms Mokonyane's daughter. You do not have to repeat that evidence.

MR ANGELO AGRIZZI: Ja. Chair if I may? If I may ask you that I do not want really discuss children and that. I can just give you a brief overview.

CHAIRPERSON: Yes.

MR ANGELO AGRIZZI: There is so many times that I would have to – because I do not feel that you know it is right to mention children in this.

10 **CHAIRPERSON:** Ja.

MR ANGELO AGRIZZI: But I – there were many occasions where I would get a call, you organise this one's daughter a car and organise that one's daughter a car or that one's daughter a car. This is one of those situations. You know costs here would be between 80 and sometimes R150 000,00 and there is a whole lot of other issues.

CHAIRPERSON: Yes.

MR ANGELO AGRIZZI: That go with it. There are accidents. There are demands. There is all that.

CHAIRPERSON: Hm.

MR ANGELO AGRIZZI: So, yes that happened.

20 **CHAIRPERSON:** Hm.

MR ANGELO AGRIZZI: The facts are here.

CHAIRPERSON: Hm, but you say now you are asked to organise this or that for this one's daughter?

MR ANGELO AGRIZZI: Yes.

CHAIRPERSON: Or this one's daughter. So far we have only from you evidence in

21 JANUARY 2019 – DAY 37

MR ANGELO AGRIZZI: Yes, Chair.

CHAIRPERSON: Yes, and what year was this one if you are able to tell us?

MR ANGELO AGRIZZI: I cannot remember when it was, Chair. It was about – it was on Zuma's 72nd birthday.

ADV PAUL PRETORIUS SC: Alright, if you look at the cake you will see the ANC flag, ANC colours and a 72 on the top of the cake and to the left a flag, happy 72nd birthday. Do you see that?

MR ANGELO AGRIZZI: I do.

ADV PAUL PRETORIUS SC: Does the Bosasa logo appear anywhere on this photograph or on the cake?

MR ANGELO AGRIZZI: The photograph is very bad, it does appear, because I know, I designed it, in between if you look there, there is a shadow silhouette of people holding hands. In between the people holding hands you will notice on the top tier there is what seems dark blue writing and a crescent over it in orange. That there is actually the Bosasa group logo.

ADV PAUL PRETORIUS SC: Alright, well I am not sure I can see it...[Intervenes]

CHAIRPERSON: Well, I do not see people holding hands, but I see some orange.

MR ANGELO AGRIZZI: That is right. That was the...[Intervenes]

CHAIRPERSON: That is part of the...[Intervenes]

MR ANGELO AGRIZZI: The Bosasa logo.

CHAIRPERSON: Bosasa logo?

MR ANGELO AGRIZZI: Yes, it looks like a bit of a tombstone upside down.

CHAIRPERSON: Yes, well I see something that looks like a wheel close to the orange part, is that also part of the Bosasa logo?

MR ANGELO AGRIZZI: That is right.

Page 11 of 142

21 JANUARY 2019 – DAY 37

CHAIRPERSON: Yes, I am thinking of that, but I wanted to allow him to give his answer to your question in full first before I go back. Because, *ja*.

ADV PAUL PRETORIUS SC: Thank you, Chair.

CHAIRPERSON: Okay, so you may continue and then...[Intervenes]

ADV PAUL PRETORIUS SC: Alright. So in 2008 and 2009 as I understand your evidence Ms Mokonyane approached Bosasa with a request to do an analysis of security at hospitals?

MR ANGELO AGRIZZI: That is correct.

ADV PAUL PRETORIUS SC: And you in fact on the instruction of Gavin Watson did such an analysis?

MR ANGELO AGRIZZI: That is correct.

ADV PAUL PRETORIUS SC: And you prepared a report?

MR ANGELO AGRIZZI: That is correct.

ADV PAUL PRETORIUS SC: To whom did you give the report?

MR ANGELO AGRIZZI: The report was given to Gavin Watson.

ADV PAUL PRETORIUS SC: Alright, and do you know its fate after that?

MR ANGELO AGRIZZI: It was submitted to Nomvula Mokonyane.

ADV PAUL PRETORIUS SC: Alright, I intend to deal with related matter, over the page, Chair.

CHAIRPERSON: Oh, okay. Let us go back to page 37, Mr Agrizzi?

MR ANGELO AGRIZZI: Yes, Chair.

CHAIRPERSON: And I am just going to say something in general and then ask you a specific question. It is going to be important as you give your evidence to tell me which of the activities you were personally involve in, particularly with regard to delivering some things to certain people.

Page 13 of 142

21 JANUARY 2019 – DAY 37

CHAIRPERSON: Oh, and then there is a picture of somebody, whose face is not shown in full. So is the wheel at the orange part that would be part of the logo?

MR ANGELO AGRIZZI: That is right.

CHAIRPERSON: Okay, alright.

MR ANGELO AGRIZZI: Thank you, Chair.

CHAIRPERSON: Thank you.

ADV PAUL PRETORIUS SC: Thank you, Mr Agrizzi. Then in 22.5.5 you relate another benefit, what is that?

MR ANGELO AGRIZZI: This was the maintenance at the house which she owned in Silverfields, Roodepoort, which included all the electric fencing, generators, CCTV, gardening, ponds, lights, gates, absolutely everything really.

ADV PAUL PRETORIUS SC: And what role did you play personally in the provision of these benefits?

MR ANGELO AGRIZZI: Chair, I would be given an instruction to do it by Gavin Watson the CEO and I would make sure that the job got done.

ADV PAUL PRETORIUS SC: Yes, alright, you say that was soon after 2002?

MR ANGELO AGRIZZI: That is correct.

ADV PAUL PRETORIUS SC: Alright, what happened in 2008 and 2009 as related in paragraph 22.6 of your affidavit?

MR ANGELO AGRIZZI: Chair, in 2008/2009 Mokonyane would visit quite often and at one specific stage Bosasa was approached to do a full analysis on the security of the hospitals in Gauteng specifically.

ADV PAUL PRETORIUS SC: Before you go on I think the, Chair, may want to ask a question relating to your previous paragraph.

MR ANGELO AGRIZZI: Sorry, Chair.

Page 12 of 142

21 JANUARY 2019 – DAY 37

MR ANGELO AGRIZZI: Yes, Chair.

CHAIRPERSON: Or preparing them and handing them over to somebody to deliver and getting a report that it was delivered and when for example you talk about providing catering for supports at President Zuma's birthday parties to say as much as you personally know about that. When you talk about the maintenance at Ms Nomvula Mokonyane's house in Roodepoort to indicate what you personally know about, that as oppose to what you may have told was done.

So I just want to ask you about paying and organising funerals in respect of diseased family members, did you ever get to be personally involved in regard to that, other than maybe preparing money and maybe giving to somebody to go and make sure that it is delivered?

MR ANGELO AGRIZZI: Chair, when a request like that was made I was told to leave everything and personally go and see to it. So I was personally involved. Although I might not have made the food or put up the tent I would have had to authorise it, sign it and hand it over, and I would be responsible ultimately, and accountable for ensuring that everything went successfully.

CHAIRPERSON: So in regard to that for example therefore you are telling me something that you personally know happened?

MR ANGELO AGRIZZI: I can even recall where we had to put up tents and that, Chair.

CHAIRPERSON: Yes, okay. And the arrangements about the rental of a vehicle for periods of three months and so on, that also you have personal knowledge of, or how far does your knowledge go in regard to that?

MR ANGELO AGRIZZI: Chair, the daughter would phone me up and request, I remember it vividly, an Audi A3 Cabriolet. I at one stage even called the daughter in, because there had been numerous accidents.

Page 14 of 142

21 JANUARY 2019 – DAY 37

CHAIRPERSON: Yes?**MR ANGELO AGRIZZI:** And problems with the vehicles.**CHAIRPERSON:** Yes?**MR ANGELO AGRIZZI:** And it started getting concerning.**CHAIRPERSON:** Yes.**MR ANGELO AGRIZZI:** So I actually called her in one day and sat her down and said 'can I arrange for driver training, special driver training for you', because it was getting embarrassing.**CHAIRPERSON:** Yes?10 **MR ANGELO AGRIZZI:** So I was personally involved.**CHAIRPERSON:** Yes, and the catering for ANC rallies, you have just indicated you have told us about that. Have you got – are you able to give me an idea about, if you are able to, how many rallies you can think of where you actually made arrangements? It may be – maybe there are too many, in which case you cannot say. Maybe there are more or less a number that you can tell a reasonable estimate, but if you are not able to I will understand?**MR ANGELO AGRIZZI:** Sorry, Chair, it is too many to remember. I will have to consult with the ex-Chief that was there who would know exactly, and I would have to speak to some people, but I cannot remember how many. It was well over 10 or 12 rallies.20 **CHAIRPERSON:** Yes, and would they have been, in terms of the rallies, you said they were Siyanqoba rallies. Was it only Siyanqoba rallies or also other rallies?**MR ANGELO AGRIZZI:** No, Chair, there were various issues.**CHAIRPERSON:** Different rallies?**MR ANGELO AGRIZZI:** They were totally different ones, correct.**CHAIRPERSON:** Yes, all within Gauteng I assume?

Page 16 of 142

21 JANUARY 2019 – DAY 37

ADV PAUL PRETORIUS SC: Alright, you do not have original information in relation to the fate of that tender, do you?**MR ANGELO AGRIZZI:** Unfortunately not, I do not have any information, because I did not keep any on it, sorry.**ADV PAUL PRETORIUS SC:** Alright, what you are telling the, Chair, is based on reports that you received from Mr Leshabane?**MR ANGELO AGRIZZI:** I am sure if – that is correct, but I am sure if the investigating team goes into the records of the tenders they will come across the tender.10 **ADV PAUL PRETORIUS SC:** Alright. Now that is what I wanted to ask you about. The further investigation are you prepared to cooperate in that respect?**MR ANGELO AGRIZZI:** Most definitely.**ADV PAUL PRETORIUS SC:** Alright, what happened... [Intervenes]**CHAIRPERSON:** I am sorry, in 2014, I am sorry this was in 2008/2009, was she still MEC for Security at that stage, as far as you remember?**MR ANGELO AGRIZZI:** As far as I recall she was.**CHAIRPERSON:** I am just wondering what she had to do with hospitals, if she was MEC for Security.20 **MR ANGELO AGRIZZI:** Chair, at that stage there was a major issue with the Gauteng hospitals in terms of security. I mean numerous tenders that were out at that stage and if I recall correctly they had problems with doctors being stabbed, especially at Leratong and at Baragwanath.**CHAIRPERSON:** Okay, so that maybe have been the angle from which she came in for MEC for Security?**MR ANGELO AGRIZZI:** That is correct.**ADV PAUL PRETORIUS SC:** Can you recall the content of your analysis, just very

Page 17 of 142

21 JANUARY 2019 – DAY 37

MR ANGELO AGRIZZI: Yes, mostly in Gauteng.**CHAIRPERSON:** Yes, excuse me. And the maintenance at her house at Rodepoort, how much personal involvement did you have in regard to that and did you ever go to her house and see maintenance that had been effected there?**MR ANGELO AGRIZZI:** On numerous occasions I attended at the house with Mr Watson and I would at the house with Mr Watson walk the site with one of the technical teams and explain to them how I wanted it done. I would then go back afterwards and check that they had done the work properly. I did not want to get lambasted.10 **CHAIRPERSON:** No, thank you very much, Mr Agrizzi. Mr Pretorius you may proceed.**ADV PAUL PRETORIUS SC:** Thank you. If you go to page 38 please, paragraph 22.7? In relation to the analysis of security at hospitals that you prepared and handed to Mr Gavin Watson and learned that it had been provided to Ms Mokonyane by him, you were told or given certain information by Papa Leshabane, what was that information?**MR ANGELO AGRIZZI:** The information that I was given was basically that the report was to be given to someone else and that person would submit it as a tender when response to a tender and we would just be doing all the hard work for everybody else and everybody else would benefit. He actually mentioned at that stage was a gentleman by the name of Reggie Nkabinde that Papa Leshabane mentioned would probably be given the tender.20 **ADV PAUL PRETORIUS SC:** Right, what post did Mr Nkabinde occupy at that time?**MR ANGELO AGRIZZI:** As far as I can recall it was in the ANC Youth League. I cannot recall exactly what post it was. I know that he is now the Treasury General I believe of the ANC Youth League.

Page 16 of 142

21 JANUARY 2019 – DAY 37

broadly and in summary?

MR ANGELO AGRIZZI: It was an analysis of the current and existing security infrastructure. They had a major problem with regards to infrastructural access control, ingress control and there was a major problem with the amount of guards that were being utilised in the wrong places and not in the right places. So the whole blueprint that we put together was a holistic view on taking Gauteng's security of the hospitals and coordinating them with centralised control platforms, centralised control rooms and being able to minimise on guarding and utilise that funds to be able to pay for additional technology requirements.10 **CHAIRPERSON:** This analysis that you did as Bosasa, did you do it, because you were going to be paid for doing it, irrespective of who may ultimately have got the tender? Or did you do it on the understanding that you would get the tender in the end? Because I see here you say you spent about R2-million I think in regard to that analysis so what was the basis for your doing that analysis?**MR ANGELO AGRIZZI:** The initial cost was approximately 2-million, I do not remember the exact cost on it, it is on my laptop, which I do not have anymore, however, the idea was that if we do the analysis and we provide a good report on how we could assist and improve things that there would be a tender promulgated that we could be involved with.20 **CHAIRPERSON:** So the understanding was that you would not be charging for that analysis, because there would be a tender and maybe you would get the tender?**MR ANGELO AGRIZZI:** Chair, there was no official agreement or discussion regarding that, between... [Intervenes]**CHAIRPERSON:** Yes?**MR ANGELO AGRIZZI:** Myself and the MEC and at that stage I cannot say that would

Page 18 of 142

21 JANUARY 2019 – DAY 37

have been discussed with Mr Watson as he would handle high level issues.

