

## What ANC brown envelope?

**T**HE African National Congress's (ANC's) obvious reluctance to get to the bottom of alleged corruption involving former Western Cape premier Ebrahim Rasool should have no bearing on the outcome of the criminal investigation.

In what has become known as the "brown envelope scandal", Mr Rasool was accused of using public money to pay Cape Argus journalists to rubbish his political opponents and ensure he got favourable coverage. Despite the cloud-hanging over his head, Mr Rasool was subsequently appointed SA's ambassador to Washington.

The issue is now back in the public eye after the release eventually of an internal ANC report following a successful high court application by Independent Newspapers, owner of the Cape Argus, which was understandably keen to get to the bottom of the affair.

Although the ANC started its investigation into the allegations in 2006, this ground to a halt and the party has made it clear it considers the matter closed. ANC secretary-general Gwede Mantashe was quoted in Independent Newspapers publications yesterday as saying he saw no reason for the investigation

to be completed, because Mr Rasool is no longer premier and "he has gone on with his life".

If only it were that easy. While nobody expects turkeys to vote for Christmas — or political parties to wash their dirty linen in public — the ANC is morally and legally bound to assist in the criminal investigation, even if this might be politically embarrassing. Similarly, the police are bound by the constitution to investigate all allegations of criminal behaviour without fear or favour. The journalists who were allegedly involved are no longer employed by The Argus, but are available for questioning and have submitted affidavits that suggest there is a prima facie case for Mr Rasool and others in his former administration to answer. Why has there been no progress in the investigation?

By contrast, far more recent allegations of irregularities in the awarding of a tender by the Democratic Alliance-controlled Western Cape government appear to have been fast-tracked, despite the auditor-general having audited the process and seemingly found no evidence of corruption. If the ANC's professed determination to tackle corruption is to enjoy any credibility, it needs to be applied without bias.

# 'Anti-drug' provincial director charged after 2011 tik bust at notorious city flats

Caryn Dolley

A SENIOR provincial director whose job description includes targeting substance abuse and related problems has been charged with drug possession after he was allegedly found with tik.

Dave McNamara, who is presently still chief director for social welfare services, was arrested in a notorious city centre block of flats last year and taken into custody.

He was discovered at Senator Park in the early hours of June 28.

A full tik straw and tik lolly were allegedly found in his pockets.

Over the years, McNamara has

been widely quoted in the media about the province's escalating drug problem. But news of his arrest emerged only this week when a tabloid got hold of the case number and asked police about the matter.

Social Development MEC Albert Fritz said he had also found out about McNamara's arrest only this week. "The department has sought legal advice and is currently considering the most appropriate action," he said.

Fritz said McNamara had been arrested on a charge of possession of illegal substances. He referred queries about the circumstances around McNamara's arrest to police.

Yesterday, police spokesman Frederick van Wyk, without using McNamara's name, said a case of drug possession had been opened.

He said the matter was under investigation and currently formed part of a court case. McNamara was expected in the Cape Town Magistrate's Court again in April.

Zodwa Mgwaza, the ANC's spokeswoman for social development in the provincial legislature, said McNamara's arrest could not be ignored. She said it was not evident how Fritz only found out about it this week, nearly eight months later.

"It is unclear how he could have

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## **Social welfare director's 2011 tik bust comes to light**

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been kept in the dark so long on such a serious matter.

"The MEC and the DA should now show it takes drug fighting seriously, suspend McNamara pending the court case and set clear future guidelines to deal

with such occurrences," Mgwaza said.

"Substance abuse is a serious problem causing enormous suffering in the province.

"The DA must ensure the battle against drugs continues unharmed," Mgwaza said.

When McNamara was arrested in Senator Park last year, the block of flats had been notorious for crime, especially drug dealing and prostitution.

Constant police raids had been carried out in the building, and eventually Senator Park's

body corporate obtained an order from the Western Cape High Court authorising the upgrade of the building.

