



Mr Vhonani Ramaano

18th September 2019

Committee Secretary

PER EMAIL: Dppvacancy@parliament.gov.za

Dear Sir

RE: NOMINATION FOR ADVOCATE INDHERA GOBERDHAN FOR THE POSITION OF DEPUTY PUBLIC PROTECTOR

We as the Progressive Professional's Forum Moses Mabhida Region do hereby nominate Advocate Indhera Goberdhan for the position of Deputy Public Protector.

Attached further please find a detailed curriculum vitae for the nominee as requested in the advertisement.

We support the nomination of Advocate Goberdhan as she is a member of good standing of the PPF MMR and has a proven track record of working with the underprivileged and most needy in our community. Advocate Goberdhan not only works tirelessly to uplift and assist those members of the community that are in dire need, but she heeds our organisation's calls when the need arises especially when our youth and/or our students for example find themselves on the wrong side of the law. Advocate Goberdhan does not charge our youth and our widows any fees when she spends long hours consulting and assisting them.

Her contribution towards our community is a self-less sacrifice hence her commitment, passion and dedication towards our community does not go un-noticed.

It is therefore a pleasure for PPF MMR to nominate Advocate Goberdhan to this prestigious position as we are confident that she will execute her duties without fear or favour, and should she be successful she will make a difference to our country.

**PPF MMR: A/Chairperson: Zandile Mthimkhulu | Deputy Chairperson: Zandile Mthimkhulu
Secretary: Nontuthuko Malinga | Deputy General: Vacant | Treasurer: Phila Dittrich**

"THE THINK TANK AND RESOURCE BASE OF SOUTH AFRICA"



Advocate Goberdhan has a passion for the law and always thrives to do her best for the greater good of our country hence we sincerely hope that she will be successful in her endeavours.

Attached further is Advocate Goberdhan's acceptance of the nomination.

We trust that her application will be favourably considered.

Yours Faithfully;

MS N MALINGA
PPF MMR SECRETARY

19/09/19
DATE

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Mr Vhonani Ramaano

18th September 2019

Committee Secretary

PER EMAIL: Dppvacancy@parliament.gov.za

Dear Sir

RE: ACCEPTANCE OF NOMINATION FOR THE POSITION OF DEPUTY PUBLIC PROTECTOR

I do hereby formally accept the Nomination of Deputy Public Protector from the Progressive Professional Forum, Moses Mabhida Region (PPF MMR).

Attached please find my Curriculum Vitae with together with copies of my identity document; driver's licence and academic qualifications for your perusal and further handling.

Yours Faithfully



Advocate Indhera Goberdhan

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CURRICULUM VITAE

OF

ADVOCATE INDHERA GOBERDHAN

PERSONAL DETAILS

SURNAME: GOBERDHAN

FIRST NAME: INDHERA

DATE OF BIRTH:

AGE:

IDENTITY NO:

CHILDREN: 4

DRIVER'S LICENCE: Code eight (08)

NATIONALITY: South African (RSA)

HEALTH: Good

CRIMINAL RECORD: NONE

LANGUAGES: English
Afrikaans
Hindi
Zulu

HOBBIES: Reading, Gym as a form of relaxation
Playing and watching cricket
Watching television
Watching movies
Cooking
Listening to music
Playing and spending time with my TWO grandchildren

COMMUNITY FREE ADVICE AND COUNSELLING

Services: Feeding programmes.
Training and empowering people in rural areas.
Provide legal advice and resolve legal disputes of members of the Provincial Parliament who call upon me to, run a free legal aid clinic for under-privileged members of the community and provide legal opinion/s for issues affecting the Presidency for example the "NKANDLA REPORT and the "STATE CAPTURE REPORT".