CHAIRPERSON: Okay.

MR ANGELO AGRIZZI: As far as I know there was no charge.

CHAIRPERSON: Okay, thank you.

ADV PAUL PRETORIUS SC: Do you know of any payment that Bosasa might have received for producing this report?

MR ANGELO AGRIZZI: No payment was received.

ADV PAUL PRETORIUS SC: Alright, okay. Then if we could move on to 2014, or perhaps before we go there, can you recall anything further in relation to security at hospitals and in particular whether Bosasa or a Bosasa company ever bid for the award of the tender?

MR ANGELO AGRIZZI: I recall there was a tender that was promulgated for hospitals, not in the same light as this one, it was for a guarding tender and I do recall submitting a tender, if I remember it was cancelled. Nothing ever happened.

ADV PAUL PRETORIUS SC: Alright, let us move on then to 2014, what happened then in relation to Bosasa and Ms Mokonyane?

MR ANGELO AGRIZZI: Once more, Chair, we were asked to do an analysis and a report on the securing of the dams in South Africa for the Department of Water Affairs. At the time Minister Nomvula Mokonyane was the Minister of Water and Sanitation.

20 The same procedure was followed. We were asked to do an analysis, come up with a solution, so what I did was, because time was short, they wanted a very fast generic overview, which I provided them with. I gave the report to Gavin Watson.

ADV PAUL PRETORIUS SC: Do you know...[intervenes]

MR ANGELO AGRIZZI: I know that the company never got paid for it.

ADV PAUL PRETORIUS SC: Paid for what, for the report?

Page 19 of 142

21 JANUARY 2019 – DAY 37

MR ANGELO AGRIZZI: For the report.

ADV PAUL PRETORIUS SC: Yes. So approximately what was the cost to Bosasa in preparing a report?

MR ANGELO AGRIZZI: Chair, the approximate cost was about R1.3-million, because we would have to spend intensive time, I had to get the assistance of official security people that understood dams and that type of thing to assist us.

ADV PAUL PRETORIUS SC: Yes. What was the scope of the report? You mentioned securing the dams? Just tell the, Chair, the report you prepared was all about?

10 **MR ANGELO AGRIZZI:** Well the report included the protection of the dams with high security fencing, to prevent any ingress or any contamination of the dams. It included sensors to measure levels of dams, potential leaks, breakages in dam walls. It also included, if I recall correctly, camera systems that were integrated onto a singular platform, which to be viewed by the Minister at any one time. So it was a comprehensive security and a holistic plan to look at the dams in South Africa.

ADV PAUL PRETORIUS SC: Did you understand at the time why this report was being prepared?

20 **MR ANGELO AGRIZZI:** My understanding was that this was being done in order for a tender that was coming out that we could perhaps get to work on. So I was instructed as well by Gavin Watson to recommend a consultant group. So normally this would be put out to a consultant, who would consult to the Department of Water Affairs and that is basically what happened.

I approached somebody, I introduced them to them and they continued.

ADV PAUL PRETORIUS SC: Well let us take it step by step. You were instructed to recommend a consultant. A consultant to the Department of Water Affairs?

MR ANGELO AGRIZZI: Correct.

Page 20 of 142

21 JANUARY 2019 – DAY 37

ADV PAUL PRETORIUS SC: And the consultant's task would be to manage the award of a tender for securing the dams?

MR ANGELO AGRIZZI: That is correct.

ADV PAUL PRETORIUS SC: Did you then schedule a meeting or was a meeting scheduled with an institution called Chiefton Consultants?

MR ANGELO AGRIZZI: Chair, that is correct.

ADV PAUL PRETORIUS SC: And was a meeting held?

MR ANGELO AGRIZZI: That is correct, Chair, a meeting was held.

ADV PAUL PRETORIUS SC: And very briefly what happened at that meeting?

10 **MR ANGELO AGRIZZI:** At that meeting we explained that they needed to register in terms of the Department of Water Affairs and Sanitation. At the meeting I was present, Gavin Watson was present, an elderly gentleman called Paul Silvo, who has been busy with government for many years on these types of projects was present, and a gentleman by the name of Raymond Moodley was present as well.

So we had the Chiefton team there and ourselves.

ADV PAUL PRETORIUS SC: Did you discuss with Chiefton the contemplated specifications of the project?

MR ANGELO AGRIZZI: Correct, we did discuss the contemplated specifications.

ADV PAUL PRETORIUS SC: So at this stage had any tender invitations been issued?

20 **MR ANGELO AGRIZZI:** At that stage no tenders had come out as yet.

ADV PAUL PRETORIUS SC: So...[intervenes]

MR ANGELO AGRIZZI: It was still in the process of being promulgated and that would have been Chiefton's responsibility.

ADV PAUL PRETORIUS SC: So before any bid or invitation to bid was issued, before the tender documentation was issued in relation thereto you had not only on behalf of

Page 21 of 142

21 JANUARY 2019 – DAY 37

Bosasa prepared a detailed analysis of what was required to secure the dams in South Africa, but you also discussed the specifications of the project with a consultant who it was contemplated might actually manage the whole tender process?

MR ANGELO AGRIZZI: Chair, that is correct.

ADV PAUL PRETORIUS SC: And you discussed with them, according to your evidence, the specifications of the contemplated project. Did you discuss their potential role as consultants to the Department of Water Affairs for the tender?

MR ANGELO AGRIZZI: Most definitely.

10 **ADV PAUL PRETORIUS SC:** Was any expectation expressed to the consultants in relation to who would be awarded the tender?

MR ANGELO AGRIZZI: That is correct.

ADV PAUL PRETORIUS SC: What was discussed?

MR ANGELO AGRIZZI: They would be awarded the tender and they had to ensure that they would be pro the group going forward.

ADV PAUL PRETORIUS SC: Pro the Bosasa group?

MR ANGELO AGRIZZI: That is correct, Chair.

ADV PAUL PRETORIUS SC: Well what does that mean in relation expressly to the award of the tender?

20 **MR ANGELO AGRIZZI:** It would mean that they would manipulate the tender in such a way that it would benefit Bosasa and Bosasa would get the business.

CHAIRPERSON: How did you, that is Bosasa, come to be the ones talking about who should be appointed to the department to Ms Nomvula Mokonyane as department as consultants? How did that come about?

MR ANGELO AGRIZZI: Chair, we had previously worked with them on something else and it did not work out at that stage, but that is why we kept in contact with everybody.

Page 22 of 142

21 JANUARY 2019 – DAY 37

CHAIRPERSON: Was it Bosasa's own decision that consultants be found who would assist the department or did somebody in the department ask Bosasa to please find consultants for them?

MR ANGELO AGRIZZI: Strangely neither, Chair, if I may respond? What happened was, there was a third party, whom I did not know at that stage, who was orchestrating behind the scenes that there would be a company that would be employed as the consultants and that company would choose the consultant. I actually never met the person from that company. I was just told about it.

CHAIRPERSON: So your interactions with these consultants, these specific
10 consultants at that stage had nothing to do with anything that came from the department? In other words, you knew that there was a tender that would soon be going out?

MR ANGELO AGRIZZI: Correct.

CHAIRPERSON: And you decided that you needed to get consultants whom you would recommend, I guess, to the department, is that right?

MR ANGELO AGRIZZI: That is correct.

CHAIRPERSON: And you just made sure that it would be consultants who – so you would make sure that they get the job of overseeing the bid and they would in return have to make sure that you got the tender?

MR ANGELO AGRIZZI: Correct.
20

CHAIRPERSON: Okay, thank you.

ADV PAUL PRETORIUS SC: Just by way of background Mr Agrizzi if you go back to paragraph 22.3 you say in that paragraph you received an instruction from Gavin Watson in relation to the issues just raised by the Chair. What was that instruction?

Page 23 of 142

21 JANUARY 2019 – DAY 37

CHAIRPERSON: Okay.

MR ANGELO AGRIZZI: Chair, is that sufficient or must I give you the amount?

CHAIRPERSON: Well, you can tell us the amount as well.

MR ANGELO AGRIZZI: I know the monthly amount was R50 000.

CHAIRPERSON: And he would deliver it himself personally or sometimes he would send you or somebody else?

MR ANGELO AGRIZZI: I would have to pack it and he would often deliver it in front of me.

CHAIRPERSON: Oh, so sometimes you went to Ms Nomvule Mokonyane's house with
10 him?

MR ANGELO AGRIZZI: Yes, the house in Eccleston Drive in Bryanston as well as the house in – if I remember correctly it is a name... [intervenes]

CHAIRPERSON: Okay, maybe it might not be a good idea to mention the address.

MR ANGELO AGRIZZI: Okay, understandable.

CHAIRPERSON: From security point of view.

MR ANGELO AGRIZZI: Not a problem.

CHAIRPERSON: But I do not know Mr Pretorius, I think the witness wants to demonstrate that he knows where the house is.

ADV PAUL PRETORIUS SC: Yes.

CHAIRPERSON: But I do not know from a security point of view, well, or maybe it is
20 enough if it is just the street and not the number.

ADV PAUL PRETORIUS SC: Well perhaps we should do it this way, Chair.

CHAIRPERSON: Yes?

ADV PAUL PRETORIUS SC: If you are asked at any stage about the particular address of the two houses that you have talked about, you could provide it?

Page 26 of 142

21 JANUARY 2019 – DAY 37

MR ANGELO AGRIZZI: I needed to find and recommend a consultant to the Department of Water Affairs, which would then ultimately award the contract.

ADV PAUL PRETORIUS SC: To whom?

MR ANGELO AGRIZZI: To Bosasa.

ADV PAUL PRETORIUS SC: And then in paragraph 22.10.4 it appears that you discussed another issue at this meeting. What was that issue?

MR ANGELO AGRIZZI: Chair, if I could just ask to repeat the question again to me please?

ADV PAUL PRETORIUS SC: You refer in paragraph 22.10.4 of your affidavit to a
10 further issue that was raised at the meeting with Chiefest Consultants. What was that issue?

MR ANGELO AGRIZZI: The issue was quite simply that we needed the registration forms from Chiefest to submit to the Minister. It was at a time when Gavin Watson was seeing the Minister. He would often meet her at her house.

CHAIRPERSON: At whose house?

MR ANGELO AGRIZZI: At the Premier's house, the Minister.

CHAIRPERSON: Okay, alright, thank you.

ADV PAUL PRETORIUS SC: Well, Mr Watson – Mr Agrizzi your affidavit at
20 paragraph 22.10.4 says that Gavin Watson was seeing the Minister. Your evidence is that Gavin Watson was seeing the Minister, they are two very different things. What was the position?

CHAIRPERSON: And seeing to in the affidavit is in quotes.

ADV PAUL PRETORIUS SC: Yes.

MR ANGELO AGRIZZI: Chair, Mr Watson would take money with to see to the Minister when he was seeing the Minister.

Page 24 of 142

21 JANUARY 2019 – DAY 37

MR ANGELO AGRIZZI: Most definitely.

ADV PAUL PRETORIUS SC: And you could identify the house personally from memory, because you visited those houses?

MR ANGELO AGRIZZI: Frequently.

ADV PAUL PRETORIUS SC: Alright, and your evidence is that you accompanied Mr Watson, Mr Gavin Watson on occasion when he and you then would see the Minister?

MR ANGELO AGRIZZI: That is correct.

ADV PAUL PRETORIUS SC: And in relation to your particular functions prior to the
10 meeting you say that you were instructed to pack cash or what?

MR ANGELO AGRIZZI: The monopoly money, the cash.

ADV PAUL PRETORIUS SC: Alright, the real money, I presume.

MR ANGELO AGRIZZI: Yes.

ADV PAUL PRETORIUS SC: And you say that you packed an amount of R50 000?

MR ANGELO AGRIZZI: Chair, that was a monthly amount on a few occasions, yes.

ADV PAUL PRETORIUS SC: Over what period did you perform this function?

MR ANGELO AGRIZZI: I cannot recall the exact period of time, but it is long.

ADV PAUL PRETORIUS SC: By long do you mean months, years?

MR ANGELO AGRIZZI: No, Chair, this was years.

ADV PAUL PRETORIUS SC: Alright.
20

CHAIRPERSON: Well that ties in with a question that I had intended to ask earlier in relation to Christmas groceries, if I can call it that, that you said from after – from 2002/2003 every end of the year these were provided to her, is that right?

MR ANGELO AGRIZZI: Chair, you are 100% right.

CHAIRPERSON: Yes. Now I wanted to find out, you said this started as far as you

Page 26 of 142

21 JANUARY 2019 – DAY 37

know around 2002/2003. Are you able to tell me whether by the time you left Bosasa whenever it was end of the year this was still continuing, or did it stop at some stage while you were at Bosasa?

MR ANGELO AGRIZZI: Chair, it never ever stopped. I remember two days before I went on my last leave with Bosasa on 13 December that I actually issued out the instruction that it needs to be – I approved everything.

CHAIRPERSON: Would that have been 2015 or 2016?

MR ANGELO AGRIZZI: 2016, Chair.

CHAIRPERSON: Yes, okay, alright. Now you have mentioned her two houses.

10 **MR ANGELO AGRIZZI:** That is right.

