



## Minutes of the Committee for Section 194 Enquiry

**Date:** Friday, 15 July 2022

**Time:** 10:00

**Venue:** Hybrid (Virtual & Physical at Committee Room M46)

**Agenda:**

- **Hearings: Day 5 – Mr Johann van Loggerenberg appearing before the Committee**

### Members

Status	Name of Member	Political Party
Present	Mr QR Dyantyi (Chairperson)	African National Congress (ANC)
	Ms D Dlakude	
	Ms J Hermans	
	Ms TM Joemat-Pettersson	
	Ms TI Legwase	
	Mr S Luzipo	
	Mr MG Mahlaule	
	Ms JS Mananiso	
	Ms T Mgweba	
	Mr BS Nkosi	
	Mr X Nqola	
	Ms ED Peters	
	Mr AM Seabi	
	Ms VS Siwela	
	Mr BM Maneli	
Ms ME Tlhape		
Ms GK Tseke		
Mr GJ Skosana		
Ms J Tshabalala*		
	Dr A Lotriet	Democratic Alliance (DA)
	Mr KJ Mileham	
	Mr BB Nodada	
	Dr M Gondwe	
	Ms BM Van Minnen*	
	Mr JS Malema	Economic Freedom Fighters (EFF)
	Ms OMC Maotwe	
	Dr CP Mulder	Freedom Front Plus (FF+)
	Ms H Denner* (FF+)	
	Ms ME Sukers	African Christian Democratic Party (ACDP)

Mr AM Shaik-Emam	National Freedom Party (NFP)
Mr B Herron	GOOD
Mr B Holomisa	United Democratic Movement (UDM)
Mr MGE Hendricks	Al Jama-ah

\*indicates that a member is an alternate

### Parliamentary Officials and other

Name	Organization	Designation
Mr TK Ngoma	Parliament	Committee Secretary
Ms TC Morie	Parliament	Graduate Intern
Adv ML Tau	Parliament	Acting Section Manager
Mr M Dano	Parliament	Committee Researcher
Ms S Sipamla	Parliament	Content Advisor
Mr S Magagula	Parliament	Content Advisor
Dr S Khuzwayo	Parliament	Content Advisor
Mr P Dlomo	Parliament	Content Advisor
Ms F Ebrahim	Parliament	Legal Advisor
Mr S Njikela	Parliament	Legal Advisor
Mr T Nage	Parliament	Procedural Officer
Mr P Hahndiek	Parliament	Procedural Officer
Mr S Thwala	ANC Caucus	Content Advisor
Mr Johann van Loggerenberg	Member of Public	Witness

### 1. Opening and welcoming

The Chairperson opened the meeting and welcomed all present, amongst others, the Evidence Leaders of Parliament led by Adv. Bawa; the Public Protector, Adv. Mkhwebane, together with her legal team led by Adv. Mpofu to the fifth day of the hearings. He indicated that as a result of the Public Protector's pending court hearing and the necessary preparations that her team needed to attend to, the hearing would take a break from Wednesday 20 July 2022 to Tuesday 26 July 2022. The Committee hearing would resume on Wednesday, 27 July 2022.

The Chairperson further indicated that a Committee meeting with the Evidence Leaders of Parliament would take place during the following week and details would be communicated in due course.

## **2. Cross-examination of Mr van Loggerenberg**

The Chairperson granted Adv. Mpofu the opportunity to continue his cross examination of the witness, Mr van Loggerenberg. A record of the cross-examination will form part of the Committee report, which will be considered and adopted at the end of the enquiry.

## **3. Deliberations**

The Committee interacted with Mr van Loggerenberg and sought clarity on various aspects of the reports in question and points in his affidavits. A record of the questions that were posed to the witness will form part of the Committee report, which will be considered and adopted at the end of the enquiry.

The evidence led on Day 5 was in respect of, amongst others, the Sikhakhane Report, the KPMG Report, the Kroon report, the Nugent Report, the YouTube clip played to the Committee, the spy equipment, clarity on the Rogue Unit/ The Unit and others.

The Chairperson apologised to the members who did not have an opportunity to ask questions and interact with the witness. He advised that questions could be put into writing and addressed to the witness. The Chairperson cited that in the event that the Public Protector, Adv. Mkhwebane's legal representatives invoke the right to recall the witness, then the questions can be posed at that stage.

The Chairperson expressed gratitude to Mr van Loggerenberg for his co-operation and contribution, for the past three days of hearings, to the work of the Committee.

## **4. Members Questions to Adv. Mkhwebane**

The Chairperson, granted Ms Fatima Ebrahim the opportunity to swear in the Adv. Mkhwebane, to the proceedings of the enquiry. Adv. Mkhwebane was duly sworn in.

The members of the Committee were granted the opportunity to pose questions and address Adv. Mkhwebane. Upon the advice of her legal representatives, Adv. Mkhwebane, requested to respond in writing in compliance with the Directives of the Enquiry. The Chairperson ruled on the matter and granted her a reasonable period of seven (7) days to submit her responses to the Committee.

A record of the questions that were posed to Adv. Mkhwebane will form part of the Committee report, which will be considered and adopted at the end of the enquiry.

## **5. Closing remarks**

The Chairperson expressed gratitude to all participants in the hearing for their co-operation and contributions. He reminded Members that a Committee meeting would be convened on Wednesday, 20 July 2022.

**6. Adjournment**

The Committee adjourned at 16:24.

*Signed electronically*

16 August 2022

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**Mr QR Dyantyi, MP**  
**Chairperson: Committee for Section 194 Enquiry**

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**Date**

Adopted Minutes