CONTACT DETAILS: C
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ACADEMIC QUALIFICATIONS ATTAINED:

1. **Name of Degree:** Bachelor of Arts Degree (BA DEGREE)
Institution: University of KwaZulu-Natal (Pietermaritzburg Campus)
MAJORS: (i) Political Science
(ii) History

2. **Name of Degree:** Bachelor of Law (B JURIS DEGREE)
Institution: University of South Africa

3. **Name of Degree:** Bachelor of Laws (LLB DEGREE)
Institution: University of South Africa
MAJORS: (i) Private Law
(ii) Indigenous Law

4. **Name of Degree:** Master of Laws (LLM DEGREE)
Institution: University of South Africa

SPECIALIST COURSES PASSED: (i) Company Law 1
(ii) Company Law 2
(iii) Insolvency Law
(iv) Competition Law

CURRENT STUDIES:

In the process of compiling a suitable topic to register for a Doctorate in Law. Tried a topic with UKZN, but no mentor was available. Looking at other areas of the law.

WORK HISTORY

1. MASTER OF THE HIGH COURT (PIETERMARITZBURG)

Duration worked: 02 July 1990 until 30 September 2004.

Position occupied prior to leaving: **ASSISTANT MASTER OF THE HIGH COURT**

2. LMD AFRICA ADMINISTRATION TRUST

Duration worked: 01 October 2004 until 31 July 2007.

Position occupied: **CHIEF EXECUTIVE OFFICER.**

3. NATIONAL DEPARTMENT OF STATISTICS

Served on the Interim Statistics Counsel and served two full terms on this elite counsel.

4. ASSISTANCE DURING ELECTIONS

In charge of the legal desk in the Moses Mabhida Region
During the 2014 National Elections.

Involved in "running" the legal and monitoring desk at MOSES MABHIDA REGION, during the 2016 Municipal elections.

Assisted with 2019 National Elections in the Moses Mabhida Region: KZN
Summarized the main provisions of the Electoral Act 73 of 1998
For use by volunteers in the National Elections

5. KWAZULU-NATAL LEGISLATURE

Position: Legal practitioner

6 month contract to make proposals to amend the INCOME TAX ACT OF SOUTH AFRICA. (1st February 2014-30th October 2014).

6. uMGUNGUNDLOVU ECONOMIC DEVELOPMENT AGENCY BOARD

I am a Board Member of this entity however I have been appointed since the 29th August 2019 as Acting Company Secretary.

I have been the Chair-person of the Corporate Services and IT Committee of UMEDA.

7. I am a private practicing Advocate however I have secured a three month contract as Company Secretary for the uMgungundlovu Economic Development Agency (UMEDA) in Pietermaritzburg. I required exposure in this field and I am receiving same successfully.

8. EMTHUNZINI WOKUPHUMULA (PTY) LTD

I am currently the Legal Advisor to a Non Profit Organisation called: EMTHUNZINI WOKUPHUMULA (PTY) LTD under the Directorship of Ms B Dhlamini. This organization's objective is to care for and improve the lives of our people suffering with disabilities.

WORK UNDERTAKEN OVER AND ABOVE JOB DESCRIPTION:

1. Lecturing Experience:
 - ▶ Lectured Magistrates and Magistrates personnel in the administration of Deceased estates.
 - ▶ Lectured at Varsity College in Constitutional Law.

2. Appointed as Acting Magistrate on the 01 June 2000.
Purpose of this Acting Appointment:-
 - ▶ to conduct Interrogations and enquiries in Insolvencies and Liquidations;

NB: I was the first black person at the Pietermaritzburg office who was able to conduct interrogations and enquiries. With no training and guidance, and only the Insolvency and Companies Acts as my point of reference, I was able to perform this important Task without a problem.

3. I was also tasked to train another White Assistant Master to conduct interrogations and enquiries. I performed this task without a problem and successfully.

OTHER INFORMATION THAT NEEDS TO BE HIGHLIGHTED AT THIS STAGE:

1. As Assistant Master I had to personally train employees regarding their work pertaining to the:
 - (a) The Administration of Estates Act;
 - (b) The Insolvency Act;
 - (c) The Wills Act;
 - (d) The Companies Act;
 - (e) The Close Corporations Act;
 - (f) The Trust Property Control Act;
 - (g) The Intestate Succession Act 81 of 1987;

- (h) And many other relevant Statutes that were required to perform the duties in the Master's Office successfully.