CHAIRPERSON: Yes, are there any special features that you might mention that show that you have been there, in case somebody were to deny that you have been there?

MR ANGELO AGRIZZI: I can give it to you. The one house, especially the house in Krugersdorp where you come into the – it is similar to a cul-de-sac, you go through the gate on your right you will see that there is a security guard house on your right. You walk straight through, you will find a double garage. Under the one cover I still remember commenting there was a Vantage parked undercover. On your right hand side you will find stairways that go up. As you are going up on the stairways on your left hand side you will find the electrical board which controls the generator as well.

20 There are little footlights that are problematic, by the way, on the actual walkway into the front door. You will then see the swimming pool on your right hand side. It is a kidney shaped swimming pool, and it was problematic in terms of the fountain, because the fountain kept leaking. If you go into the house itself you go through the front door. Very first right you will find her office.

CHAIRPERSON: And you say you went to that house numerous times?

Page 27 of 142

21 JANUARY 2019 – DAY 37

might meet with on various occasions.

ADV PAUL PRETORIUS SC: Do you know what happened after that in relation to the contemplated appointment of Chiefton Consultants?

MR ANGELO AGRIZZI: I do not know what happened actually afterwards, but Chiefton Consultants were never appointed, and the reason, because they did not comply with the specifications in terms of the contractors. The specific problem if I recall was their SERA registration and as a consequence Bosasa did not bid for the tender that came out, if it came out.

10 **ADV PAUL PRETORIUS SC:** Right. Did you discuss this issue with Gavin Watson after these events had unfolded?

MR ANGELO AGRIZZI: Chair, I did discuss it with Gavin Watson. I cannot recall which other Directors were present when I discussed it, but I mentioned, and I was very disappointed that we had spent a lot of effort and a lot of time and a lot of money had been paid out to Mokonyane with hardly any return in terms of value, in terms of like what happened with some of the other people, and the biggest concern was he indicated that I must be very careful, because she has a lot of clout and if you did not do what she wanted him to do we would not have the protection. We needed her support for the protection from the SIU investigation, the HAWKS and the NPA.

20 And in this discussion I tried to indicate to Gavin that it serves little or no purpose to continue – I remember it vividly. We spoke about it in the car, outside her house and I said it is not serving us any purpose, this corruption and the pay outs that we are making, because it is just getting us deeper and deeper into trouble and eventually this is what is going to close down the business, and that is what is going to put 6 000 families at risk.

I pleaded with him that we stop being politically based as a company. There

Page 28 of 142

21 JANUARY 2019 – DAY 37

MR ANGELO AGRIZZI: Frequently.

CHAIRPERSON: Frequently, over a number of years?

MR ANGELO AGRIZZI: Correct.

CHAIRPERSON: Thank you.

ADV PAUL PRETORIUS SC: That is one of the houses, perhaps, and that was you say in the Krugersdorp area?

MR ANGELO AGRIZZI: Correct.

ADV PAUL PRETORIUS SC: Did you visit the house in the Bryenston area?

MR ANGELO AGRIZZI: Yes, I did.

10 **ADV PAUL PRETORIUS SC:** Any particular feature, very briefly?

MR ANGELO AGRIZZI: It has got a massive swimming pool. You go up the driveway. As you get to the top of the driveway there are four car parks, garages really under the house. You drive into them. You then walk around. You will see a massive swimming pool, it is terraced so the whole house is terraced. You then walk through the door. On the left hand side is a waiting room which has got a fireplace. On the right hand side is a meeting room, which has got a big boardroom table, with about 14 chairs around it. The furniture is very Italianate, you know the Italian type furniture and then you – those were the two areas we would sit and it has got a beautiful patio, beautiful view.

CHAIRPERSON: Thank you.

20 **ADV PAUL PRETORIUS SC:** Let us then get back to your affidavit at paragraph 22.11. You were talking of a meeting that was held between yourselves and representatives of Chiefton Consultants. Who in particular was present at that meeting?

MR ANGELO AGRIZZI: Chair, at the meeting I was present, Gavin Watson was present, Paul Silvo who was head of the facilities management for Chiefton was present, as well as Raymond Moodley who was the cofounder of Chiefton and who

Page 28 of 142

21 JANUARY 2019 – DAY 37

is no need to do that.

CHAIRPERSON: Are you able to recall around when, which year, when did this happen where you were outside of Minister Mokonyane's house and you were talking, you and Mr Gavin wants to know where – talking about this? If you are not able to tell it is fine, but if you are able to, it would help, which year?

MR ANGELO AGRIZZI: Chair, this was around 2005/2006.

CHAIRPERSON: Okay, that is fine.

MR ANGELO AGRIZZI: It is when things really started to get a bit much for me.

10 **CHAIRPERSON:** No, that is fine. And before Mr Pretorius ask another question, let me ask this. The monthly payments to Ms Mokonyane that you have talked about, did they happen – were they still happening when you left Bosasa?

MR ANGELO AGRIZZI: That is correct.

CHAIRPERSON: And they had started round about what? 2002/2003?

MR ANGELO AGRIZZI: Chair, I know about them from when I started packing. I cannot...[intervenes]

CHAIRPERSON: Yes.

MR ANGELO AGRIZZI: You know, I do not want to allude to knowing about it and I did not. I am being frank and honest...[intervenes]

CHAIRPERSON: Yes.

20 **MR ANGELO AGRIZZI:** With you in this commission and I am under oath.

CHAIRPERSON: Yes.

MR ANGELO AGRIZZI: It started when I started packing.

CHAIRPERSON: You began to know about them when you started packing?

MR ANGELO AGRIZZI: Yes.

CHAIRPERSON: Whether or not they had happened before that, you do not know?

Page 30 of 142

21 JANUARY 2019 – DAY 37

MR ANGELO AGRIZZI: No.CHAIRPERSON: Okay.MR ANGELO AGRIZZI: I cannot.CHAIRPERSON: I am trying to remember from your affidavit, maybe you might be able to tell in terms of when you started packing, would that have been about four/five years before you left?MR ANGELO AGRIZZI: It was in 2009, I think.CHAIRPERSON: Oh, okay.MR ANGELO AGRIZZI: I have not looked at my notes.10 CHAIRPERSON: Yes, okay, but quite some time?MR ANGELO AGRIZZI: Yes.CHAIRPERSON: A number of years before you left?MR ANGELO AGRIZZI: Correct.CHAIRPERSON: Yes, so and you say throughout the time when, from when you started packing the money to the time you left, Ms Mokonyane was receiving monthly payments?MR ANGELO AGRIZZI: Chair, it was monthly.CHAIRPERSON: Yes.MR ANGELO AGRIZZI: I would not deliver it, Mr Watson would deliver it.20 CHAIRPERSON: Yes.MR ANGELO AGRIZZI: Because he used those times to talk to her about the politics of the day.CHAIRPERSON: Yes, but did you also say sometimes he would deliver it when you were with him, or not?MR ANGELO AGRIZZI: Correct.

Page 31 of 142

21 JANUARY 2019 – DAY 37

say you raised an issue with Gavin Watson that you were not getting much return for that investment, as it were?

MR ANGELO AGRIZZI: Let me put it into context, Chair. What I am trying to say is that one does not actually gain from doing that, and quite simply what I was trying to explain to Mr Watson was, the more you give someone, the less they will do for you if you are bribing them, because they do not want to be tainted. They do not want to be seen as close to you.

So I was trying to explain that it is not good to do it that is what I am trying to explain.

10 CHAIRPERSON: I am not sure that I understand that.MR ANGELO AGRIZZI: Okay.CHAIRPERSON: You say the more you pay somebody that you want to bribe?MR ANGELO AGRIZZI: Yes?CHAIRPERSON: The more likely they will not help you, is that what you are saying?MR ANGELO AGRIZZI: I am not talking about physical money, cash.CHAIRPERSON: Oh, what are you talking about?20 MR ANGELO AGRIZZI: I am talking about doing the favours, doing the leggotlas, being in the forefront, doing the cakes, doing the birthday parties, organising things, that, as soon as people see that you are openly doing it for them they are not going to give them business, because it is too open. Everybody will know that, oh, you see Bosasa did the birthday cake, they did the functions that is why they are getting business.

So what tends to happen is people will then not give the business, because you are giving things to them openly.

CHAIRPERSON: So your concern arose out of the fact that some of these favours

Page 33 of 142

21 JANUARY 2019 – DAY 37

CHAIRPERSON: Yes, yes.MR ANGELO AGRIZZI: If there was a serious matter to discuss regarding the NPA like at one stage he wanted a senior person to withdraw the matter from the police I was there, because I would need to have to go back to the attorneys and tell the attorneys exactly what I had been told politically.CHAIRPERSON: Yes. Now was the money that was given to her packed in what you have told us last week grey security bags like the other amounts?MR ANGELO AGRIZZI: That is correct.CHAIRPERSON: Okay, thank you.10 ADV PAUL PRETORIUS SC: Thank you, Chair. The dates given in one of your previous answers to the Chair, when he asked more or less the period relevant to the contents of paragraph 22.13, you mentioned 2005/2006. Do you recall in relation to that when the SIU investigation commenced? We will give that detailed evidence in due course, but just to place it in its proper context for the present?MR ANGELO AGRIZZI: I would have to – I would have to, sorry, Chair, I have got so many things in my mind this morning.CHAIRPERSON: Yes.MR ANGELO AGRIZZI: But I cannot remember the actual date they started the investigation with the SIU.20 CHAIRPERSON: Yes.MR ANGELO AGRIZZI: I know that it was about that time and I know that there was information starting to come out from the SIU report via the press.CHAIRPERSON: Okay.ADV PAUL PRETORIUS SC: Then there may be a lack of clarity around one of your answers to a question that I put. In relation to the money paid to Ms Mokonyane, you

Page 32 of 142

21 JANUARY 2019 – DAY 37

were done publicly?

MR ANGELO AGRIZZI: Correct.CHAIRPERSON: Yes, okay, no that I understand.MR ANGELO AGRIZZI: I was complaining.CHAIRPERSON: Yes.ADV PAUL PRETORIUS SC: Well, we need to clarify then what you say in paragraph 22.13 Mr Watson. The second sentence reads:

"I pointed out that a lot of money had been paid to Mokonyane with no return to Bosasa."

10 MR ANGELO AGRIZZI: That is correct.ADV PAUL PRETORIUS SC: Well, would you explain that please?MR ANGELO AGRIZZI: That is cash money as well that has been paid to her.ADV PAUL PRETORIUS SC: Alright. Now when you say that Bosasa received no return for the money paid were you limiting your evidence to these particular circumstances in relation to money paid to Ms Mokonyane, or were you suggesting to the Chair, that the bribes you paid had no outcome or benefit to Bosasa?MR ANGELO AGRIZZI: There was no benefit whatsoever that came from it.ADV PAUL PRETORIUS SC: From what?20 MR ANGELO AGRIZZI: From giving her money, no contracts, is that what you are asking me?ADV PAUL PRETORIUS SC: Mokonyane?MR ANGELO AGRIZZI: Yes.ADV PAUL PRETORIUS SC: Yes, no what I am saying is that you put your answer to me in general terms.MR ANGELO AGRIZZI: Yes.

Page 34 of 142

21 JANUARY 2019 – DAY 37

ADV PAUL PRETORIUS SC: You did not limit it specifically to money paid to Ms Mokonyane.

MR ANGELO AGRIZZI: That is right, Chair.

ADV PAUL PRETORIUS SC: Now if someone reads your evidence they may seize upon the statement to say, but Mr Agrizzi himself said that they received no return for money paid. Now are you referring in that sense to Ms Mokonyane's circumstances or are you suggesting that Bosasa got little benefit for the bribes paid about which you have spoken in the last week?

MR ANGELO AGRIZZI: Chair, in the context of getting business there was no benefit.

10 In the context of stopping the SIU report there was no benefit whatsoever. It was a waste of time and effort to try and corrupt somebody.

CHAIRPERSON: Now let me put it this way. Am I to understand your evidence to be to the effect that you complained to Mr Watson on that occasion that you have talked about that Bosasa has paid a lot of money to Ms Mokonyane, but Bosasa was – Ms Mokonyane was not giving Bosasa anything?

MR ANGELO AGRIZZI: 100% correct, Chair.

CHAIRPERSON: And this had happened over a long period of time?

MR ANGELO AGRIZZI: That is correct, Chair.

20 **CHAIRPERSON:** Yes, okay, and what did Mr Watson say when you said we are wasting money, we are paying her a lot of money, but we are not getting anything, she is not passing contracts to our side, or you know making sure that we get some business from her department, what did Mr Watson say in relation to this? His response?

MR ANGELO AGRIZZI: He told me that she had a lot of clout and if we stopped doing here, I cannot use the word here, we would have a lot of problems that was what was

Page 35 of 142

21 JANUARY 2019 – DAY 37

ADV PAUL PRETORIUS SC: Under the circumstances relating to the payments to her?

MR ANGELO AGRIZZI: Correct.

ADV PAUL PRETORIUS SC: Thank you. Then if we can go over the page, please, to page 40? You deal there with the relationship between...[intervenes]

CHAIRPERSON: I am sorry Mr Pretorius, do you know whether prior to this discussion that you were having with Mr Watson where you were expressing your frustration that Ms Mokonyane was being paid a lot of money over a long period, but she was not giving Bosasa anything. Do you know whether Mr Watson had at any stage got her to agree that she would do something for Bosasa or not really?