In July last year the building had been cleared of tenants so it could be revamped.

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# City takes on top city lawyer over premises

**Leila Samodien**  
Justice Writer

THE City of Cape Town is trying to boot prominent attorney William Booth's law firm from a residential property in Kenilworth.

This is on the basis that the property in Kenilworth Road is not zoned for business use.

The matter appeared in the Western Cape High Court yesterday before Judge Robert Henney, with the city's advocate Anton Katz SC arguing that if Booth was allowed to continue operating his firm from the premises, it amounted to "criminal conduct", which he likened to running "a shebeen".

However, Booth's advocate André la Grange SC said that the law firm was a small, "clean operation" that had been there for about 15 years.

There were also a number of businesses – including a clinic and a dentist – neighbouring the firm, which had been allowed to continue to operate. According to Henney's order yesterday, Booth tried on numerous occasions to have the property rezoned.

His attempt to rezone the property a few years ago was denied by the municipality.

Booth followed the appeal process within the city's structures before it was taken to Local Government, Environmental Affairs and Development Planning MEC Anton Bredell in September, 2010. The MEC dismissed the appeal in October.

However, Bredell had 90 days to give reasons for his decision, which he provided Booth with last week.

Booth has now taken the matter to court in an attempt to have Bredell's decision reviewed and set aside.

Judge Henney postponed the matter without a set date.

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# Time for inclusive national dialogue

Gerald Shaw

**PRESIDENT** Jacob Zuma will deliver his State of the Nation speech at the opening of Parliament in Cape Town tomorrow, at the start of what promises to be a momentous year in South African politics.

The president presides over a fractious ANC riven by a fierce succession contest. His appeals for unity in the organisation's centenary year have scant hope of success. And now there is the Malema verdict adding to the ferment.

The business community remains positive – yet it is apprehensive about the future. The captains of commerce and industry watch anxiously to see whether the government's proclaimed clean-up drive succeeds in restoring the dysfunctional provinces and municipalities and some failing state departments to a reasonable condition of order and efficiency.

No doubt the president will say many or most of the right things in his opening address. The country's needs are desperately obvious:

As former president FW de Klerk suggested last Thursday, on the anniversary of his historic announcement on February 2, 1990, it is time for all South Africans to respond to President Zuma's call for an inclusive national dialogue to address increasingly urgent needs. It is time the players stopped shouting past each other and began talking across historic lines of division.

And it seems to me that the slide downhill needs to be addressed without delay. As De Klerk has argued, a national dialogue should be as inclusive as possible. All those who can make a meaningful contribution to the debate – the government, business, labour, civil society and religious groups – should be at the table. There should be a real effort to find common ground and to reach agreement on effective solutions.

Such a dialogue would work towards answers to these questions:

● How is South Africa to restore human dignity to the masses of our people who are unemployed, poverty-stricken and badly housed?

● How are we to empower all our children through decent education?

● How are we to ensure rapid and sustained economic growth for the benefit of all our people?

● How are we to promote real equality so that all our people – and not just the 30 or 40 percent of the richest – benefit from our constitutional democracy?

It remains to be seen whether President Zuma has the political will and elbow room to translate his words into action. And can he bring the rather creaky machinery of state to bear effectively to get the country moving in a new direction?

He is preoccupied with the succession contest and appears keen to serve another term. If he wants it he can probably get it, although this may change in an increasingly volatile situation. The outcome will not be decided until the ANC's December national conference.

Meanwhile, this is a good time to consider where the country stands and the possible trends ahead.

The bad news is that the degradation is far advanced of SA's institutional structures of state. The good news is that we still have a model constitution, an independent judiciary and freedom of expression. Yet these fundamental pillars of a free society are under threat.

The constitution is not in direct danger of amendment. The threat is indirect and insidious. Some ANC leaders and spokespeople ignore provisions of the constitution in what they say and in what they do. Happily, the FW de Klerk Foundation and other civil society institutions are alerting public opinion to the need to safeguard our constitutional rights and freedoms. The foundation deserves powerful corporate and public support.

