



EXHIBIT AA

**LAW ENFORCEMENT
FUNCTIONAL
REPRESENTATION**



**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) 214-0651
Email:

inquiries@sastatecapture.org.za
Website: www.sastatecapture.org.za

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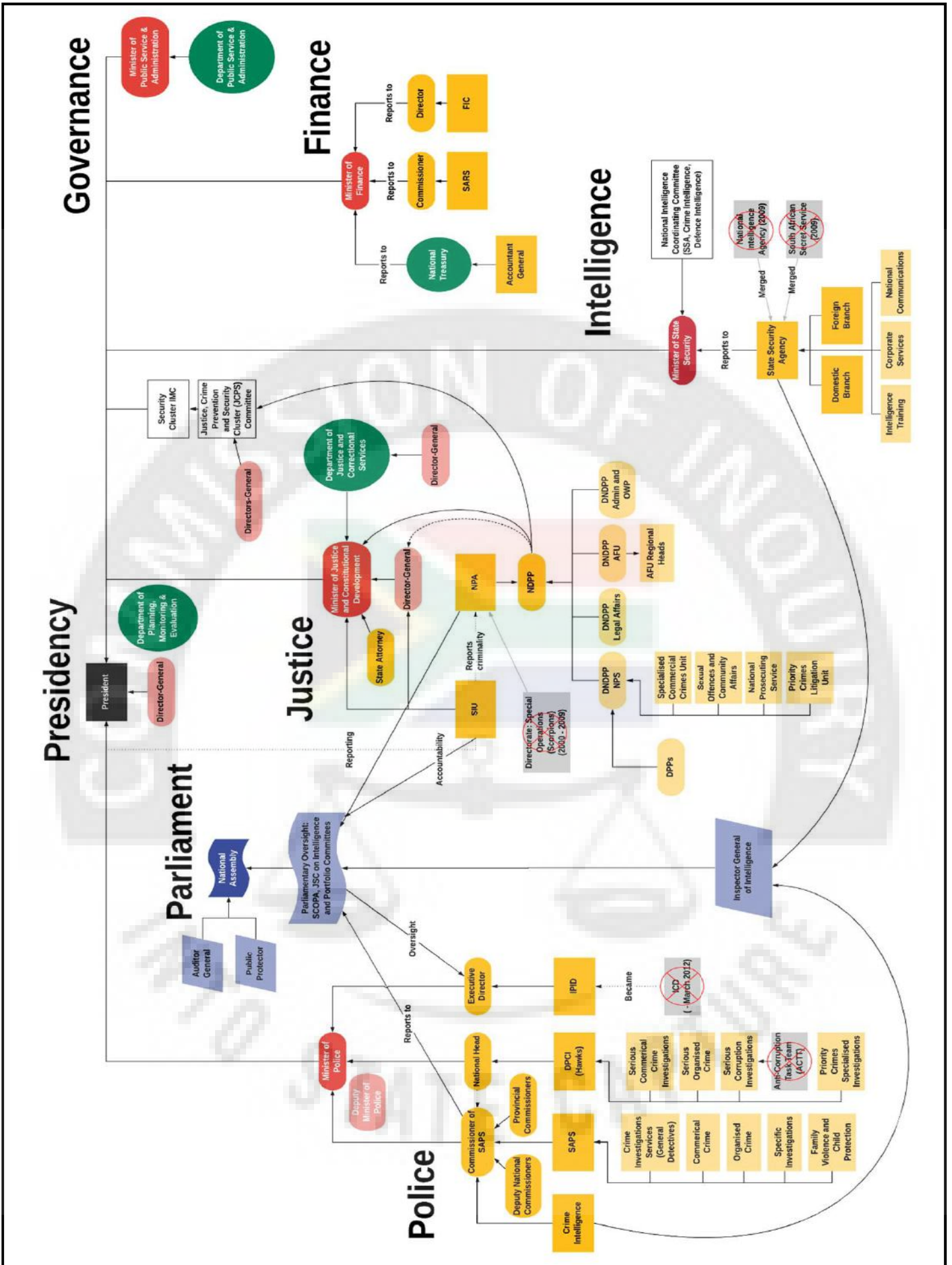