10 **MR ANGELO AGRIZZI:** Chair, I was aware of the fact that she would be handling Jacob Zuma and the prosecution, but nothing had been forthcoming, nothing whatsoever and it was frustrating me, because it worried me continuously.

CHAIRPERSON: What exactly, what exactly was she supposed to do about Mr Jacob Zuma and about the prosecution?

MR ANGELO AGRIZZI: She was supposed to have the whole charges withdrawn from – at that stage it was with the SAPS.

CHAIRPERSON: That is charges against Bosasa?

MR ANGELO AGRIZZI: Correct.

20 **CHAIRPERSON:** And where was Mr Jacob Zuma going to feature in regard to what she was going to do?

MR ANGELO AGRIZZI: Well he features further on in the statement quite heavily in terms of the HAWKS investigation and that, and she was going to speak to him and she was going to speak to another person that was mentioned as well.

CHAIRPERSON: So are you saying that she was going to speak to Mr Jacob Zuma at

Page 37 of 142

21 JANUARY 2019 – DAY 37

told.

CHAIRPERSON: Okay, thank you.

ADV PAUL PRETORIUS SC: Alright.

MR ANGELO AGRIZZI: Sorry, does that give clarity, Chair?

CHAIRPERSON: Yes, no, at least I understand, Ja.

MR ANGELO AGRIZZI: What I was trying to say, Chair, is the discussion emanated, because I was frustrated with him.

CHAIRPERSON: Yes.

10 **MR ANGELO AGRIZZI:** And I said, "what are we doing this for anyway"? Wasting our time.

CHAIRPERSON: Okay.

ADV PAUL PRETORIUS SC: Your answer is now, I understand, are specifically related to the relationship between Bosasa on the one hand and Ms Mokonyane on the other?

MR ANGELO AGRIZZI: That is right.

ADV PAUL PRETORIUS SC: I am not sure I made myself clear enough in relation to the line of questions that I am now putting to you, but let me put it another way. You paid what you have described as bribes in relation for example to the Department of Correctional Services?

MR ANGELO AGRIZZI: That is correct.

20 **ADV PAUL PRETORIUS SC:** Did Bosasa receive benefits emanating from those bribes in your opinion?

MR ANGELO AGRIZZI: They got contracts and they got extensions.

ADV PAUL PRETORIUS SC: So the evidence you are giving concerning Ms Mokonyane should be limited to her?

MR ANGELO AGRIZZI: Correct.

Page 36 of 142

21 JANUARY 2019 – DAY 37

the time with a view to achieving the dropping of charges against Bosasa?

MR ANGELO AGRIZZI: Correct, if there were charges.

CHAIRPERSON: At that stage you did not know whether – you had not been told there were charges?

MR ANGELO AGRIZZI: Officially, no, Chair.

CHAIRPERSON: There were no charges. Thank you. Mr Pretorius.

ADV PAUL PRETORIUS SC: A moment, Chair, please?

CHAIRPERSON: So your complaint against Ms Nomvula Mokonyane was that she was just taking the money and not delivering?

10 **MR ANGELO AGRIZZI:** It was in general. Not only for her, but for everybody else as well.

ADV PAUL PRETORIUS SC: I do not understand that answer.

CHAIRPERSON: I am also trying to understand.

ADV PAUL PRETORIUS SC: Please explain, you are saying...[intervenes]

MR ANGELO AGRIZZI: What I am trying to explain...[intervenes]

CHAIRPERSON: You are saying not for herself only but for other people as well?

MR ANGELO AGRIZZI: What I am trying to say, Chair, is I was getting to a point where I was very frustrated with paying people money, alright, and for what? We actually did not need to do it to have a good and credible business. We did not have to be political. So it was a debate I was having at the time in the car with Mr Watson, that why do we continue to pay bribes as a company and one of the examples I used was specifically Nomvula Mokonyane.

20 **CHAIRPERSON:** So there would be, there would have been other people who were like her in the sense that they were being paid a lot of money, but they were also not giving Bosasa any benefit?

Page 38 of 142

21 JANUARY 2010 – DAY 37

MR ANGELO AGRIZZI: The issue, that is correct, Chair. The issue I had was not that we needed to get the benefit. That was not the issue that we were not getting a benefit. The issue was that you had major companies out there that do not need to pay bribes, to be successful. Why could we not just become a company that was A-political, had no political connections and did not have to pay bribes? That is the context that this is all being put into.

CHAIRPERSON: Okay. Thank you.

ADV PAUL PRETORIUS SC: Well I am afraid Mr Agrizzi I am going to go back, because there must be clarity here.

10 **MR ANGELO AGRIZZI:** That is fine.

ADV PAUL PRETORIUS SC: The bribes you paid in relation to Department of Correctional Services, the Airports Company for South Africa and the other bribes...[intervenes]

MR ANGELO AGRIZZI: Yes.

ADV PAUL PRETORIUS SC: That you have spoken about, did those produce results in the sense that they caused the award of contracts to you?

MR ANGELO AGRIZZI: They were corrupt and they produced results, Chair.

ADV PAUL PRETORIUS SC: So nothing you are saying here about whether it was necessary to run a business like this detracts from that evidence that you have given, I understand?

MR ANGELO AGRIZZI: Not at all. What I am trying to say, Chair, if I may? Is that I honestly believe that based on the fact that a good job was done and that there was no fault with the services, we actually did not need to pay bribes. We could have gotten the contracts based on credibility.

ADV PAUL PRETORIUS SC: Well I am not sure, I am sorry, Chair?

Page 39 of 142

21 JANUARY 2010 – DAY 37

CHAIRPERSON: You said a minute ago that your point in relation to your discussion with Mr Watson outside Ms Mokonyane's house was why do we need to pay bribes? Did I understand you correctly?

MR ANGELO AGRIZZI: That is correct.

CHAIRPERSON: Yes, but the impression that I had got earlier on when you were relating to relating your discussion with Mr Watson was not – I did not get the impression that, that was the point. I got the impression that you were frustrated that you were paying and not getting anything in return. I am mentioning that, because that was the impression I got and I just want you to reflect and indicate which one of the two impressions are correct. I thought your frustration was out of the fact that you were paying as Bosaesa Ms Mokonyane a lot of money, but were getting nothing in return and that your point was, what is the point of keeping on paying if we are not getting anything back?

MR ANGELO AGRIZZI: Chair, your assumption is correct, that is it. What I was trying to put into context was the whole debate in the car that morning was about do we have to do these things as a company, do we have to continue with them, because I was starting to get fed up with doing these things in general. Mokonyane was a part of that discussion outside her house.

CHAIRPERSON: But you see, it is two different points. If your point is we should not do bribes it is one thing.

MR ANGELO AGRIZZI: Yes, Chair.

CHAIRPERSON: If your point is, we should not do bribes if we are not going to get anything in return that is another thing. So what I was saying to you a minute ago was that when you earlier on gave evidence about your discussion with Mr Watson outside Ms Mokonyane's house the impression that I got was that your point was, why should

Page 40 of 142



21 JANUARY 2019 – DAY 37

handed into – either the legal team or the investigation team, as far as you understand it, does it reflect that at a certain stage she was a Shareholder and Director? Or only one of those as you understand the document?

MR ANGELO AGRIZZI: Chair, the document that I gave them was a sale of shares agreement, and I wanted them to just do an investigation on that, so that they can establish for themselves.

CHAIRPERSON: Thank you very much.

ADV PAUL PRETORIUS SC: May I just add, Chair, the investigation team dealing with this evidence is checking all the directorships and shareholdings with all the related companies and that evidence will be placed before you in due course.

CHAIRPERSON: Okay.

ADV PAUL PRETORIUS SC: Before referring to the letter we would obviously like to look at it before it is placed into evidence.

CHAIRPERSON: Yes.

ADV PAUL PRETORIUS SC: Thank you, Chair.

CHAIRPERSON: No, that is fine, that is fine.

ADV PAUL PRETORIUS SC: Do you recall, Mr Agrizzi, during 2002/2003 what position Ms Mokonyane held in government?

MR ANGELO AGRIZZI: If I recall correctly, Chair, it was the MEC for Safety and Security in Gauteng. As far as I can remember I met her at the Bosass offices a few times.

ADV PAUL PRETORIUS SC: Alright. Did Gavin Watson give you any instructions in relation to the provision of benefits to Ms Mokonyane?

MR ANGELO AGRIZZI: Chair, if I can refer to my affidavit, on 20.3, there were numerous occasions...[Intervenes]

Page 7 of 142

21 JANUARY 2019 – DAY 37

ADV PAUL PRETORIUS SC: 22.3?

MR ANGELO AGRIZZI: Sorry, 22.3.

ADV PAUL PRETORIUS SC: Yes?

MR ANGELO AGRIZZI: There were numerous occasions and it was an annual effect that had to be sorted out annually, as well as various other benefits that were given.

ADV PAUL PRETORIUS SC: You say in your statement that a list of items was provided on the instruction of Gavin Watson. Would you just place those on record please?

MR ANGELO AGRIZZI: The list of items which were the same more or less every year, it might have changed a little bit here and there, but it was 120 cases of cold drinks, four cases of high quality Whiskey, 40 cases of beer, eight lambs, cut up obviously, 12 cases of frozen chicken, 200kg of beef in various braai packs and then numerous cases of Premium Brandy and some speciality alcohol. I would get a list as a matter of fact. Her PA would phone me with that.

ADV PAUL PRETORIUS SC: Well, we will come to that in a moment. Where did you get the product from and how were they accounted for?

MR ANGELO AGRIZZI: Well, because at that stage I did not think anything was wrong, everything went through the books as normal, as if we were using it for something else.

ADV PAUL PRETORIUS SC: Who arranged for delivery?

MR ANGELO AGRIZZI: I would arrange initially for the delivery check.

ADV PAUL PRETORIUS SC: And after the period during which you say you arranged for it initially?

MR ANGELO AGRIZZI: After the period I would, there was a lady by the name of Catherine that would do it and at that stage we had an Executive Chef and he would

Page 8 of 142

21 JANUARY 2019 – DAY 37

also oversee it for me as well.

ADV PAUL PRETORIUS SC: Were further instructions given to you by Gavin Watson after 2002 in relation to Ms Mokonyane?

MR ANGELO AGRIZZI: Chair, there were numerous requests. They were given through the year. These I would have to contact a Personal Assistant and these included organising and paying for funerals in respect of deceased family members. I would have to arrange for a rental vehicle for up to three months at a time for her daughter, when her daughter was coming back from China, where she was studying, and...[Intervenes]

ADV PAUL PRETORIUS SC: Before you go on, through whom did you arrange the rental?

MR ANGELO AGRIZZI: Normally the rentals would be arranged through Blake's Travel.

ADV PAUL PRETORIUS SC: Alright. Yes, further instructions?

MR ANGELO AGRIZZI: There were numerous catering for rallies on her instruction, for instance the election campaign was run from the offices we had to arrange for all of that. We had to arrange the parties and the conferences at our offices.

ADV PAUL PRETORIUS SC: Rallies, which rallies are you referring to?

MR ANGELO AGRIZZI: There were numerous rallies. There were rallies that we would have to cater up to 40/50 000 people.

ADV PAUL PRETORIUS SC: For whom?

MR ANGELO AGRIZZI: For the ruling party, Chair.

ADV PAUL PRETORIUS SC: And then you referred to catering?

CHAIRPERSON: Or before you deal with that. Would the rallies be at stadia or would they be in halls, more or less most of the time?

Page 9 of 142

21 JANUARY 2019 – DAY 37

MR ANGELO AGRIZZI: These were the Sixxhoba rallies.

CHAIRPERSON: Oh, Sixxhoba rallies?

MR ANGELO AGRIZZI: Correct.

CHAIRPERSON: Which would normally be at stadia?

MR ANGELO AGRIZZI: Normally.

CHAIRPERSON: Okay.

ADV PAUL PRETORIUS SC: And then you refer in paragraph 22.5.4 to catering. Provide some detail to the, Chair, if you would?

MR ANGELO AGRIZZI: Chair, we would get ridiculous requests in the middle of the night saying that we needed to sort out birthday party cakes, cater for supporters 10 000 at a time, so we would have to just do it.

ADV PAUL PRETORIUS SC: Alright. Would you go to page 268 please? That is Annexure G.

MR ANGELO AGRIZZI: Correct.

ADV PAUL PRETORIUS SC: And on page 269 appears a photograph?

MR ANGELO AGRIZZI: That is correct.

ADV PAUL PRETORIUS SC: Would you tell the, Chair, please what you know of what is depicted on that photograph?

MR ANGELO AGRIZZI: Chair, I recall one Sunday evening Gavin Watson phoned me – sorry, it was the afternoon. I had to drive through to Café Mozart and then deal with a gentleman Fritz with Mr Watson and actually design this cake there. It had to be ready the next morning.

ADV PAUL PRETORIUS SC: Do you have any experience in cake design?

MR ANGELO AGRIZZI: When I was 14 years old working in a bakery.

ADV PAUL PRETORIUS SC: So did you design this one?

Page 10 of 142

21 JANUARY 2019 – DAY 37

MR ANGELO AGRIZZI: Of Dyambu Holdings and of Dyambu.

CHAIRPERSON: Yes, yes, and the document that you are talking about that you have handed into – either the legal team or the investigation team, as far as you understand it, does it reflect that at a certain stage she was a Shareholder and Director? Or only one of those as you understands the document?

MR ANGELO AGRIZZI: Chair, the document that I gave them was a sale of shares agreement, and I wanted them to just do an investigation on that, so that they can establish for themselves.

CHAIRPERSON: Thank you very much.