Thankfully the judiciary is holding its own. Yet, an over-hasty process of transformation could become a concern. The danger of political appointments to the Bench looms in the future.

The threat to freedom of expression and freedom of the media – and particularly the print media – is rather more immediate.



**HEAVY LOAD:** SA needs an open-hearted dialogue confronting prejudice, corruption, ethnic nationalist arrogance and greed, says the writer.

The DA parliamentary opposition and civil society are rallying to the Protection of State Information Bill, better known as the secrecy bill. Catholic Archbishop Steven Brislin of Cape Town is giving a timely lead to the churches in speaking out strongly to defend our constitutional rights and freedoms – and in urging the inclusion of a public interest clause.

As it stands, the bill could, and no doubt would, be used to protect corrupt individuals and institutions, sending whistle-blowers and investigative journalists to prison.

In spite of the sustained opposition, this obnoxious measure has already been passed in the House of Assembly. It is now on its way to the National Council of Provinces, where the ANC majority has an opportunity to back down, given the wide outcry of public opinion

against the bill, even within the ranks of the ANC itself.

The ANC is split, and Struggle heroes like ex-cabinet ministers Pallo Jordan and Ronnie Kasrils have not been silent. Shortly before his recent death, a courageous member of the Mandela and Mbeki cabinets, Kader Asmal, led the moderate centre of the ANC in speaking out very strongly indeed. And Deputy President Kgalema Motlanthe suggested in November that the ANC might yet heed the demand for a public interest defence to be written into the bill. But the National Assembly subsequently went ahead – without such a clause.

Yet there is a chance that the ANC elite may back off, realising how their own material interests will suffer if the bill is adopted without amendment. They will surely grasp that the adoption of

such a measure would jolt investor confidence and the economy.

To top it all, the ANC is now reviving the proposal for a statutory media tribunal, arguing that self-regulation of the media is not working and needs to be given teeth. The apartheid regime of unhappy memory pursued the same course, but realised its folly at the last minute and stepped back. SA was on the point of issuing licences to approved journalists, while silencing the rest.

And the succession race? The ANC has a long-established tradition of conducting such affairs behind closed doors. Nobody, whether inside or outside the ANC, can at this stage say how it will pan out. Deputy President Motlanthe has not said in public whether he is throwing his hat into the ring. He is thought to be a strong candidate and he has broad-based support within

the ANC, having a trade union background. He is probably the best man in sight.

Human Settlements Minister Tokyo Sexwale, with his common touch and business savvy, might also want to get into the race. Cyril Ramaphosa, likewise a former trade unionist, a seasoned businessman and negotiator and widely respected, would be ideal, but he is not likely to stand unless he is assured in advance of the top job. There are others of less account.

And the future? If President Zuma does stand and he is re-elected, we may expect a steady decline, with this congenial and well-liked figure seemingly impotent or unwilling to do what is needed.

South Africa's best hope remains a realignment of party politics as the ANC squabbles and splits – and

the DA moves ahead to present itself credibly as an alternative government.

A change of direction will need to be preceded by an open-hearted national dialogue, confronting the devils of racial prejudice, corruption, ethnic nationalist arrogance and materialist greed.

On the political front at the national level, the formidable DA leader of the opposition, Lindiwe Mazibuko, is establishing her authority firmly, reshuffling her shadow cabinet. She is strong and adroit, well able to deal with inane racist interjections from the ANC benches.

In the Western Cape, DA Premier Helen Zille is running the province smoothly and showing the others how it should be done. Yet Zille and Cape Town mayor Patricia de Lille are in need of wiser media and strategy advisers. They have suffered unfortunate public relations reverses, infuriating the powerful environmental lobby over Chapman's Peak and angering the housing and human rights activists and the broader public in the Rondebosch Common fiasco.