Law Enforcement Agencies

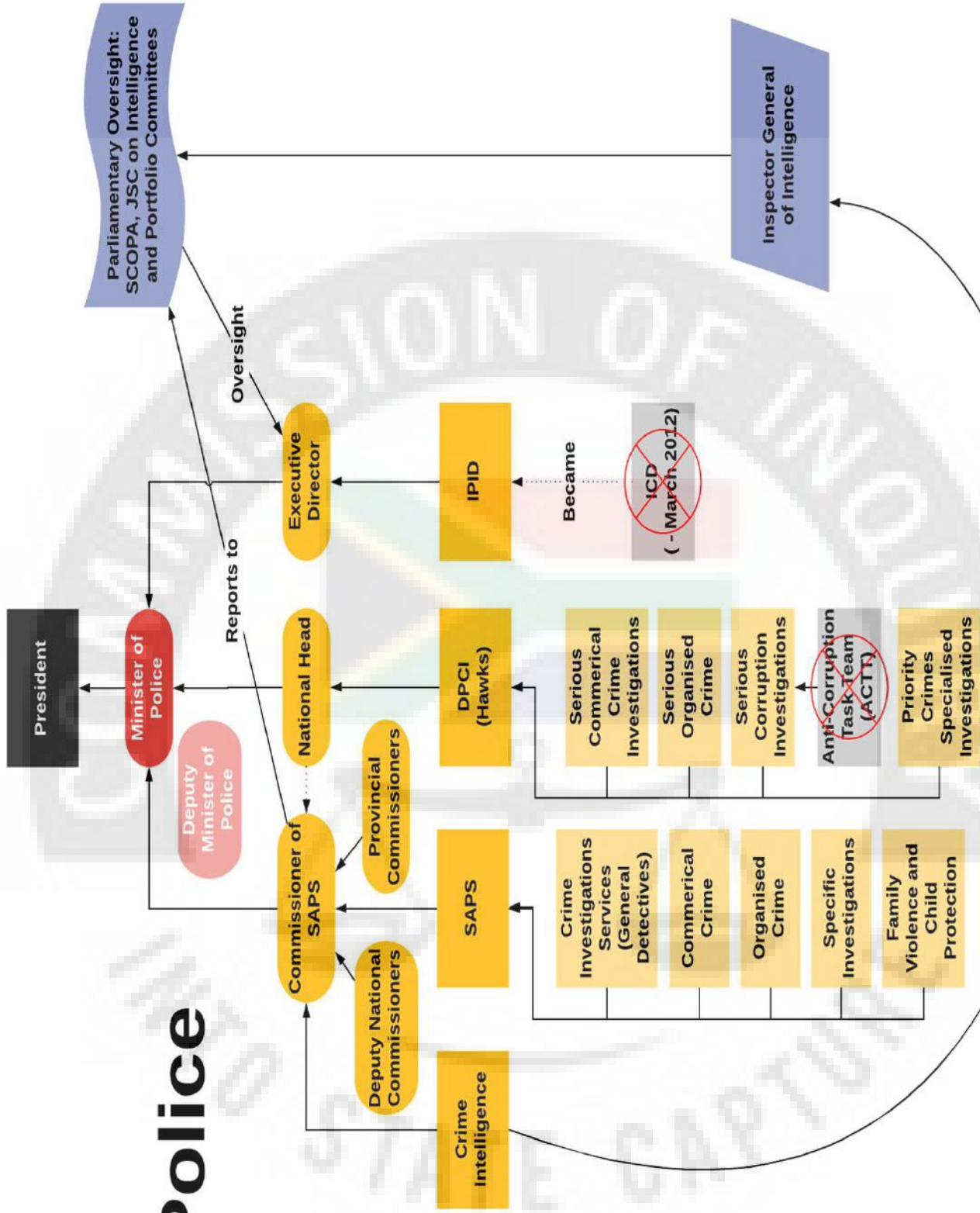
INTRODUCTION

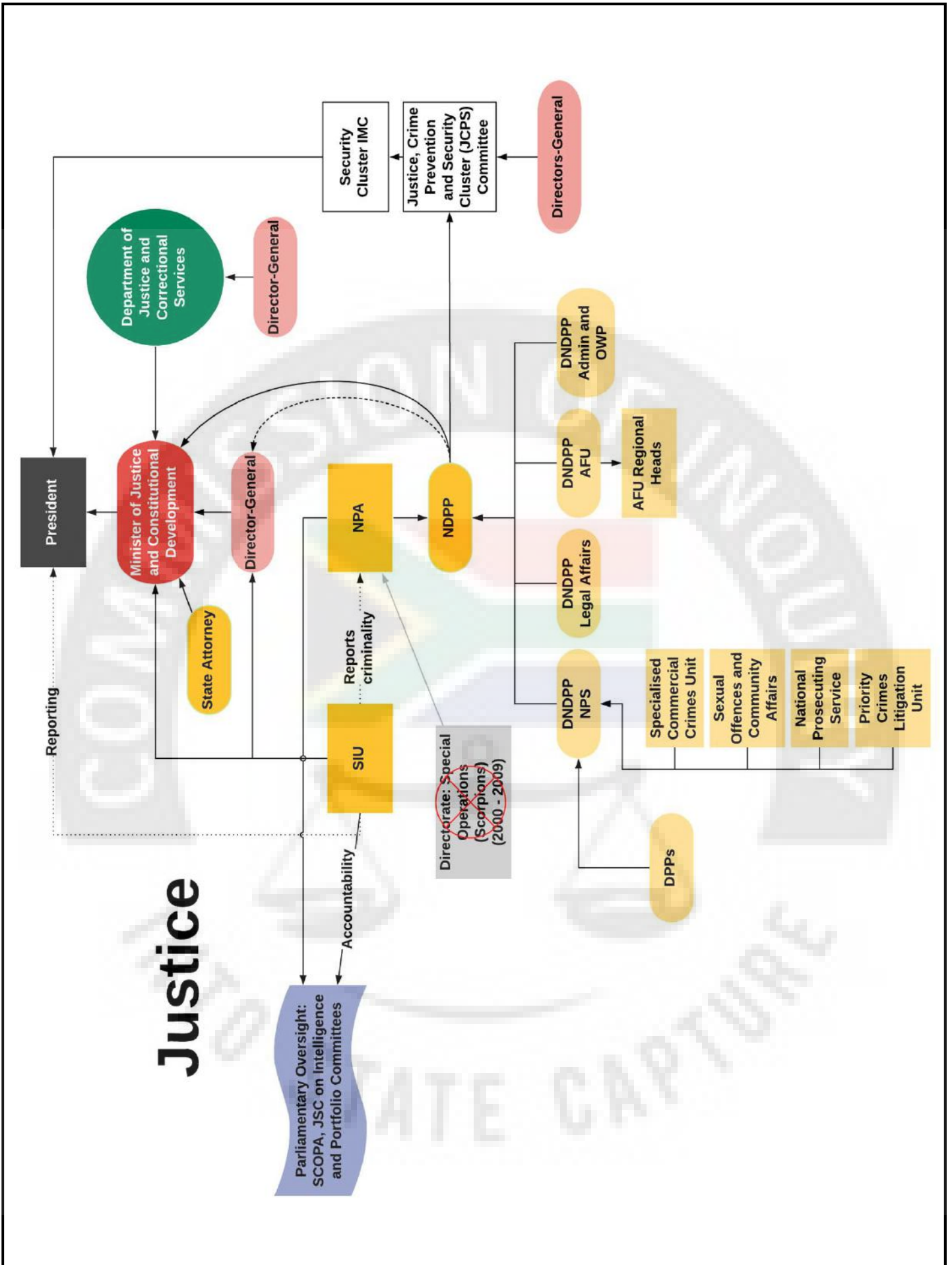
- ▶ **Institutions that combat corruption in South Africa directly are:**
 1. South African Police Service (SAPS);
 2. Directorate for Priority Crime Investigations (the Hawks);
 3. Special Investigations Unit (SIU);
 4. National Prosecuting Authority (NPA);
 5. State Security Agency (SSA); and
 6. Asset Forfeiture Unit (AFU).