10 **ADV PAUL PRETORIUS SC:** May I just add, Chair, the investigation team dealing with this evidence is checking all the directorships and shareholdings to all the related companies and that evidence will be placed before you in due course.

CHAIRPERSON: Okay.

ADV PAUL PRETORIUS SC: Before referring to the letter we would obviously like to look at it before it is placed into evidence.

CHAIRPERSON: Yes.

ADV PAUL PRETORIUS SC: Thank you, Chair.

CHAIRPERSON: No, that is fine, that is fine.

20 **ADV PAUL PRETORIUS SC:** Do you recall, Mr Agrizzi, during 2002/2003 what position Ms Mokonyane held in government?

MR ANGELO AGRIZZI: If I recall correctly, Chair, it was the MEC for Safety and Security in Gauteng. As far as I can remember I met her at the Bosasa offices a few times.

ADV PAUL PRETORIUS SC: Alright. Did Gavin Watson give you any instructions in relation to the provision of benefits to Ms Mokonyane?

21 JANUARY 2019 – DAY 37

MR ANGELO AGRIZZI: Chair, if I can refer to my affidavit, in 20.3, there were numerous occasions ... (intervenes)

ADV PAUL PRETORIUS SC: 22.3?

MR ANGELO AGRIZZI: Sorry, 22.3.

ADV PAUL PRETORIUS SC: Yes?

MR ANGELO AGRIZZI: There were numerous occasions and it was an annual effect that had to be sorted out annually, as well as various other benefits that were given.

ADV PAUL PRETORIUS SC: You say in your statement that a list of items was provided on the instruction of Gavin Watson. Would you just place those on record please?
10

MR ANGELO AGRIZZI: The list of items which were the same more or less every year, it might have changed a little bit here and there, but it was 120 cases of cold drinks, four cases of high quality Whiskey, 40 cases of beer, eight lambs, cut up obviously, 12 cases of frozen chicken, 200kg of beef in various braai packs and then numerous cases of Premium Brandy and some speciality alcohol. I would get a list as a matter of fact. Her PA would phone me with that.

ADV PAUL PRETORIUS SC: Well, we will come to that in a moment. Where did you get the product from and how were they accounted for?

MR ANGELO AGRIZZI: Well, because at that stage I did not think anything was
20 wrong, everything went through the books as normal, as if we were using it for something else.

ADV PAUL PRETORIUS SC: Who arranged for delivery?

MR ANGELO AGRIZZI: I would arrange initially for the delivery Chair.

ADV PAUL PRETORIUS SC: And after the period during which you say you arranged for it initially?

21 JANUARY 2019 – DAY 37

MR ANGELO AGRIZZI: After the period I would, there was a lady by the name of Catherine that would do it and at that stage we had an Executive Chef and he would also oversee it for me as well.

ADV PAUL PRETORIUS SC: Were further instructions given to you by Gavin Watson after 2002 in relation to Ms Mokonyane?

MR ANGELO AGRIZZI: Chair, there were numerous requests. They were given through the year. These I would have to contact a Personal Assistant and these included organising and paying for funerals in respect of diseased family members. I would have to arrange for a rental vehicle for up to three months at a time for her
10 daughter, when her daughter was coming back from China, where she was studying, and ... (intervenes)

ADV PAUL PRETORIUS SC: Before you go on, through whom did you arrange the rental?

MR ANGELO AGRIZZI: Normally the rentals would be arranged through Blake's Travel.

ADV PAUL PRETORIUS SC: Alright. Yes, further instructions?

MR ANGELO AGRIZZI: There were numerous catering for rallies on her instruction, for instance the election campaign was run from the offices we had to arrange for all of that. We had to arrange the parties and the conferences at our offices.

20 **ADV PAUL PRETORIUS SC:** Rallies, which rallies are you referring to?

MR ANGELO AGRIZZI: There were numerous rallies. There were rallies that we would have to cater up to 40/50 000 people.

ADV PAUL PRETORIUS SC: For whom?

MR ANGELO AGRIZZI: For the ruling party, Chair.

ADV PAUL PRETORIUS SC: And then you referred to catering?

21 JANUARY 2019 – DAY 37

CHAIRPERSON: Or before you deal with that. Would the rallies be at stadium or would they be in halls, more or less most of the time?

MR ANGELO AGRIZZI: These were the Siyanqoba rallies.

CHAIRPERSON: Oh, Siyanqoba rallies?

MR ANGELO AGRIZZI: Correct.

CHAIRPERSON: Which would normally be at stadium?

MR ANGELO AGRIZZI: Normally.

CHAIRPERSON: Okay.

ADV PAUL PRETORIUS SC: And then you refer in paragraph 22.5.4 to catering.

10 Provide some detail to the, Chair, if you would?

MR ANGELO AGRIZZI: Chair, we would get ridiculous requests in the middle of the night saying that we needed to sort out birthday party cakes, cater for supporters 10 000 at a time, so we would have to just do it.

ADV PAUL PRETORIUS SC: Alright. Would you go to page 268 please? That is Annexure G.

MR ANGELO AGRIZZI: Correct.

ADV PAUL PRETORIUS SC: And on page 269 appears a photograph?

MR ANGELO AGRIZZI: That is correct.

20 **ADV PAUL PRETORIUS SC:** Would you tell the, Chair, please what you know of what is depicted on that photograph?

MR ANGELO AGRIZZI: Chair, I recall one Sunday evening Gavin Watson phoned me – sorry, it was the afternoon. I had to drive through to Café Mozart and deal with a gentleman Fritz with Mr Watson and actually design this cake there. It had to be ready the next morning.

ADV PAUL PRETORIUS SC: Do you have any experience in cake design?

21 JANUARY 2019 – DAY 37

MR ANGELO AGRIZZI: When I was 14 years old working in a bakery.

ADV PAUL PRETORIUS SC: So did you design this one?

MR ANGELO AGRIZZI: Yes, Chair.

CHAIRPERSON: Yes, and what year was this one if you are able to tell us?

MR ANGELO AGRIZZI: I cannot remember when it was, Chair. It was about – it was on Zuma's 72nd birthday.

ADV PAUL PRETORIUS SC: Alright, if you look at the cake you will see the ANC flag, ANC colours and a 72 on the top of the cake and to the left a flag, happy 72nd birthday. Do you see that?

10 **MR ANGELO AGRIZZI:** I do.

ADV PAUL PRETORIUS SC: Does the Bosasa logo appear anywhere on this photograph or on the cake?

MR ANGELO AGRIZZI: The photograph is very bad, but it does appear, because I know, I designed it, in between if you look there, there is a shadow silhouette of people holding hands. In between the people holding hands you will notice on the top tier there is what seems dark blue writing and a crescent over it in orange. That there is actually the Bosasa group logo.

ADV PAUL PRETORIUS SC: Alright, well I am not sure I can see it ... (intervenes)

CHAIRPERSON: Well, I do not see people holding hands, but I see some orange.

20 **MR ANGELO AGRIZZI:** That is right. That was the ... (intervenes)

CHAIRPERSON: That is part of the ... (intervenes)

MR ANGELO AGRIZZI: The Bosasa logo.

CHAIRPERSON: Bosasa logo?

MR ANGELO AGRIZZI: Yes, it looks like a bit of a tombstone upside down.

CHAIRPERSON: Yes, well I see something that looks like a wheel close to the orange

21 JANUARY 2019 – DAY 37

part, is that also part of the Bosasa logo?

MR ANGELO AGRIZZI: That is right.

CHAIRPERSON: Oh, and then there is a picture of somebody, whose face is not shown in full. So is the wheel at the orange part that would be part of the logo?

MR ANGELO AGRIZZI: That is right.

CHAIRPERSON: Okay, alright.

MR ANGELO AGRIZZI: Thank you, Chair.

CHAIRPERSON: Thank you.

ADV PAUL PRETORIUS SC: Thank you, Mr Agrizzi. Then in 22.5.5 you relate another
10 benefit, what is that?

MR ANGELO AGRIZZI: This was the maintenance at the house which she owned in Silverfields, Roodepoort, which included all the electric fencing, generators, CCTV, gardening, ponds, lights, gates, absolutely everything really.

ADV PAUL PRETORIUS SC: And what role did you play personally in the provision of these benefits?

MR ANGELO AGRIZZI: Chair, I would be given an instruction to do it by Gavin Watson the CEO and I would make sure that the job got done.

ADV PAUL PRETORIUS SC: Yes, alright, you say that was soon after 2002?

MR ANGELO AGRIZZI: That is correct.

20 **ADV PAUL PRETORIUS SC:** Alright, what happened in 2008 and 2009 as related in paragraph 22.6 of your affidavit?

MR ANGELO AGRIZZI: Chair, in 2008/2009 Mokonyane would visit quite often and at one specific stage Bosasa was approached to do a full analysis on the security of the hospitals in Gauteng specifically.

ADV PAUL PRETORIUS SC: Before you go on I think the, Chair, may want to ask a

21 JANUARY 2019 – DAY 37

question relating to your previous paragraph.

MR ANGELO AGRIZZI: Sorry, Chair.

CHAIRPERSON: Yes, I am thinking of that, but I wanted to allow him to give his answer to your question in full first before I go back. Because, *ja*.

ADV PAUL PRETORIUS SC: Thank you, Chair.

CHAIRPERSON: Okay, so you may continue and then ... (intervenes)

ADV PAUL PRETORIUS SC: Alright. So in 2008 and 2009 as I understand your evidence Ms Mokonyane approached Bosasa with a request to do an analysis of security at hospitals?

10 **MR ANGELO AGRIZZI:** That is correct.

ADV PAUL PRETORIUS SC: And you in fact on the instruction of Gavin Watson did such an analysis?

MR ANGELO AGRIZZI: That is correct.

ADV PAUL PRETORIUS SC: And you prepared a report?

MR ANGELO AGRIZZI: That is correct.

ADV PAUL PRETORIUS SC: To whom did you give the report?

MR ANGELO AGRIZZI: The report was given to Gavin Watson.

ADV PAUL PRETORIUS SC: Alright, and do you know its fate after that?

MR ANGELO AGRIZZI: It was submitted to Nomvula Mokonyane.

20 **ADV PAUL PRETORIUS SC:** Alright, I intend to deal with related matter, over the page, Chair.

CHAIRPERSON: Oh, okay. Let us go back to page 37, Mr Agrizzi?

MR ANGELO AGRIZZI: Yes, Chair.

CHAIRPERSON: And I am just going to say something in general and then ask you a specific question. It is going to be important as you give your evidence to tell me which

21 JANUARY 2019 – DAY 37

of the activities you were personally involve in, particularly with regard to delivering some things to certain people.

MR ANGELO AGRIZZI: Yes, Chair.

CHAIRPERSON: Or preparing them and handing them over to somebody to deliver and getting a report that it was delivered and when for example you talk about providing catering for supporters at President Zuma's birthday parties to say as much as you personally know about that. When you talk about the maintenance at Ms Nomvula Mokonyane's house in Roodepoort to indicate what you personally know about, that as oppose to what you may have told was done.

10 So I just want to ask you about paying and organising funerals in respect of diseased family members, did you ever get to be personally involved in regard to that, other than maybe preparing money and maybe giving to somebody to go and make sure that it is delivered?

MR ANGELO AGRIZZI: Chair, when a request like that was made I was told to leave everything and personally go and see to it. So I was personally involved. Although I might not have made the food or put up the tent I would have had to authorise it, sign it and hand it over, and I would be responsible ultimately, and accountable for ensuring that everything went successfully.

20 **CHAIRPERSON:** So in regard to that for example therefore you are telling me something that you personally know happened?

MR ANGELO AGRIZZI: I can even recall where we had to put up tents and that, Chair.

CHAIRPERSON: Yes, okay. And the arrangements about the rental of a vehicle for periods of three months and so on, that also you have personal knowledge of, or how far does your knowledge go in regard to that?

MR ANGELO AGRIZZI: Chair, the daughter would phone me up and request, I

21 JANUARY 2019 – DAY 37

remember it vividly, an Audi A3 Cabriolet. I at one stage even called the daughter in, because there had been numerous accidents.

CHAIRPERSON: Yes?

MR ANGELO AGRIZZI: And problems with the vehicles.

CHAIRPERSON: Yes?

MR ANGELO AGRIZZI: And it started getting concerning.

CHAIRPERSON: Yes.

MR ANGELO AGRIZZI: So I actually called her in one day and sat her down and said "can I arrange for driver training, special driver training for you", because it was getting
10 embarrassing.

CHAIRPERSON: Yes?

MR ANGELO AGRIZZI: So I was personally involved.

CHAIRPERSON: Yes, and the catering for ANC rallies, you have just indicated you have told us about that. Have you got – are you able to give me an idea about, if you are able to, how many rallies you can think of where you actually made arrangements? It may be – maybe there are too many, in which case you cannot say. Maybe there are more or less a number that you can tell a reasonable estimate, but if you are not able to I will understand?

MR ANGELO AGRIZZI: Sorry, Chair, it is too many to remember. I will have to consult
20 with the ex-Chef that was there who would know exactly, and I would have to speak to some people, but I cannot remember how many. It was well over 10 or 12 rallies.

CHAIRPERSON: Yes, and would they have been, in terms of the rallies, you said they were Siyanqoba rallies. Was it only Siyanqoba rallies or also other rallies?

MR ANGELO AGRIZZI: No, Chair, there were various issues.

CHAIRPERSON: Different rallies?

21 JANUARY 2019 – DAY 37

MR ANGELO AGRIZZI: They were totally different ones, correct.