South Africa's best hope lies in Zille's prospects of welding together a powerful national coalition which will take in the best elements of the ANC's social democratic, non-racial centre rather than its fat cat tender-grabbing capitalists and racially-chauvinist black nationalists of the right.

Such a development will probably need to be triggered by a political and economic crisis – as has happened before in South African history – taking the country in a new direction.

South Africa needs strong, principled leadership of unquestioned integrity. When the time is ripe, someone like Zille will build an opposition coalition, we may hope, paving the way for a broad-based government of national unity which will draw in the brightest and best of South African leaders in all communities.

● Shaw is a former assistant editor of the Cape Times.

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# Amptenaar 'met tik' moet loop, eis ANC

### Jan Gerber

KAAPSTAD. – Die ANC eis die kop van 'n amptenaar van die Wes-Kaapse departement van maatskaplike ontwikkeling wat na bewering verlede jaar met dwelms betrap is.

Maar vir eers bly mnr. Dave McNamara aan in sy pos as direkteur van maatskaplike ontwikkeling totdat die departement op ge-

paste stappe teen hom besluit het.

McNamara is na bewering in Junie verlede jaar in die berugte Senator Park-woonstelle in die Kaapse middestad met tik betrap. Hy verskyn weer op 13 April in die Kaapstadse landdroshof.

Me. Melany Kühn, woordvoerder vir die Wes-Kaapse minister van maatskaplike ontwikkeling, mnr. Albert Fritz, het gister bevestig dat McNamara vir die besit

van dwelms in hegtenis geneem is.

“Die regsproses moet nou sy gang gaan. Intussen het die departement 'n regsmenting ingewin en oorweeg ons tans interne stappe,” het Kühn gesê. “Hy bly in sy pos totdat ons op gepaste interne stappe besluit het. Die regsproses loop onafhanklik van enige interne prosesse,” het sy bygevoeg.

Die Wes-Kaapse ANC het gister

in 'n verklaring sy skok oor die voorval uitgespreek.

Me. Zodwa Magwaza, ANC-woordvoerder oor maatskaplike ontwikkeling in die Wes-Kaapse parlement, het 'n beroep op Fritz en die DA gedoen om hul erns in die stryd teen misdaad te wys.

“Skors McNamara hangende die hofsak en stel duidelike riglyne op om in die toekoms sodanige gebeure te hanteer.”



**Die Saldanha-ysterertsterminus in Saldanhaabaai vroegoggend van Blouwaterbaai se kant af. Die Wes-Kaapse kabinet steun die beoogde nywerheidsontwikkelingsone op die dorp.**

## **Saldanha-NOS kry momentum**

Die Wes-Kaapse kabinet het amptelik sy ondersteuning aan die loodskomitee van die beoogde nywerheidsontwikkelingsone (NOS) in Saldanhaabaai verleen om by die nasionale departement van handel en nywerheid aansoek te doen om 'n bedryfspermit.

Verteenwoordigers van die departement, die provinsiale departement van ekonomiese ontwikkeling en toerisme, die provinsiale tesourie, die provinsiale departement van omgewingsake en ontwikkelingsbeplanning, Wesgro en die Saldanhaabaai-munisipaliteit dien in die loodskomitee.

Daar sal nou voortgegaan word om die Saldanhaabaai-NOS-lisensieringsmaatskappy te stig waarkragtens om die NOS-permit aansoek gedoen sal word.

Die lewensvatbaarheidstudie vir die NOS het op drie bedryfsgebiede met groot potensiaal gefokus, naamlik hernieubare energie, olie- en gas asook staal en minerale.

Die studie het bevind so 'n NOS sal ná 25 jaar 'n minimum opbrengs van R11,2 miljard vir Saldanhaabaai genereer en sowat 12 000 volhoubare werkgeleentehede skep. – **Carin Smith**

# CHANGING THE COMMUNITY

**A NEW neighbourhood watch launched with Community Safety MEC Dan Plato on Sunday should reduce the increase in teenage gang fights and criminality in Khayelitsha's Ilitha Park.**

The anti-crime project was started by Bishop Daluxolo Mtsolo of Ilitha Methodist Church, who roped in community leaders, Lingeletu police, the MEC and the community police forum.