- ▶ **Support Services**
 1. Auditor-General (AGSA);
 2. Department of Public Administration (DPSA);
 3. Public Service Commission (PSC); and
 4. Public Protector's Office (OPP);
 5. State Attorney.

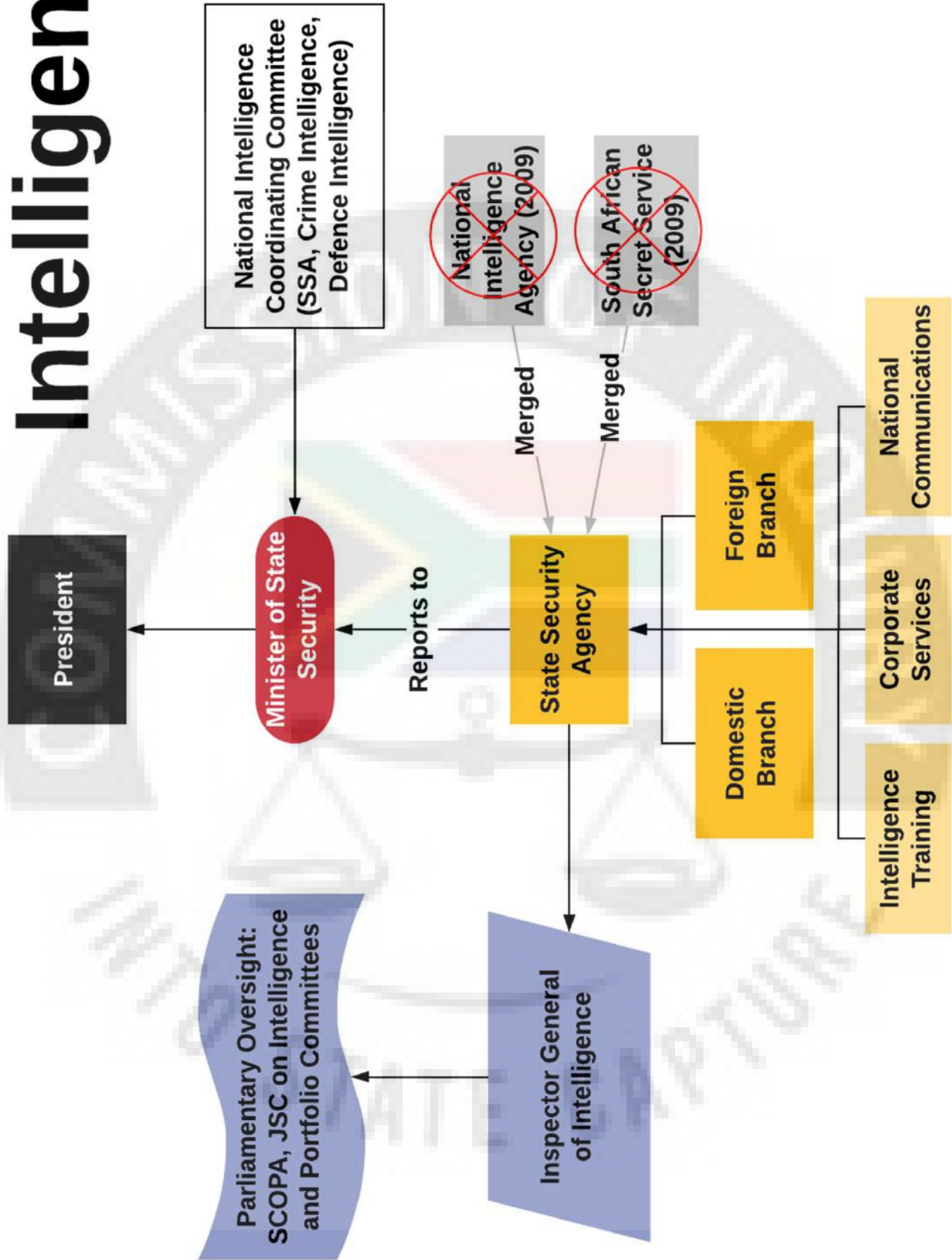


Police

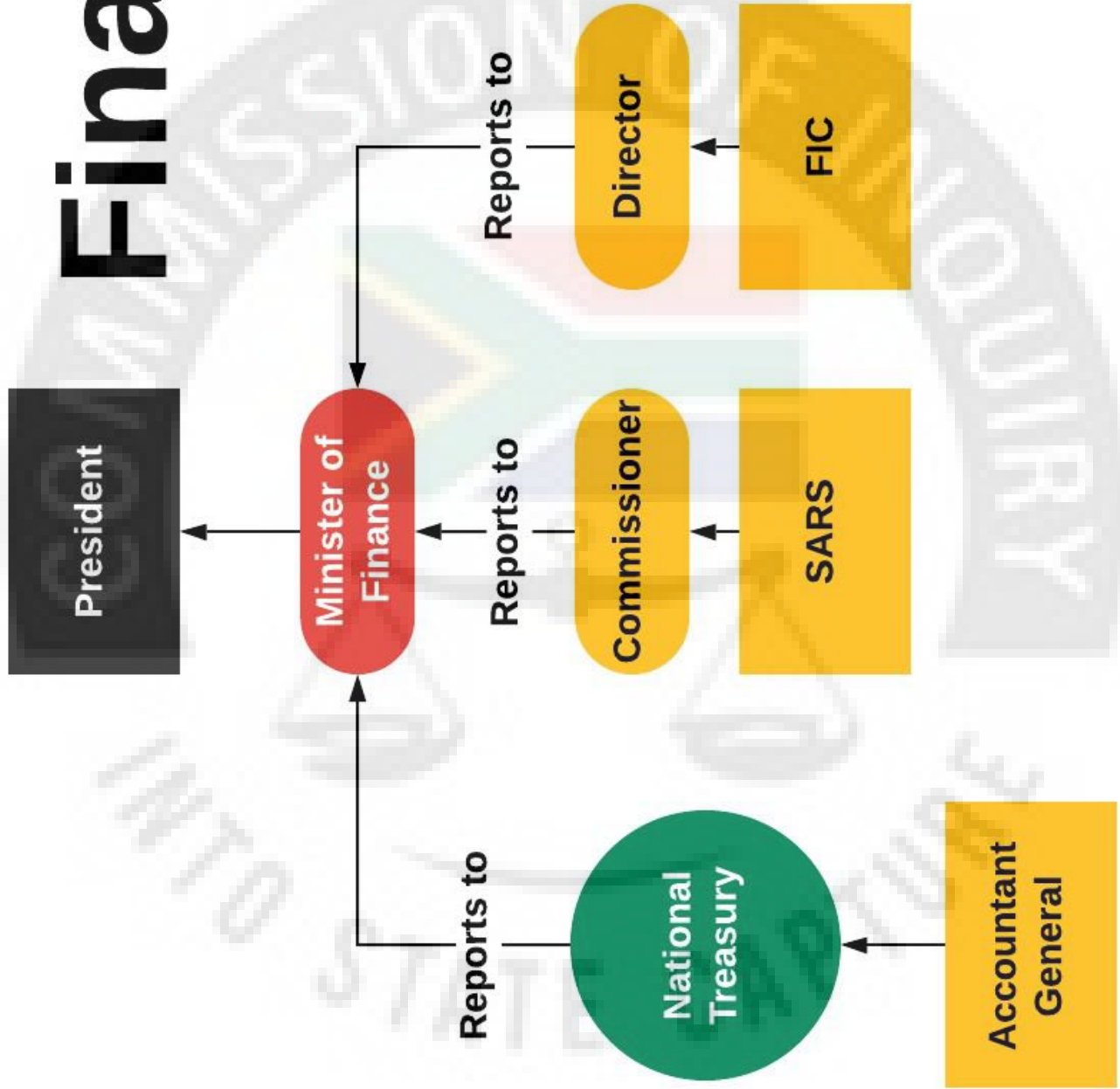




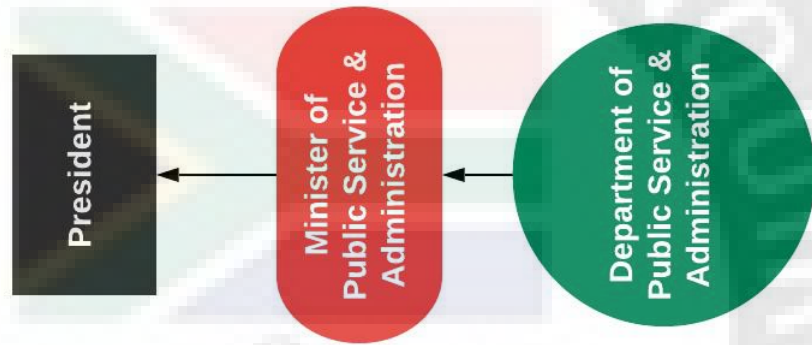
Intelligence



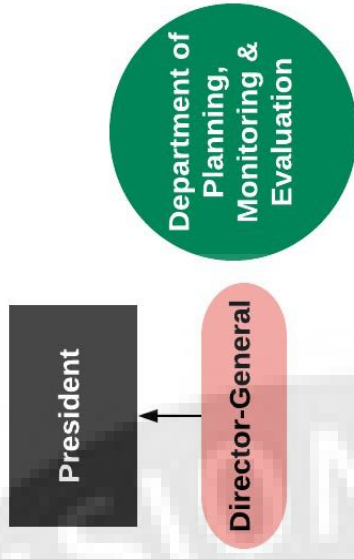
Finance



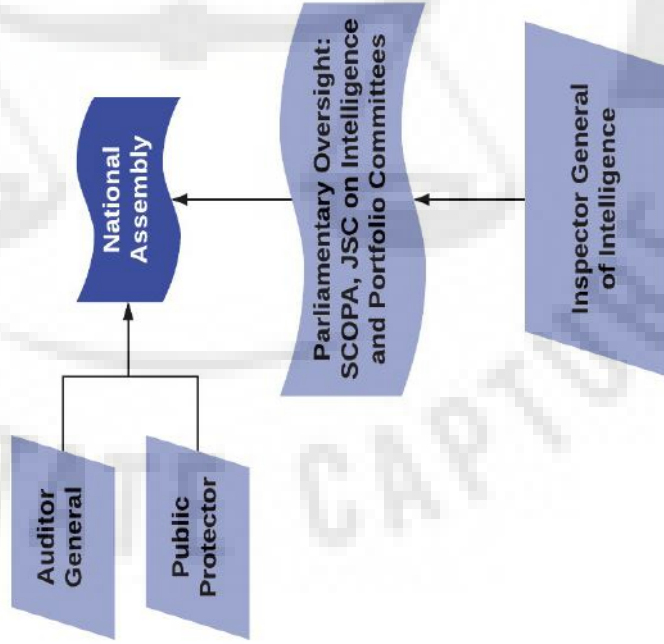
Governance



Presidency



Parliament



President Kgalema Motlanthe Sept 2008-April 2009

Minister of Safety
and Security

Nathi
Mthethwa

Sept 2008-
May 2009

Minister of Justice
and Constitutional
Development

Mohamed
Enver Surty

Sept 2008-
May 2009

Minister of
Intelligence

Siyabonga
Cwele

Sept 2008-
May 2009

President JG Zuma May 2009-Feb 2018

Minister of Police

Nathi Mthethwa
May 2009-May
2014

Nkosinathi Nhleko
May 2014-March
2017

Fikile Mbalula
March 2017-Feb
2018

Minister of Justice and Constitutional Development (Prior 2014)

Jeff Radebe
May 2009-May
2014

Michael Masutha
May 2014-
Present

Minister of Justice and Correctional Services (Post 2014)

Michael Masutha
2014-Present

Minister of State Security

Siyabonga Cwele
April 2009-May
2014

David Mahlobo
May 2014-Oct
2017

Bongani Bongo
Oct 2017- Feb
2018

National Commissioners and Director-Generals May 2009-Feb 2018

National Commissioners of Police

Bheki Cele
July 2009-2012

Riah Phiyega
June 2012-2015

Khomotso Phahlane
Oct 2015-2017
(Acting)