It must be noted that more often than not examiners coming to work under me did not have experience regarding the work that had to be done. I had to train them at a junior and senior level. This task was also performed with ease.

NOTE: I have made special mention of these points as they illustrate that I have:

- ▶ lecturing abilities;
- ▶ training abilities;
- ▶ the ability to train a person who knew nothing in a specialist field to becoming an expert his/herself at the job; leadership abilities, in that as a leader of the people who worked under me I was able to excel in the performance of my tasks- train and whilst training new people on the job complete my very own tasks successfully and efficiently; the ability to learn a brand new and complicated job myself and deliver excellent results, in that none of my decisions that I have given at the Master were taken on review, whilst I was employed there;
- ▶ Dedication to duty;
- ▶ Loyalty to duty;
- ▶ Dispute resolution qualities:-
- ▶ I did not waiver in duty when called upon to resolve disputes between Employees. I called the affected employees and did whatever was necessary to have the disputes resolved without having to go to the Master to burden him with these problems.

2. Whilst being at LMD Africa Administration Trust I worked with a black messenger by the name of Mr. Clement Ngcobo. Mr. Ngcobo was at LMD Africa Chartered Accountants for about ten years. He performed tasks of being a messenger and filing clerk.

- ▶ I approached the Directors and requested if he could be roped into the Trust Division.
- ▶ The Directors agreed.
- ▶ Mr. Ngcobo knew nothing about deceased estates and the administration thereof.
- ▶ I taught him everything from reporting documents to finalization of the estate.
- ▶ LMD Africa Chartered Accountants have closed their practice.
- ▶ Had I not trained Mr. Ngcobo to do the above, he would have been without a job.
- ▶ Today he has opened up his own Trust Company called NGCOBO SERVICES TRUST and he is doing a brilliant job. Mr Ngcobo has also employed staff hence is making a meaningful contribution towards our community.
- ▶ His office is situated on the 152 East Street Garies Centre, Pietermaritzburg and his contact number is: 060 621 1475.

This is a success story worthy of mentioning so that the reader can have a little more insight of the person I am.

3. I still run programmes in rural areas, teaching our people what needs to be done when a loved one passes away.
I provide legal advice to the under-privileged from the ANC office at the KZN Legislature, free of charge. I have been offering this service to our people for many years free of charge.

MY VISION: To empower and educate as many people as possible.

MY MISSION: By seeking employment in an environment that can assist me in achieving my goal.

DETAILS PERTAINING TO DUTIES PERFORMED AT THE MASTER OF HIGH COURT PIETERMARITZBURG AS ASSISTANT MASTER:

1. Position held was that of Manager/Supervisor;
2. Provided specialist assistance and guidance in Insolvencies, Liquidations, Deceased estates, Curatorships and Trusts;
3. **Presiding Officer** at Creditors' Meetings;
4. **Presiding Officer** during Interrogations and Section 417 Enquiries;
5. Conducted enquiries in deceased estates;
6. Wrote court reports;
7. Ruled on Objections;
8. Confirmed Accounts worth millions of Rands;
9. Appointed Trustees and Liquidators;
10. Specialist interpretation of the various pieces of legislation used in the daily carrying out of my duties;
11. Managing and supervising staff and writing their reports;
12. Training staff;
13. Assessment of staff;
14. Training staff at the Magistrates' Courts in Kwazulu-Natal;
15. Ensuring that the staff working under me are carrying out their duties in accordance with prescribed legislation and precedents.
16. Providing advice and guidance on specific issues to my staff and the Master on controversial issues effecting the office;
17. Promoting the interests of the office especially on the aspect of confidentiality and professionalism.