CHAIRPERSON: Yes, all within Gauteng I assume?

MR ANGELO AGRIZZI: Yes, mostly in Gauteng.

CHAIRPERSON: Yes, excuse me. And the maintenance at her house in Roodepoort, how much personal involvement did you have in regard to that and did you ever go to her house and see maintenance that had been effected there?

MR ANGELO AGRIZZI: On numerous occasions I attended at the house with Mr Watson and I would at the house with Mr Watson walk the site with one of the technical teams and explain to them how I wanted it done. I would then go back
10 afterwards and check that they had done the work properly. I did not want to get lambasted.

CHAIRPERSON: No, thank you very much, Mr Agrizzi. Mr Pretorius you may proceed.

ADV PAUL PRETORIUS SC: Thank you. If you go to page 38 please, paragraph 22.7? In relation to the analysis of security at hospitals that you prepared and handed to Mr Gavin Watson and learned that it had been provided to Ms Mokonyane by him, you were told or given certain information by Papa Leshabane, what was that information?

MR ANGELO AGRIZZI: The information that I was given was basically that the report was to be given to someone else and that person would submit it as a tender when
20 response to a tender and we would just be doing all the hard work for everybody else and everybody else would benefit. He actually mentioned at that stage was a gentleman by the name of Reggie Nkabinde that Papa Leshabane mentioned would probably be given the tender.

ADV PAUL PRETORIUS SC: Right, what post did Mr Nkabinde occupy at that time?

MR ANGELO AGRIZZI: As far as I can recall it was in the ANC Youth League. I

21 JANUARY 2019 – DAY 37

cannot recall exactly what post it was. I know that he is now the Treasury General I believe of the ANC Youth League.

ADV PAUL PRETORIUS SC: Alright, you do not have original information in relation to the fate of that tender, do you?

MR ANGELO AGRIZZI: Unfortunately not, I do not have any information, because I did not keep any on it, sorry.

ADV PAUL PRETORIUS SC: Alright, what you are telling the, Chair, is based on reports that you received from Mr Leshabane?

MR ANGELO AGRIZZI: I am sure if – that is correct, but I am sure if the investigating
10 team goes into the records of the tenders they will come across the tender.

ADV PAUL PRETORIUS SC: Alright. Now that is what I wanted to ask you about. The further investigations are you prepared to cooperate in that respect?

MR ANGELO AGRIZZI: Most definitely.

ADV PAUL PRETORIUS SC: Alright, what happened ... (intervenes)

CHAIRPERSON: I am sorry, in 2014, I am sorry this was in 2008/2009, was she still MEC for Security at that stage, as far as you remember?

MR ANGELO AGRIZZI: As far as I recall she was or Premier or ... (intervenes)

CHAIRPERSON: I am just wondering what she had to do with hospitals, if she was MEC for Security.

20 **MR ANGELO AGRIZZI:** Chair, at that stage there was a major issue with the Gauteng hospitals in terms of security. I mean numerous tenders that were out at that stage and if I recall correctly they had problems with doctors being stabbed, especially at Leratong and at Baragwanath.

CHAIRPERSON: Okay, so that maybe have been the angle from which she came in as MEC for Security?

21 JANUARY 2019 – DAY 37

MR ANGELO AGRIZZI: That is correct.

ADV PAUL PRETORIUS SC: Can you recall the content of your analysis, just very broadly and in summary?

MR ANGELO AGRIZZI: It was an analysis of the current and existing security infrastructure. They had a major problem with regards to infrastructural access control, ingress control and there was a major problem with the amount of guards that were being utilised in the wrong places and not in the right places. So the whole blueprint that we put together was a holistic view on taking Gauteng's security of the hospitals and coordinating them with centralised control platforms, centralised control rooms and
10 being able to minimise on guarding and utilise that funds to be able to pay for additional technology requirements.

CHAIRPERSON: This analysis that you did as Bosasa, did you do it, because you were going to be paid for doing it, irrespective of who may ultimately have got the tender? Or did you do it on the understanding that you would get the tender in the end? Because I see here you say you spent about R2 million, I think in regard to that analysis so what was the basis for your doing that analysis?

MR ANGELO AGRIZZI: The initial cost was approximately 2 million, I do not remember the exact cost on it, it is on my laptop, which I do not have anymore, however, the idea was that if we do the analysis and we provide a good report on how we could assist and
20 improve things that there would be a tender promulgated that we could be involved with.

CHAIRPERSON: So the understanding was that you would not be charging for that analysis, because there would be a tender and maybe you would get the tender?

MR ANGELO AGRIZZI: Chair, there was no official agreement or discussion regarding that, between ... (intervenes)

21 JANUARY 2019 – DAY 37

CHAIRPERSON: Yes?

MR ANGELO AGRIZZI: Myself and the MEC and at that stage I cannot say that would have been discussed with Mr Watson as he would handle high level issues.

CHAIRPERSON: Okay.

MR ANGELO AGRIZZI: As far as I know there was no charge.

CHAIRPERSON: Okay, thank you.

ADV PAUL PRETORIUS SC: Do you know of any payment that Bosasa might have received for producing this report?

MR ANGELO AGRIZZI: No payment was received.

10 **ADV PAUL PRETORIUS SC:** Alright, okay. Then if we could move on to 2014, or perhaps before we go there, can you recall anything further in relation to security at hospitals and in particular whether Bosasa or a Bosasa company ever bid for the award of the tender?

MR ANGELO AGRIZZI: I recall there was a tender that was promulgated for hospitals, not in the same light as this one, it was for a guarding tender and I do recall submitting a tender, if I remember it was cancelled. Nothing ever happened.

ADV PAUL PRETORIUS SC: Alright, let us move on then to 2014, what happened then in relation to Bosasa and Ms Mokonyane?

20 **MR ANGELO AGRIZZI:** Once more, Chair, we were asked to do an analysis and a report on the securing of the dams in South Africa for the Department of Water Affairs. At the time Minister Nomvula Mokonyane was the Minister of Water and Sanitation. The same procedure was followed. We were asked to do an analysis, come up with a solution, so what I did was, because time was short, they wanted a very fast generic overview, which I provided them with. I gave the report to Gavin Watson.

ADV PAUL PRETORIUS SC: Do you know ... (intervenes)

21 JANUARY 2019 – DAY 37

MR ANGELO AGRIZZI: I know that the company never got paid for it. But I ...
(intervenes)

ADV PAUL PRETORIUS SC: Paid for what, for the report?

MR ANGELO AGRIZZI: For the report.

ADV PAUL PRETORIUS SC: Yes. So approximately what was the cost to Bosasa in preparing the report?

MR ANGELO AGRIZZI: Chair, the approximate cost was about R1.3 million, because we would have to spend intensive time, I had to get the assistance of official security people that understood dams and that type of thing to assist us.

10 **ADV PAUL PRETORIUS SC:** Yes. What was the scope of the report? You mentioned securing the dams? Just tell the, Chair, what the report you prepared was all about?

MR ANGELO AGRIZZI: Well the report included the protection of the dams with high security fencing, to prevent any ingress or any contamination of the dams. It included sensors to measure levels of dams, potential leaks, breakages in dam walls. It also included, if I recall correctly, camera systems that were integrated onto a singular platform, which to be viewed by the Minister at any one time. So it was a comprehensive security and a holistic plan to look at the dams in South Africa.

ADV PAUL PRETORIUS SC: Did you understand at the time why this report was being prepared?

20 **MR ANGELO AGRIZZI:** My understanding was that this was being done in order for a tender that was coming out that we could perhaps get the work on. So I was instructed as well by Gavin Watson to recommend a consultant group. So normally this would be put out to a consultant, who would consult to the Department of Water Affairs and that is basically what happened.

I approached somebody, I introduced them to them and they continued.

21 JANUARY 2019 – DAY 37

ADV PAUL PRETORIUS SC: Well let us take it step by step. You were instructed to recommend a consultant. A consultant to the Department of Water Affairs?

MR ANGELO AGRIZZI: Correct.

ADV PAUL PRETORIUS SC: And the consultant's task would be to manage the award of the tender for securing the dams?

MR ANGELO AGRIZZI: That is correct.

ADV PAUL PRETORIUS SC: Did you then schedule a meeting or was a meeting scheduled with an institution called Chiefton Consultants?

MR ANGELO AGRIZZI: Chair, that is correct.

10 **ADV PAUL PRETORIUS SC:** And was a meeting held?

MR ANGELO AGRIZZI: That is correct, Chair, a meeting was held.

ADV PAUL PRETORIUS SC: And very briefly what happened at that meeting?

MR ANGELO AGRIZZI: At that meeting we explained that they needed to register in terms of the Department of Water Affairs and Sanitation. At the meeting I was present, Gavin Watson was present, an elderly gentleman called Paul Silvo, who has been busy with government for many years on these types of projects, was present, and a gentleman by the name of Raymond Moodley was present as well.

So we had the Chiefton team there and ourselves.

20 **ADV PAUL PRETORIUS SC:** Did you discuss with Chiefton the contemplated specifications of the project?

MR ANGELO AGRIZZI: Correct, we did discuss the contemplated specifications.

ADV PAUL PRETORIUS SC: So at this stage had any tender invitations been issued?

MR ANGELO AGRIZZI: At that stage no tenders had come out as yet.

ADV PAUL PRETORIUS SC: So ... (intervenes)

MR ANGELO AGRIZZI: It was still in the process of being promulgated and that would

21 JANUARY 2019 – DAY 37

have been Chiefton's responsibility.

ADV PAUL PRETORIUS SC: So before any bid or invitation to bid was issued, before the tender documentation was issued in relation thereto you had not only on behalf of Bosasa prepared a detailed analysis of what was required to secure the dams in South Africa, but you also discussed the specifications of the project with a consultant who it was contemplated might actually manage the whole tender process?

MR ANGELO AGRIZZI: Chair, that is correct.

ADV PAUL PRETORIUS SC: And you discussed with them, according to your evidence, the specifications of the contemplated project. Did you discuss their potential
10 role as consultants to the Department of Water Affairs for the tender?

MR ANGELO AGRIZZI: Most definitely.

ADV PAUL PRETORIUS SC: Was any expectation expressed to the consultants in relation to who would be awarded the tender?

MR ANGELO AGRIZZI: That is correct.

ADV PAUL PRETORIUS SC: What was discussed?

MR ANGELO AGRIZZI: They would be awarded the tender and they had to ensure that they would be pro the group going forward.

ADV PAUL PRETORIUS SC: Pro the Bosasa group?

MR ANGELO AGRIZZI: That is correct, Chair.

20 **ADV PAUL PRETORIUS SC:** Well what does that mean in relation expressly to the award of the tender?

MR ANGELO AGRIZZI: It would mean that they would manipulate the tender in such a way that it would benefit Bosasa and Bosasa would get the business.

CHAIRPERSON: How did you, that is Bosasa, come to be the ones talking about who should be appointed to the department to Ms Nomvula Mokonyane as department as

21 JANUARY 2019 – DAY 37

consultants? How did that come about?

MR ANGELO AGRIZZI: Chair, we had previously worked with them on something else and it did not work out at that stage, but that is why we kept in contact with everybody.

CHAIRPERSON: Was it Bosasa's own decision that consultants be found who would assist the department or did somebody in the department ask Bosasa to please find consultants for them?

MR ANGELO AGRIZZI: Strangely neither, Chair, if I may respond? What happened was, there was a third party, whom I did not know at that stage, who was orchestrating behind the scenes that there would be a company that would be employed as the
10 consultants and that company would choose the consultant. I actually never met the person from that company. I was just told about it.

CHAIRPERSON: So your interactions with these consultants, these specific consultants at that stage had nothing to do with anything that came from the department? In other words, you knew that there was a tender that would soon be going out?

MR ANGELO AGRIZZI: Correct.

CHAIRPERSON: And you decided that you needed to get consultants whom you would recommend, I guess, to the department, is that right?

MR ANGELO AGRIZZI: That is correct.

20 **CHAIRPERSON:** And you just made sure that it would be consultants who – so you would make sure that they get the job of overseeing the bid and they would in return have to make sure that you got the tender?

MR ANGELO AGRIZZI: Correct.

CHAIRPERSON: Okay, thank you.

ADV PAUL PRETORIUS SC: Just by way of background Mr Agrizzi if you go back to

21 JANUARY 2019 – DAY 37

paragraph 22.9 you say in that paragraph you received an instruction from Gavin Watson in relation to the issues just raised by the, Chair. What was that instruction?

MR ANGELO AGRIZZI: I needed to find and recommend a consultant to the Department of Water Affairs, which would then ultimately award the contract.

ADV PAUL PRETORIUS SC: To whom?

MR ANGELO AGRIZZI: To Bosasa.

ADV PAUL PRETORIUS SC: And then in paragraph 22.10.4 it appears that you discussed another issue at this meeting. What was that issue?

10 **MR ANGELO AGRIZZI:** Chair, if I could just ask to repeat the question again to me please?

ADV PAUL PRETORIUS SC: You refer in paragraph 22.10.4 of your affidavit to a further issue that was raised at the meeting with Chiefton Consultants. What was that issue?

MR ANGELO AGRIZZI: The issue was quite simply that we needed the registration forms from Chiefton to submit to the Minister. It was at a time when Gavin Watson was seeing the Minister. He would often meet her at her house.

CHAIRPERSON: At whose house?

MR ANGELO AGRIZZI: At the Premier's house, the Minister.

20 **CHAIRPERSON:** Okay, alright, thank you.