Lesetja Mothiba
June 2017-2017
(Acting)

Khehla Sithole
Nov 2017-Present

National Head of DPCI

Anwa Dramat
2009-Dec
2014

Berning Ntlemeza
2014-2015
(Acting)
2015-2017

Yolisa Matakata
2017-2018
(acting)

Godfrey Lebeya
2018-Present

Director-General of Justice and Constitutional Development

Menzi Simelane
June 2005-Oct 2009

Nonkululeko Sindane
Nov 2009/ 2010-
March 2016

Vusi Madonsela
May 2016-Present

Director-General of State Security Agency

Mzuvukile Jeff Maqetuka
2009-2011

Dennis Thokozani Dlomo
2011-2013 (Acting)

Sonto Kudjoe
2013-2016

Arthur Fraser
2016-2018

Loyiso Jaffa
2018-present (Acting)

National Director of Public Prosecution

Mokotedi Mpshe
2007-Oct 2009
(Acting)

Menzi Simelane
Dec 2009-Oct 2012

Nomgcobo Jiba
2012-2013 (Acting)

Mxolisi Nxasana
Oct 2013-May
2015

Shaun Abrahams
June 2015-Aug
2018

Silas Ramaite
Aug 2018-Jan 2019
(Acting)

Shamila Batohi
Feb 2019 -Present

Scorpions (Directorate of Special Operations) 2000-2009

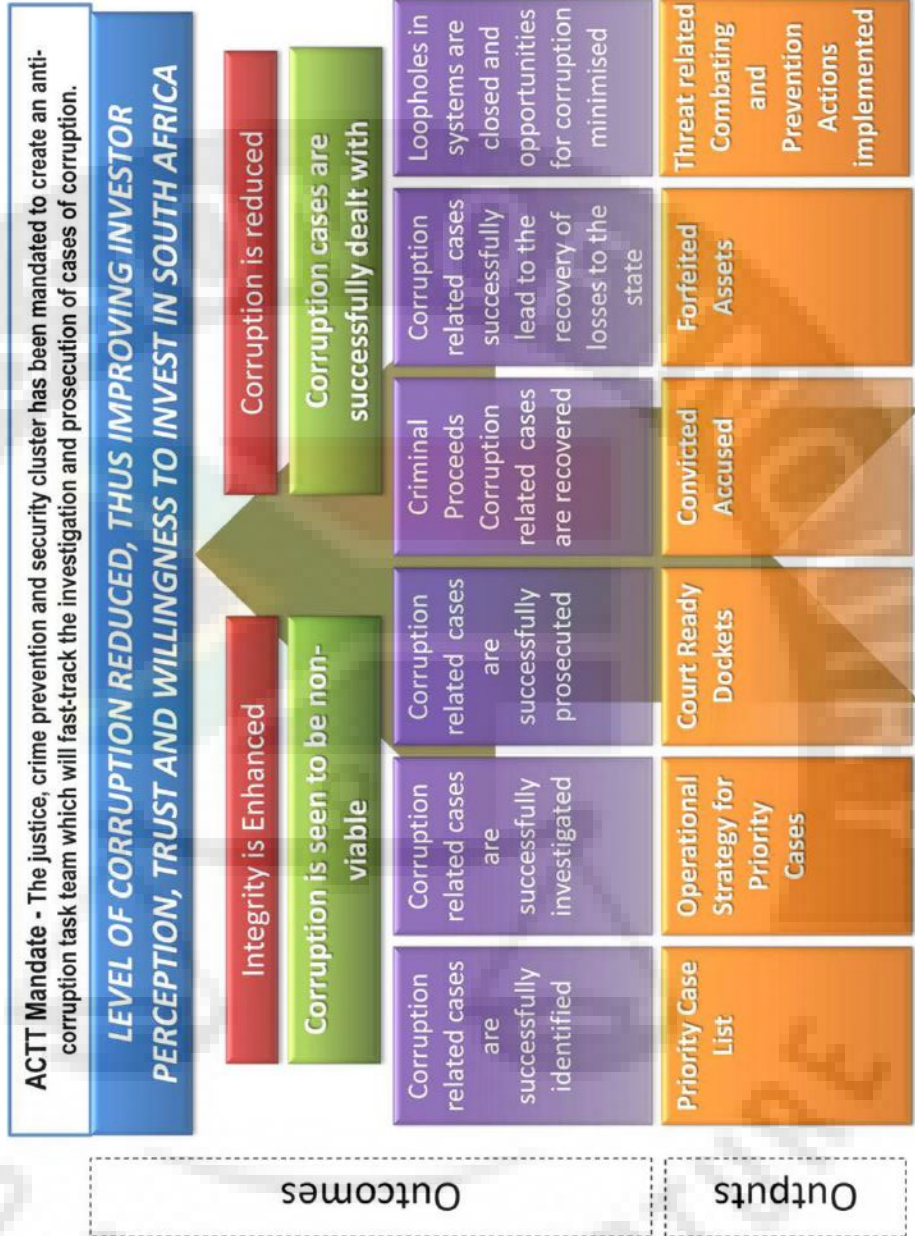
- ▶ By February 2004, the DSO had completed 653 cases comprising 273 investigations which resulted in 380 prosecutions. Of the 380 prosecutions, 349 ended in convictions; representing an average conviction rate of 92%;
- ▶ It is on record that during 2007, the DSO achieved a 94% conviction rate on 182 cases brought to court;
- ▶ In the first half of 2008, the DSO:
 - arrested 71 suspects;
 - seized contraband to the value of R6,6-million; and
 - compensated crime victims to the tune of R6,8-million.
- ▶ The DSO comprised of approximately 500 members nationally and was disbanded in September 2009.