DETAILS PERTAINING TO DUTIES PERFORMED AT LMD AFRICA ADMINISTRATION TRUST, IN MY POSITION AS CHIEF EXECUTIVE OFFICER:

1. I took appointments as Executor, Trustee and Liquidator;
2. Administration of deceased estates from the initial stage or completing reporting documents to finalization of the estate;
3. Administration of Insolvent estates and liquidated companies;
4. Delegation of tasks;
5. Worked very closely with Attorneys, liquidators, trustees, advocates, Magistrates' Courts Personnel, accountants auditors and various officials from Government Departments;
6. Worked with ordinary people from different walks of life;
7. Worked with major banks in order to secure appointments as trustee and liquidator;
8. Worked with the Trust Departments of various banks dealing with deceased estates;

9. Ensured proper accounting to all beneficiaries and the Master of High Court;
10. Held training courses and seminars with different institutions to inform public about the way forward when a family member dies;
11. Conducted insolvency enquiries in my capacity as trustee;
12. Advised members of the public, Attorneys and Directors of Companies on various aspects of the Law when the need arose;
13. Drafting and drawing of Constitutions for Non-Profit and Religious Organizations;
14. Drawing up of wills and Trust Deeds;
15. Drawing of liquidations and insolvency accounts
16. Having accounts confirmed by Master Of High Court ;
17. Accounting to creditors.

CURRENT OCCUPATION

I am currently practicing as an Advocate in the Republic of South Africa, based in KwaZulu-Natal however I have secured a three month contract at UMEDA as Acting Company Secretary.

I serve as Board Member at UMEDA, a Development Agency at the uMgungundlovu District Municipality however I am currently the Acting Company Secretary since the 29th August 2019.

CURRENT WORK RELATED ACTIVITIES

- (i) Currently I am assisting approximately 69 widows regarding the tax matters with SARS.
- (ii) I have conducted a comparative research regarding a proposed amendment to the Income **Tax Act 58 of 1968**. I have handed the proposed amendment to the Secretariat of the Legislature. It took me less than six months to provide a solution for our widows who have been suffering now for years with their tax related problems.
- (iii) I advise, assist and help MPL's with their legal problems.
- (iv) I assist the members and employees of the KwaZulu-Natal Legislature with their legal and work related problems.
- (v) I am currently assisting over approximately two thousand people to secure their surplus pension benefits in terms of the Pension Funds Act.
- (vi) I am assisting people with disabilities.
- (vii) I have and am assisting many people with their land claims. I find issues relating to land claims and related issues a challenge and I love assisting people with their problems regarding their claims.

ACHIEVEMENTS DURING MY WORKING CAREER NOT MENTIONED IN THIS C V THUS FAR

- (i) Ms V Chettiar was dismissed from a Government Department for extortion. She had been to many attorneys and advocates but still could not get success with her labour issue. I

- was then tasked with this matter and I had her successfully reinstated in her job, with full back pay and she is currently still in employment in the Department.
- (ii) Mr Gengan was dismissed from his employment for assaulting a fellow worker in the car park at the place of his employment. I had him successfully reinstated and he is still employed in the company.
 - (iii) A student had me look at her script in 2014 and re-mark same as she was of the opinion that her script was not marked correctly. I remarked her script and thereafter engaged with Unisa and brought to their attention the incorrect markings that were made. Unisa then reverted to me and agreed with my submissions and passed the student on that module, based on my submissions made.
 - (iv) Currently I am busy with medical negligence matters, A High Court Civil Appeal at the High Court In Pretoria, I am also busy with an Appeal at the Department of Home Affairs, Labour and other civil matters.

CONTACT DETAILS OF ATTORNEY TO CONFIRM AND VERIFY (iv) above.