ADV PAUL PRETORIUS SC: Well, Mr Watson – Mr Agrizzi your affidavit at paragraph 22.10.4 says that Gavin Watson was seeing to the Minister. Your evidence is that Gavin Watson was seeing the Minister, they are two very different things. What was the position?

CHAIRPERSON: And seeing to in the affidavit is in quotes.

21 JANUARY 2019 – DAY 37

ADV PAUL PRETORIUS SC: Yes.

MR ANGELO AGRIZZI: Chair, Mr Watson would take money with to see to the Minister when he was seeing the Minister.

CHAIRPERSON: Okay.

MR ANGELO AGRIZZI: Chair, is that sufficient or must I give you the amount?

CHAIRPERSON: Well, you can tell us the amount as well.

MR ANGELO AGRIZZI: I know the monthly amount was R50 000.00.

CHAIRPERSON: And he would deliver it himself personally or sometimes he would send you or somebody else?

10 **MR ANGELO AGRIZZI:** I would have to pack it and he often would deliver it in front of me.

CHAIRPERSON: Oh, so sometimes you went to Ms Nomvula Mokonyane's house with him?

MR ANGELO AGRIZZI: Yes, the house in Eccleston Drive in Bryanston as well as the house in – if I remember correctly it is a name ... (intervenes)

CHAIRPERSON: Okay, maybe it might not be a good idea to mention the address.

MR ANGELO AGRIZZI: Okay, understandable.

CHAIRPERSON: From a security point of view.

MR ANGELO AGRIZZI: Not a problem.

20 **CHAIRPERSON:** But I do not know Mr Pretorius, I think the witness wants to demonstrate that he knows where the house is.

ADV PAUL PRETORIUS SC: Yes.

CHAIRPERSON: But I do not know from a security point of view, well, or maybe it is enough if it is just the street and not the number.

ADV PAUL PRETORIUS SC: Well perhaps we should do it this way, Chair.

21 JANUARY 2019 – DAY 37

CHAIRPERSON: Yes?

ADV PAUL PRETORIUS SC: If you are asked at any stage about the particular address of the two houses that you have talked about, you could provide it?

MR ANGELO AGRIZZI: Most definitely.

ADV PAUL PRETORIUS SC: And you could identify the house personally from memory, because you visited those houses?

MR ANGELO AGRIZZI: Frequently.

ADV PAUL PRETORIUS SC: Alright, and your evidence is that you accompanied Mr Watson, Mr Gavin Watson on occasion when he and you then would see the
10 Minister?

MR ANGELO AGRIZZI: That is correct.

ADV PAUL PRETORIUS SC: And in relation to your particular functions prior to the meeting you say that you were instructed to pack cash or what?

MR ANGELO AGRIZZI: The monopoly money, the cash.

ADV PAUL PRETORIUS SC: Alright, the real money, I presume.

MR ANGELO AGRIZZI: Yes.

ADV PAUL PRETORIUS SC: And you say that you packed an amount of R50 000.00?

MR ANGELO AGRIZZI: Chair, that was a monthly amount on a few occasions, yes.

ADV PAUL PRETORIUS SC: Over what period did you perform this function?

20 **MR ANGELO AGRIZZI:** I cannot recall the exact period of time, but it is long.

ADV PAUL PRETORIUS SC: By long do you mean months, years?

MR ANGELO AGRIZZI: No, Chair, this was years.

ADV PAUL PRETORIUS SC: Alright.

CHAIRPERSON: Well that ties in with a question that I had intended to ask earlier in relation to Christmas groceries, if I can call it that, that you said from after – from

21 JANUARY 2019 – DAY 37

2002/2003 every end of the year these were provided to her, is that right?

MR ANGELO AGRIZZI: Chair, you are 100% right.

CHAIRPERSON: Yes. Now I wanted to find out, you said this started as far as you know around 2002/2003. Are you able to tell me whether by the time you left Bosasa whenever it was end of the year this was still continuing, or did it stop at some stage while you were at Bosasa?

MR ANGELO AGRIZZI: Chair, it never ever stopped. I remember two days before I went on my last leave with Bosasa on 13 December that I actually issued out the instruction that it needs to be – I approved everything.

10 **CHAIRPERSON:** Would that have been 2015 or 2016?

MR ANGELO AGRIZZI: 2016, Chair.

CHAIRPERSON: Yes, okay, alright. Now you have mentioned her two houses.

MR ANGELO AGRIZZI: That is right.

CHAIRPERSON: Yes, are there any special features that you might mention that show that you have been there, in case somebody were to deny that you have been there?

MR ANGELO AGRIZZI: I can give it to you. The one house, especially the house in Krugersdorp where you come into the – it is similar to a cul-de-sac, you go through the gate on your right you will see that there is a security guard house on your right. You walk straight through, you will find a double garage. Under the one cover I still
20 remember commenting there was a Vantage parked undercover. On your right hand side you will find stairways that go up. As you are going up on the stairways on your left hand side you will find the electrical board which controls the generator as well. There are little footlights that are problematic, by the way, on the actual walkway into the front door. You will then see the swimming pool on your right hand side. It is a kidney shaped swimming pool, and it was problematic in terms of the fountain, because

21 JANUARY 2019 – DAY 37

the fountain kept leaking. If you go into the house itself you go through the front door.

Very first right you will find her office.

CHAIRPERSON: And you say you went to that house numerous times?

MR ANGELO AGRIZZI: Frequently.

CHAIRPERSON: Frequently, over a number of years?

MR ANGELO AGRIZZI: Correct.

CHAIRPERSON: Thank you.

ADV PAUL PRETORIUS SC: That is one of the houses, perhaps, and that was you say in the Krugersdorp area?

10 **MR ANGELO AGRIZZI:** Correct.

ADV PAUL PRETORIUS SC: Did you visit the house in the Bryanston area?

MR ANGELO AGRIZZI: Yes, I did.

ADV PAUL PRETORIUS SC: Any particular feature, very briefly?

MR ANGELO AGRIZZI: It has got a massive swimming pool. You go up the driveway. As you get to the top of the driveway there are four car parks, garages really under the house. You drive into them. You then walk around. You will see a massive swimming pool, it is terraced so the whole house is terraced. You then walk through the door. On the left hand side is a waiting room which has got a fireplace. On the right hand side is a meeting room, which has got a big boardroom table, with about 14 chairs around it.

20 The furniture is very Italianate, you know the Gordy Italian type furniture and then you – those were the two areas we would sit and it has got a beautiful patio, beautiful view.

CHAIRPERSON: Thank you.

ADV PAUL PRETORIUS SC: Let us then get back to your affidavit at paragraph 22.11.

You were talking of a meeting that was held between yourselves and representatives of Chiefton Consultants. Who in particular was present at that meeting?

21 JANUARY 2019 – DAY 37

MR ANGELO AGRIZZI: Chair, at the meeting I was present, Gavin Watson was present, Paul Silver who was head of the facilities management for Chiefton was present, as well as Raymond Moodley who was the cofounder of Chiefton and whom I would meet with on various occasions.

ADV PAUL PRETORIUS SC: Do you know what happened after that in relation to the contemplated appointment of Chiefton Consultants?

MR ANGELO AGRIZZI: I do not know what happened actually afterwards, but Chiefton Consultants were never appointed, and the reason, because they did not comply with the specifications in terms of the contractors. The specific problem if I recall was their
10 PSIRA registration and as a consequence Bosasa did not bid for the tender that came out, if it came out.

ADV PAUL PRETORIUS SC: Alright. Did you discuss this issue with Gavin Watson after these events had unfolded?

MR ANGELO AGRIZZI: Chair, I did discuss it with Gavin Watson. I cannot recall which other Directors were present when I discussed it, but I mentioned, and I was very disappointed that we had spent a lot of effort and a lot of time and a lot of money had been paid out to Mokonyane with hardly any return in terms of value, in terms of like what happened with some of the other people, and the biggest concern was he indicated that I must be very careful, because she has a lot of clout and if you did not
20 do what she wanted him to do we would not have the protection. We needed her support for the protection from the SIU investigation, the HAWKS and the NPA.

And in this discussion I tried to indicate to Gavin that it serves little or no purpose to continue – I remember it vividly. We spoke about it in the car, outside her house and I said it is not serving us any purpose, this corruption and the payouts that we are making, because it is just getting us deeper and deeper into trouble and

21 JANUARY 2019 – DAY 37

eventually this is what is going to close down the business, and that is what is going to put 6 000 families at risk.

I pleaded with him that we stop being politically based as a company. There is no need to do that.

CHAIRPERSON: Are you able to recall around when, which year, when did this happen where you were outside of Minister Mokonyane's house and you were talking, you and Mr Gavin wants to know where – talking about this? If you are not able to tell it is fine, but if you are able to, it would help, which year?

MR ANGELO AGRIZZI: Chair, this was around 2005/2006.

10 **CHAIRPERSON:** Okay, that is fine.

MR ANGELO AGRIZZI: It is when things really started to get a bit much for me.

CHAIRPERSON: No, that is fine. And before Mr Pretorius asks another question, let me ask this. The monthly payments to Ms Mokonyane that you have talked about, did they happen – were they still happening when you left Bosasa?

MR ANGELO AGRIZZI: That is correct.

CHAIRPERSON: And they had started roundabout what? 2002/2003?

MR ANGELO AGRIZZI: Chair, I know about them from when I started packing. I cannot ... (intervenes)

CHAIRPERSON: Yes.

20 **MR ANGELO AGRIZZI:** You know, I do not want to allude to knowing about it and I did not. I am being frank and honest ... (intervenes)

CHAIRPERSON: Yes.

MR ANGELO AGRIZZI: With you in this commission and I am under oath.

CHAIRPERSON: Yes.

MR ANGELO AGRIZZI: It started when I started packing.

21 JANUARY 2019 – DAY 37

CHAIRPERSON: You began to know about them when you started packing?

MR ANGELO AGRIZZI: Yes.

CHAIRPERSON: Whether or not they had happened before that, you do not know?

MR ANGELO AGRIZZI: No.

CHAIRPERSON: Okay.

MR ANGELO AGRIZZI: I cannot.

CHAIRPERSON: I am trying to remember from your affidavit, maybe you might be able to tell in terms of when you started packing, would that have been about four/five years before you left?

10 **MR ANGELO AGRIZZI:** It was in 2009, I think.

CHAIRPERSON: Oh, okay.

MR ANGELO AGRIZZI: I have not looked at my notes.

CHAIRPERSON: Yes, okay, but quite some time?

MR ANGELO AGRIZZI: Yes.

CHAIRPERSON: A number of years before you left?

MR ANGELO AGRIZZI: Correct.

CHAIRPERSON: Yes, so and you say throughout the time when, from when you started packing the money to the time you left, Ms Mokonyane was receiving monthly payments?

20 **MR ANGELO AGRIZZI:** Chair, it was monthly.

CHAIRPERSON: Yes.

MR ANGELO AGRIZZI: I would not deliver it, Mr Watson would deliver it.

CHAIRPERSON: Yes.

MR ANGELO AGRIZZI: Because he used those times to talk to her about the politics of the day.

21 JANUARY 2019 – DAY 37

CHAIRPERSON: Yes, but did you also say sometimes he would deliver it when you were with him, or not?

MR ANGELO AGRIZZI: Correct.

CHAIRPERSON: Yes, yes.

MR ANGELO AGRIZZI: If there was a serious matter to discuss regarding the NPA like at one stage he wanted a senior person to withdraw the matter from the police I was there, because I would need to have to go back to the attorneys and tell the attorneys exactly what I had been told politically.

CHAIRPERSON: Yes. Now was the money that was given to her packed in what you
10 have told us last week grey security bags like the other amounts?

MR ANGELO AGRIZZI: That is correct.

CHAIRPERSON: Okay, thank you.

ADV PAUL PRETORIUS SC: Thank you, Chair. The dates given in one of your previous answers to the, Chair, when he asked more or less the period relevant to the contents of paragraph 22.13, you mentioned 2005/2006. Do you recall in relation to that when the SIU investigation commenced? We will give that detailed evidence in due course, but just to place it in its proper context for the present?

MR ANGELO AGRIZZI: I would have to – I would have to, sorry, Chair, I have got so many things in my mind this morning.

20 **CHAIRPERSON:** Yes.

MR ANGELO AGRIZZI: But I cannot remember the actual date they started the investigation with the SIU.

CHAIRPERSON: Yes.

MR ANGELO AGRIZZI: I know that it was about that time and I know that there was information starting to come out from the SIU report via the press.

21 JANUARY 2019 – DAY 37

CHAIRPERSON: Okay.

ADV PAUL PRETORIUS SC: Then there may be a lack of clarity around one of your answers to a question that I put. In relation to the money paid to Ms Mokonyane, you say that you raised an issue with Gavin Watson that you were not getting much return for that investment, as it were?

MR ANGELO AGRIZZI: Let me put it into context, Chair. What I am trying to say is that one does not actually gain from doing that, and quite simply what I was trying to explain to Mr Watson was, the more you give someone, the less they will do for you if you are bribing them, because they do not want to be tainted. They do not want to be
10 seen as close to you.

So I was trying to explain that it is not good to do it that is what I am trying to explain.

CHAIRPERSON: I am not sure that I understand that.

MR ANGELO AGRIZZI: Okay.

CHAIRPERSON: You say the more you pay somebody that you want to bribe?

MR ANGELO AGRIZZI: Yes?

CHAIRPERSON: The more likely they will not help you, is that what you are saying?

MR ANGELO AGRIZZI: I am not talking about physical money, cash.

CHAIRPERSON: Oh, what are you talking about?