Members of the church sang and danced at the launch of the neighbourhood watch, where Plato thanked Bishop Mtsolo for trying to create a safer community and said he supported it "100%".

Plato said he was worried about the increase in gangsterism, housebreaking and violent crime in Khayelitsha.

"We must act fast to stop this. To fight crime is every-

one's business. Mtsolo has my and the police's support."

Plato said the government should look at providing alternatives for young men so they don't turn to gangs.

"Community safety is about changing the lives of the people," he said.

Bishop Mtsolo said 30 people volunteered to work during the day and night to keep their neighbourhood safe.

"People are scared to go out night. In Ilitha Park you find people closing their doors in daylight. That's why I came up with this initiative."

He said he wanted residents to feel safe. "Police gave us 100% support. We'll work with schools during the day. We'll stop gangsterism and drug abuse at our schools."

The Ibandla lamaNazaretha church in Khayelitsha also supported the initiative.

- WCN



Community safety MEC Dan Plato (right) dances with police station commander Richard Kopman, Bishop Daluxolo Mtsolo and choir member Busisiwe Simayile at the launch of Ilitha Park's neighbourhood watch on Sunday.

*Photo by Nombulelo Damba/WCN*

# City yet to deliver on promises

MOTHERS of young kids in Du Noon township and Doornbach informal settlement who need medical attention must either pay for public transport or walk about 10km to receive attention at the Table View Clinic.

Because of its poor conditions, the Du Noon Clinic was shut down for four days as the community protested over conditions there between 20 and 25 January.

The protest was led by the township's health committee, who demanded a better clinic and working conditions for nurses and staff. It led to intervention by city authorities, who agreed to improve the clinic and keep serving HIV-positive and TB patients in the meantime.

The city also arranged that women and children needing treatment would receive free transport from Du Noon to the Table View Clinic.

However, since the 26 January agreement the promised transport has still not been provided.

On Monday, Du Noon Health committee deputy chairperson Ntombekhaya Gqobo said promises

to revamp the clinic by 10 February were not being met. "We are going to close the clinic. We indicated that if there is no progress by 10 February we are going to close the clinic," she warned.

Lungiswa James, mayoral committee member for health, confirmed that transport had not yet been provided. She blamed Health MEC Theuns Botha, saying he had agreed to provide two 16-seater minibus taxis. James said the city had already provided fans and standby generators.

She said plans to renovate the clinic by the end of April were on track, while the province would provide two taxis to transport mums and kids to Table View clinic in the meantime.

Botha confirmed that the provincial government had agreed to provide transport. He said city and province officials had met at the Du Noon Clinic to discuss the transport arrangement.

He said the province is building a new community health centre for residents of Du Noon and surrounding areas, which is expected to be completed by April 2014. – WCN

# JOB DALK 'Mc-NO-MORE'



**WORRY:** Dave McNamara is dalk binnekort sy posh job kwyt.

Foto: WILLIAM MCINTOSH

### ■ MAANIE PRETORIUS

DIE Wes-Kaapse hoofdirekteur van maatskaplike ontwikkeling wat na bewering met drugs betrap is, is dalk binnekort sy posh job kwyt.

Son het gister eksklusief berig oor Dave McNamara, 'n grootbaas teen dwelms wat self na bewering met drugs en 'n tik-lollie gevang is.

Die Wes-Kaapse minister van maatskaplike ontwikkeling, Albert Fritz, het vroeër

koel op navrae gereageer en gesê die reg moet sy beloop neem.

Die ANC sê dis twak, want McNamara moet onmiddellik uit sy pos geskors word.

### Deuntjie

Gister het Fritz, wat heeldyd nog in die duister was oor dié ernstige kwessie, vinnig sy deuntjie verander.