1. Mr Mabo Nene from Nene from Nene attorneys Inc.
Telephone:
Cell phone:
Email:

ABILITY TO THINK ON MY FEET

1. Being a practicing advocate means that I have to be “firing on all cylinders” at all times.
 2. Different cases require you to have sound knowledge of the particular Act/s that are relevant and I have to ensure that whilst working within the framework of the Law, the attorney who has briefed me together with myself, display ethical values and practices at all times.
- When consulting with clients on certain matters, I have to ensure that whatever business ventures they are undertaking, those ventures are conducted legally and within the confines of the law. Clients are constantly questioning, whether what they are doing is legal and ethical.
3. I generally refer to some of the South African Legislation when consulting, when the need arises and when I am briefed, for example:-
 - (i) Financial Intelligence Centre Act 38 of 2001;
 - (ii) Protected Disclosure Act 26 of 2000;
 - (iii) PFMA and Treasury Regulations;
 - (iv) Prevention and Combating Corrupt Activities Act, 12 of 2004;
 - (v) Prevention of Organized Crime Act, 121 of 1998;
 - (vi) The Code of Conduct for the Public Service;
 - (vii) Public Service Anti-Corruption Strategy.
 4. I have assisted 21 Co-operatives who have had orders against them and whose bank accounts were frozen. Despite their being Court orders against the Co-operatives I was successful in finding grounds for them to defend their matters. This is an example of finding a solution in a very complex legal matter.

5. I have never had to ask any of my attorneys or colleagues about a solution to any of my clients' matters. It has always been a case of me perusing the brief, researching and giving my clients a winning angle. I have a passion for what I do and this makes me successful in what I do.
6. When I was an Assistant Master at the Justice Department I conducted all interrogations by myself, in my matters. I made decisions independently and not once have I ever been taken on Review.
7. Besides interrogations and enquiries I ruled on objections dealing with hundreds and thousands of rands. I have not been taken on review.
8. Being an Advocate I am in the fortunate position to work with attorneys, advocates, magistrates, judges and people from all walks of life. I have developed a sense of confidence and built character that contributes to my dynamic personality.
9. I am confident in what I do, so no task is impossible for me. I have a solid grounding which allows me the opportunity to deliver the goods efficiently and successfully.
10. I am currently assisting clients in their land claim applications.
11. I am also sensitive to the issues of crime, service delivery and other hard core issues that are seriously affecting our municipalities and which will have detrimental consequences, if not handled properly by the government, local and national.

AMENDMENTS TO SOUTH AFRICAN LEGISLATION TOWARDS WHICH I CONTRIBUTED

- (i) **Floor Crossing Legislation:** I was instrumental in introducing the concept of Floor Crossing to the Presidency.
- (ii) I had prepared a comprehensive file dealing with **the violations of rights and dignity that our Black widows were enduring**. I handed my submissions to the African National Congress Womens' League who then took this to National Parliament. Subsequent to that Customary Marriages were recognized.
- (iii) I was part of the **Elite Statistics Council** and undertook a comparative study of the Statistics Act of other countries. I made my submissions to the Statistics Council.
- (iv) I have made **submissions for the Amendment of the Income Tax Act of South Africa**.

ADVOCATE OF THE HIGH COURT OF SOUTH AFRICA

1. I have served my pupillage with the Pietermaritzburg Bar.
2. I have been admitted as an Advocate on the 20 May 1996.

EXPERIENCE AS SERVING ON BOARDS and RELATED MATTERS

- I have served two terms on the elite **STATISTICS COUNCIL**. I was handpicked to serve on this Council by Former President Thabo Mbeki.
- The **uMGUNGUNDLOVU ECONOMIC DEVELOPMENT AGENCY BOARD**.
- Legal advisor to **EMTHUNZINI WOKUPHUMULA** which is an organization of persons with Disabilities.
- Currently assisting many persons with their land claims and related queries.

LIST OF CONTACTABLE REFERENCES

1. **Mr Clement Ngcobo**
NGCOBO SERVICES TRUST

 2. **Mr L I Mnikathi**
ISAIAH NTSHANGASE BRANCH (WARD 36)
FORMER BRANCH CHAIRPERSON

 - 3 **Ms Bridgette Dhlamini**
Activist for people with disabilities
Women and gender issues
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