Anti Corruption Task Team (ACTT)

To deal with anti-corruption, the President established the Inter-Ministerial Committee on Anti-Corruption (IMC), after the January 2010 Lekgotla.

- ▶ In July 2010, the President mandated that the JCPS Cluster create an Anti-Corruption Task Team (ACTT) to fast-track the investigation and prosecution of cases of corruption.
- ▶ The President also requested that the Justice Crime Prevention and Security (JCPS) Cluster, under the lead of the Minister of Justice and Constitutional Development, Mr J Radebe, submit by 31 December 2010, a plan to successfully investigate, seize/restrain the assets and prosecute 100 people who have accumulated assets through illicit means of at least R5 million.
- ▶ In order to deal with this request, the JCPS Cluster set up a Delivery Forum to develop, prioritise and operationalize the plan. The first step was to task the principal stakeholders within the JCPS Cluster, namely the South African Police Service's (SAPS): Directorate for Priority Crime Investigation (DPCI), the National Prosecuting Authority (NPA) and the Special Investigation Unit (SIU).

ACTT Mandate



ACTT Becomes Dysfunctional

- ▶ **2010 to 2014: ACTT was achieving it's mandate;**
- ▶ **2015: NPA removes prosecutors from the multi-agency work group;**
 - Court cases collapse, followed by an exodus of other principal stakeholders;
 - Non-effective single faceted approach adopted by agencies;
 - Key personnel redeployed;
 - ACTT presidential mandate as directed in 2010 falls into disuse.
- ▶ **2018: ACTT renamed Serious Corruption Offences and dealt with by the Serious Corruption Investigation component of the Hawks.**

Statistical Information

ACTT 2010-2015	148	SIU matters referred to NPA 2013-2018	FIC	Corruption cases referred to the NPA by the KwaZulu-Natal Government (2010-2018)
Priority Cases ("PCs") received	686	Total referred according to statement by SIU	Suspicious Transaction Reports (Gupta related) provided to LEAs	Cases referred in excess of R 5 million and where perpetrators have been identified in detailed forensic reports
Approximate value of cases received	R 8 Billion	Approximate value of cases received	Report back from LEA's	Successful prosecutions
Number of Convictions in PCs	1	Results provided by the NPA		
Number of Convictions resulting in non-custodial sentences in less serious cases	80			