

**COMMISSION OF INQUIRY INTO STATE CAPTURE**  
**HELD AT**  
**CITY OF JOHANNESBURG OLD COUNCIL CHAMBER**  
**158 CIVIC BOULEVARD, BRAAMFONTEIN**

**15 APRIL 2021**

**DAY 375**



**Gauteng Transcribers**  
Recording & Transcriptions

22 Woodlands Drive  
Irene Woods, Centurion  
TEL: 012 941 0587 FAX: 086 742 7088  
MOBILE: 066 513 1757  
[info@gautengtranscribers.co.za](mailto:info@gautengtranscribers.co.za)

**CERTIFICATE OF VERACITY**

I, the undersigned, hereby certify that, *in as far as it is audible*, the foregoing is a **VERBATIM** transcription from the soundtrack of proceedings, as was ordered to be transcribed by Gauteng Transcribers and which had been recorded by the client

**COMMISSION OF INQUIRY INTO STATE CAPTURE**

**HELD AT**

**CITY OF JOHANNESBURG OLD COUNCIL CHAMBER**

**158 CIVIC BOULEVARD, BRAAMFONTEIN**

DATE OF HEARING:

15 APRIL 2021

TRANSCRIBERS:

B KLINE; Y KLIEM; V FAASEN; D STANIFORTH



**Gauteng Transcribers**  
Recording & Transcriptions

**PROCEEDINGS RESUME ON 15 APRIL 2021**

**CHAIRPERSON:** Good morning Ms Baloyi, good morning everybody.

**ADV BALOYI SC:** Good morning Chair.

**CHAIRPERSON:** Yes are you ready?

**ADV BALOYI SC:** Yes thank you Chairperson.

**CHAIRPERSON:** Yes.

**ADV BALOYI SC:** Chairperson this morning we are – we are supposed to commence with the evidence of the land reform work stream and as I understand it this is the very  
10 first witness who is going to testify.

**CHAIRPERSON:** Yes.

**ADV BALOYI SC:** Now he – we – I – we have an affidavit and we have a bundle of documents.

**CHAIRPERSON:** Yes.

**ADV BALOYI SC:** The affidavit was prepared by the – by the witness.

**CHAIRPERSON:** Ja.

**ADV BALOYI SC:** The witness himself. The witness is  
20 available Mr Gugile Nkwinti.

**CHAIRPERSON:** Yes.

**ADV BALOYI SC:** But there are matters that I...

**CHAIRPERSON:** Just hang on one second let me – your voice might be low for the transcribers so try and speak up.

**ADV BALOYI SC:** I – Chairperson I am told that I am pretending I am taller than I am actually am. I have read it down.

**CHAIRPERSON:** Do not worry you are tall.

**ADV BALOYI SC:** Thank you Chair. Chairperson there are as I said there are – we have an affidavit that was prepared by the witness himself. There are matters that are raised in that affidavit in respect of which I would like the opportunity to have a brief discussion with him about  
10 them and so what I am – I am asking you Chairperson is that you would grant me leave – we stand down.

**CHAIRPERSON:** Ja.

**ADV BALOYI SC:** And then I consult with the witness very briefly. Perhaps I might even have to speak to the investigators and then as soon as I am ready I will approach you in chambers.

**CHAIRPERSON:** Okay no that is fine. Today's witness was going to be Mr Nkwinti former Minister is that right?

**ADV BALOYI SC:** Yes.

20 **CHAIRPERSON:** Yes. Good morning Mr Nkwinti can you hear me?

**MR NKWINTI:** I can hear you good morning Chair.

**CHAIRPERSON:** Yes.

**MR NKWINTI:** Thank you very much.

**CHAIRPERSON:** Okay thank you very much for availing

yourself to assist the commission.

**MR NKWINTI:** Thank you it is an honour for me Chair thank you very much.

**CHAIRPERSON:** Yes. Thank you. We – I am going to adjourn for a short time because counsel wishes to look into certain matters and – and discuss certain issues with you and the investigators and then we are going to resume when she is ready. It should not be a long time. You understand that? Mr Nkwinti did you hear me?

10 **MR NKWINTI:** Thank you very much.

**CHAIRPERSON:** Okay alright.

**MR NKWINTI:** Chairperson thank you.

**CHAIRPERSON:** Okay.

**ADV BALOYI SC:** Thank you.

**CHAIRPERSON:** We adjourn.

**ADV BALOYI SC:** Thank you Chair.

**CHAIRPERSON:** Ja.

**MR NKWINTI:** Thank you (inaudible).

**INQUIRY ADJOURNS**

20