Melany Kühn, Fritz se spin-dokter, bevestig die ministerie is nou besig om regsadvies

te oorweeg oor watter interne stappe teen McNamara gedoen moet word.

'n Besluit oor McNamara se onmiddellike toekoms kan binne die volgende dag uitgevoer word.

Zodwa Mgwaza, ANC-woordvoerder vir maatskaplike ontwikkeling in die Wes-Kaapse parlement, sê sulke optredes kan nie geduld word nie.

Mgwaza stel voor McNamara

word onmiddellik geskors, hangende uitspraak in die hofspraak.

Sy sê daar moet ook duidelike riglyne gestel word hoe sulke gevalle in die toekoms hanteer moet word.

"Dwelmmisbruik is 'n baie ernstige probleem wat groot pyn en lyding in dié provinsie veroorsaak. Die DA moet seker maak dat die stryd teen dwelms ongeskonde voortgesit word," sê Mgwaza.

# OUERS, KIDS EIS HOOF MOET WAAI



MOERIG: Die leerders en ouers wys hul ontevredenheid voor die polisie-stasie in Lwandje. Foto: IAN SAARD

■ **IAN SAARD**

DIE leerders van die Hoërskool Simanyene en hul ouers was gister op die oorlogspad.

Hulle het betoog omdat hulle die skoolhoof, Peter Gagu, nie meer by die skool soek nie.

Die betogers sê hulle is vies omdat Gagu hulle op 'n skoolvergadering "dom" genoem het.

Van die leerders het die skoolhekke gesluit en Lwandlepolisiestasie toe ge-march.

Hier het 'n afvaardiging van leerders en ouers met amptenare van die Wes-Kaapse departement van onderwys, asook Samuel Matha, 'n plaaslike ANC-raadslid, vergader.

Lungiswana Mhlakaza, een van die ouers wat die vergadering bygewoon het, sê sy het baie sleg gevoel oor die hoof se uitlating. Sy sê: "Gagu moet

weg van die skool af, dan sal alles beter gaan."

Matha sê: "Die leerders sê hulle sal net terug klas toe gaan mits Gagu weg is."

Volgens hom is daar verskeie dinge wat ontevredenheid veroorsaak.

"Daar is 21 punte in die klagskrif wat aan die departement van onderwys oorhandig is," sê hy.

Een punt is dat elke leerder elke maand 'n "donasie" van R120 aan die skool moet maak.

Nog 'n saak van ontevredenheid is dat 'n maandelikse tarief van R100 gevra word van die mense wat lekkers voor die skool verkoop.

Son het Gagu gebel om sy kant oor die bewerings te stel, maar hy was nêrens te vinde nie en sy foon was af.

# Saldanha IDZ gets go-ahead

THE application to the Department of Trade and Industry to designate Saldanha Bay as an industrial development zone (IDZ) has been given the go-ahead by the Western Cape cabinet.

In a statement released on Monday, finance, economic development and tourism MEC Alan Winde said a feasibility study found that after 25 years, an IDZ in Saldanha Bay would generate an annual return of between R11.2bn and R31.6bn for the economy and would create between 12 000 and 29 000 sustainable jobs.

The study also found there was sufficient non-environmentally sensitive land upon which the development could take place.

The feasibility study concentrated on three potential industrial clusters:

- Renewable energy production and manufacturing cluster;
- Oil supply/base hub servicing the oil and gas cluster and a maritime shipbuilding and repair cluster;
- Steel and minerals production and manufacturing cluster.

The study outlined six projects that would hold the highest market potential for economic growth and development in the aforementioned clusters:

- Marine and repair facilities;
- The establishment of an off-shore supply base for the oil and gas sector;
- Hot-briquetted iron manufacturer;
- Titanium and zircon processing;
- A renewable energy industry (solar water heating).

In order for the application process to be completed, the IDZ steering committee's operational committee has incorporated the public comment it has received and is finalising the business case.

– WCN

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