20 **MR ANGELO AGRIZZI:** I am talking about doing the favours, doing the lekgotlas, being in the forefront, doing the cakes, doing the birthday parties, organising things, that, as soon as people see that you are openly doing it for them they are not going to give them business, because it is too open. Everybody will know that, oh, you see Bosasa did the birthday cake, they did the functions that is why they are getting business.

21 JANUARY 2019 – DAY 37

So what tends to happen is people will then not give the business, because you are giving things to them openly.

CHAIRPERSON: So your concern arose out of the fact that some of these favours were done publicly?

MR ANGELO AGRIZZI: Correct.

CHAIRPERSON: Yes, okay, no that I understand.

MR ANGELO AGRIZZI: I was complaining.

CHAIRPERSON: Yes.

ADV PAUL PRETORIUS SC: Well, we need to clarify then what you say in
10 paragraph 22.13 Mr Watson. The second sentence reads:

"I pointed out that a lot of money had been paid to Mokonyane with no return to Bosasa."

MR ANGELO AGRIZZI: That is correct.

ADV PAUL PRETORIUS SC: Well, would you explain that please?

MR ANGELO AGRIZZI: That is cash money as well that has been paid to her.

ADV PAUL PRETORIUS SC: Alright. Now when you say that Bosasa received no return for the money paid were you limiting your evidence to these particular circumstances in relation to money paid to Ms Mokonyane, or were you suggesting to the, Chair, that the bribes you paid had no outcome or benefit to Bosasa?

20 **MR ANGELO AGRIZZI:** There was no benefit whatsoever that came from it.

ADV PAUL PRETORIUS SC: From what?

MR ANGELO AGRIZZI: From giving her money, no contracts, is that what you are asking me?

ADV PAUL PRETORIUS SC: Mokonyane?

MR ANGELO AGRIZZI: Yes.

21 JANUARY 2019 – DAY 37

ADV PAUL PRETORIUS SC: Yes, no what I am saying is that you put your answer to me in general terms.

MR ANGELO AGRIZZI: Yes.

ADV PAUL PRETORIUS SC: You did not limit it specifically to money paid to Ms Mokonyane.

MR ANGELO AGRIZZI: That is right, Chair.

ADV PAUL PRETORIUS SC: Now if someone reads your evidence they may seize upon the statement to say, but Mr Agrizzi himself said that they received no return for money paid. Now are you referring in that sense to Ms Mokonyane's circumstances or
10 are you suggesting that Bosasa got little benefit for the bribes paid about which you have spoken in the last week?

MR ANGELO AGRIZZI: Chair, in the context of getting business there was no benefit. In the context of stopping the SIU report there was no benefit whatsoever. It was a waste of time and effort to try and corrupt somebody.

CHAIRPERSON: Now let me put it this way. Am I to understand your evidence to be to the effect that you complained to Mr Watson on that occasion that you have talked about that Bosasa had paid a lot of money to Ms Mokonyane, but Bosasa was – Ms Mokonyane was not giving Bosasa anything?

MR ANGELO AGRIZZI: 100% correct, Chair.

20 **CHAIRPERSON:** And this had happened over a long period of time?

MR ANGELO AGRIZZI: That is correct, Chair.

CHAIRPERSON: Yes, okay, and what did Mr Watson say when you said we are wasting money, we are paying her a lot of money, but we are not getting anything, she is not passing contracts to our side, or you know making sure that we get some business from her department, what did Mr Watson say in relation to this? His

21 JANUARY 2019 – DAY 37

response?

MR ANGELO AGRIZZI: He told me that she had a lot of clout and if we stopped doing here, I cannot use the word here, we would have a lot of problems that was what was told.

CHAIRPERSON: Okay, thank you.

ADV PAUL PRETORIUS SC: Alright.

MR ANGELO AGRIZZI: Sorry, does that give clarity, Chair?

CHAIRPERSON: Yes, no, at least I understand, *ja*.

MR ANGELO AGRIZZI: What I was trying to say, Chair, is the discussion emanated,
10 because I was frustrated with him.

CHAIRPERSON: Yes.

MR ANGELO AGRIZZI: And I said, "what are we doing this for anyway"? Wasting our time.

CHAIRPERSON: Ja okay.

ADV PAUL PRETORIUS SC: Your answer is now, I understand, are specifically related to the relationship between Bosasa on the one hand and Ms Mokonyane on the other?

MR ANGELO AGRIZZI: That is right.

ADV PAUL PRETORIUS SC: I am not sure I made myself clear enough in relation to the line of questions that I am now putting to you, but let me put it another way. You
20 paid what you have described as bribes in relation for example to the Department of Correctional Services?

MR ANGELO AGRIZZI: That is correct.

ADV PAUL PRETORIUS SC: Did Bosasa receive benefits emanating from those bribes in your opinion?

MR ANGELO AGRIZZI: They got contracts and they got extensions.

21 JANUARY 2019 – DAY 37

ADV PAUL PRETORIUS SC: So the evidence you are giving concerning Ms Mokonyane should be limited to her?

MR ANGELO AGRIZZI: Correct.

ADV PAUL PRETORIUS SC: Under the circumstances relating to the payments to her?

MR ANGELO AGRIZZI: Correct.

ADV PAUL PRETORIUS SC: Thank you. Then if we can go over the page, please, to page 40? You deal there with the relationship between ... (intervenes)

CHAIRPERSON: I am sorry Mr Pretorius, do you know whether prior to this discussion
10 that you were having with Mr Watson where you were expressing your frustration that Ms Mokonyane was being paid a lot of money over a long period, but she was not giving Bosasa anything. Do you know whether Mr Watson had at any stage got her to agree that she would do something for Bosasa or not really?

MR ANGELO AGRIZZI: Chair, I was aware of the fact that she would be handling Jacob Zuma and the prosecution, but nothing had been forthcoming, nothing whatsoever and it was frustrating me, because it worried me continuously.

CHAIRPERSON: What exactly, what exactly was she supposed to do about Mr Jacob Zuma and about the prosecution?

MR ANGELO AGRIZZI: She was supposed to have the whole charges withdrawn from
20 – at that stage it was with the SAPS.

CHAIRPERSON: That is charges against Bosasa?

MR ANGELO AGRIZZI: Correct.

CHAIRPERSON: And where was Mr Jacob Zuma going to feature in regard to what she was going to do?

MR ANGELO AGRIZZI: Well he features further on in the statement quite heavily in

21 JANUARY 2019 – DAY 37

terms of the HAWKS investigation and that, and she was going to speak to him and she was going to speak to another person that was mentioned as well.

CHAIRPERSON: So are you saying that she was going to speak to Mr Jacob Zuma at the time with a view to achieving the dropping of charges against Bosasa?

MR ANGELO AGRIZZI: Correct, if there were charges.

CHAIRPERSON: At that stage you did not know whether – you had not been told there were charges?

MR ANGELO AGRIZZI: Officially, no, Chair.

CHAIRPERSON: There were no charges. Thank you. Mr Pretorius.

10 **ADV PAUL PRETORIUS SC:** A moment, Chair, please?

CHAIRPERSON: So your complaint against Ms Nomvula Mokonyane was that she was just taking the money and not delivering?

MR ANGELO AGRIZZI: It was in general. Not only for her, but for everybody else as well.

ADV PAUL PRETORIUS SC: I do not understand that answer.

CHAIRPERSON: I am also trying to understand.

ADV PAUL PRETORIUS SC: Please explain, you are saying ... (intervenes)

MR ANGELO AGRIZZI: What I am trying to explain ... (intervenes)

CHAIRPERSON: You are saying not for herself only but for other people as well?

20 **MR ANGELO AGRIZZI:** What I am trying to say, Chair, is that I was getting to a point where I was very frustrated with paying people money, alright, and for what? We actually did not need to do it to have a good and credible business. We did not have to be political. So it was a debate I was having at the time in the car with Mr Watson, that why do we continue to pay bribes as a company and one of the examples I used was specifically Nomvula Mokonyane.

21 JANUARY 2019 – DAY 37

CHAIRPERSON: So there would be, there would have been other people who were like her in the sense that they were being paid a lot of money, but they were also not giving Bosasa any benefit?

MR ANGELO AGRIZZI: The issue, that is correct, Chair. The issue I had was not that we needed to get the benefit. That was not the issue that we were not getting a benefit. The issue was that you had major companies out there that do not need to pay bribes, to be successful. Why could we not just become a company that was A-political, had no political connections and did not have to pay bribes? That is the context that this is all being put into.

10 **CHAIRPERSON:** Okay. Thank you.

ADV PAUL PRETORIUS SC: Well I am afraid Mr Agrizzi I am going to go back, because there must be clarity here.

MR ANGELO AGRIZZI: That is fine.

ADV PAUL PRETORIUS SC: The bribes you paid in relation to Department of Correctional Services, the Airports Company for South Africa and the other bribes ... (intervenes)

MR ANGELO AGRIZZI: Yes.

ADV PAUL PRETORIUS SC: That you have spoken about, did those produce results in the sense that they caused the award of contracts to you?

20 **MR ANGELO AGRIZZI:** They were corrupt and they produced results, Chair.

ADV PAUL PRETORIUS SC: So nothing you are saying here about whether it was necessary to run a business like this detracts from that evidence that you have given, I understand?

MR ANGELO AGRIZZI: Not at all. What I am trying to say, Chair, if I may? Is that I honestly believe that based on the fact that a good job was done and that there was no

21 JANUARY 2019 – DAY 37

fault with the services, we actually did not need to pay bribes. We could have gotten the contracts based on credibility.

ADV PAUL PRETORIUS SC: Well I am not sure, I am sorry, Chair?

CHAIRPERSON: You said a minute ago that your point in relation to your discussion with Mr Watson outside Ms Mokonyane's house was why do we need to pay bribes? Did I understand you correctly?

MR ANGELO AGRIZZI: That is correct.

CHAIRPERSON: Yes, but the impression that I had got earlier on when you were relating to relating your discussion with Mr Watson was not – I did not get the
10 impression that, that was the point. I got the impression that you were frustrated that you were paying and not getting anything in return. I am mentioning that, because that was the impression I got and I just want you to reflect and indicate which one of the two impressions is correct. I thought your frustration was out of the fact that you were paying as Bosasa Ms Mokonyane a lot of money, but were getting nothing in return and that your point was, what is the point of keeping on paying if we are not getting anything
back?

MR ANGELO AGRIZZI: Chair, your assumption is correct, that is it. What I was trying to put into context was the whole debate in the car that morning was about do we have to do these things as a company, do we have to continue with them, because I was
20 starting to get fed up with doing these things in general. Mokonyane was a part of that discussion outside her house.

CHAIRPERSON: But you see, it is two different points. If your point is we should not do bribes it is one thing.

MR ANGELO AGRIZZI: Yes, Chair.

CHAIRPERSON: If your point is, we should not do bribes if we are not going to get

IN THE HIGH COURT OF SOUTH AFRICA
 JOHANNESBURG
 REPUBLIC OF SOUTH AFRICA



ORIGINAL

Our Ref: H2008/150
 Case No: SUMMONS

In the case between:

SUMMONS TO APPEAR AS WITNESS and THOMAS, MS SANDY	PLAINTIFF DEFENDANT
Address as specified: 1 KEISKAMMA STREET RIVERLEA	
SUMMONS SECTION 3(2)	

NATURE OF PROCESS SUMMONS SECTION 3(2)

I CERTIFY THAT ON 11 AUGUST 2020 AT 16:00 AT 1 KEISKAMA STREET RIVERLEA

I HANDLED THE ABOVEMENTIONED PROCESS IN THE MANNER INDICATED BELOW

MANNER OF SERVICE

I SERVED A COPY OF THE ABOVEMENTIONED PROCESS UPON THE DEFENDANT PERSONALLY, TO WHOM I EXHIBITED THE ORIGINAL PROCESS AND EXPLAINED THE NATURE AND CONTENTS THEREOF. RULE 4(A)(I)

PREMISES LOCKED:06/08/2020 AT 15:05,7/08/2020 AT 13:00,08/08/2020 AT 17:00.



Handwritten signature/initials

DEPUTY SHERIFF:MR S. KOOPMAN
 From: Sheriff
 I ADIMOOLUM
 PO BOX/POSBUS 731668 FAIRLAND
 DOCEX 1050 JOHANNESBURG WEST
 JOHANNESBURG. 2030
 Tel: 011 836 9193
 Fax: 011 836 3417
 Email: andy@sheriffjw.co.za

 Account info for bank deposits/transfers:
 FIRST NATIONAL BANK (UMGENI JUNCTION)
 Name: I ADIMOOLUM T/A JHB WEST
 No. 62377885432 BRANCH CODE 200913

 To: REPUBLIC OF SOUTH AFRICA
 REPUBLIC OF SOUTH AFRICA

DESCRIPTION OF FEES	FEES
Registration	██████████
Return	██████████
Service	██████████
Attempted Service	██████████
Postage and Petties	██████████
After Hours	██████████
Travelling	██████████
Vat Invoice	██████████
Urgency Fee	██████████
Sub-total Fees	██████████
Plus VAT	██████████
TOTAL OWING	R ██████████
Invoice No: 260343	My VAT No: 4120193539
Invoice issued on 17-Aug-2020.	

COMMISSION OF INQUIRY INTO STATE CAPTURE (TEMP ACC)
 2ND FLOOR ,HILLSIDE HOUSE ,17 EMPIRE ROAD
 PARKTOWN,JHB
 2193
 Your VAT No: _____ Account No: 3303
 Your reference: MS BRIDGETTE SHABALALA