

**AFFIDAVIT**

I, the undersigned,

**NATASHA WENDY ANITA MAZZONE**

hereby make oath and state that:

**AD DEPONENT**

**1.**

- 1.1 I am an adult female person of the above details and of full legal capacity, employed as **MEMBER OF PARLIAMENT**, at **OFFICE M301, MARKS BUILDING, PARLIAMENT OF THE REPUBLIC OF SOUTH AFRICA, PLEIN STREET, CAPE TOWN**, and residing in **CAPE TOWN**.
- 1.2 Unless specifically indicated otherwise, the facts contained in this affidavit fall within my personal knowledge, and are to the best of my belief both true and correct.

**AD PURPOSE**

**2.**

- 2.1 I depose this affidavit in my capacity as a concerned citizen, and as a Member of Parliament representing a sizable constituency that are directly affected by the incidents detailed hereunder.
- 2.2 I am aware that Mr. Mmusi Aloysius Maimane (“Mr. Maimane”), the leader of the Democratic Alliance, which party I represent in Parliament, has registered a complaint at the Rosebank Police Station, and that a docket has been opened with CAS number 70/11/2016.

2.3 I have read the affidavit of Mr. Maimane and am aware that, in paragraph 13.3 thereof, he states:

*In inter alia paragraph 6.1.13 of the report, numerous instances are listed where members of the board of Eskom may have committed offences in terms of sections 50(2) and 50(3) read with section 86 of the PFMA, either by not disclosing their personal or business interests to the accounting authority, or by using their position and/or confidential information for personal gain or to improperly benefit another person(s).*

2.4 Information has come to my attention which I believe may lead to evidence of a further instance in which members of the board of Eskom may have committed an offence(s) in terms of sections 50(2) and 50(3) read with section 86 of the Public Finance Management Act, Act 1 of 1999 (the "PFMA"), either by not disclosing their personal or business interests to the accounting authority, or by using their position and/or confidential information for personal gain to improperly benefit another person(s).

2.5 With this statement, I wish to bring this information to the attention of the investigating officer assigned to CAS number 70/11/2016, in order to allow him/her to include the allegation(s) in his/her investigation.

### **POTENTIAL LINKS BETWEEN ESKOM AND TRILLIAN**

#### 3.

3.1 I attach hereto as **Annexure "A"** a copy of a newspaper report entitled "Eskom's Trillian links exposed" that was published in the Mail & Guardian on Friday, 25 November 2016.

3.2 The report alleges, amongst other things:

3.2.1 Trillian Capital Partners ("Trillian") - a company in which Mr. Salim Essa ("Mr. Essa") is a majority shareholder - and its associated company Trillian Advisor negotiated with Eskom's insurers as Eskom's purported agent to settle a R 5 billion claim related to a March 2014 explosion at the Duvha Power Plant in Mpumalanga;

3.2.2 Trillian Capital executives further helped locate a supplier to replace the Duvha boiler.

3.3 It is known, through the Public Protector's "State of Capture" report, which I understand is attached to Mr. Maimane's affidavit already, that certain board members of Eskom have financial, personal or business interests in Trillian through their connections with Mr. Essa, the majority shareholder in Trillian. These board members include:

3.3.1 Mr. **MARK PAMENSKY**, who is or was a director of Yellow Star Trading 1099 (Pty) Ltd, of which Mr. Essa is or was also a director of;

3.3.2 Mrs. **NAZIA CARRIM**, who is the spouse of Muhammed Hussain, a family member of Mr. Essa;

3.3.3 Mr. **ROMEO KHUMALO**, who is or was a director of Ujiri Technologies (Pty) Ltd, at which Mr. Essa is or was also a director.

3.3.4 Mr. **BALDWIN NGUVANE**, who is or was the director of Gade Oil and Gas (Pty) Ltd, where Mr. Essa was previously also a director.

3.3.5 Mrs. **VEROSHNI NAIDOO** whose husband is a personal friend of Mr. Essa (see in this regard **Anexure "B"**, which is an article entitled "The 'Gupta-owned' state enterprises," that was published online on 24 March 2016 and is available for viewing at the following link <http://amabhungane.co.za/article/2016-03-24-the-gupta-owned-state-enterprises>)

It is possible that further connections may come to light during the course of an investigation.

3.4 Should these connections have existed at the time Eskom contracted with Trillian to assist in settling the insurance matter or to procure suppliers for the Duvha power plant, the Eskom board members may have suffered a conflict of interest and in terms of the PFMA should have declared such interests and excused themselves from the relevant meeting(s).

**CONCLUSION**

11.

I herewith request that the matter be investigated, and the appropriate steps – whatsoever they may be - taken to see justice done and the rule of law upheld.

12.

This is all I can declare.

---

**DEPONENT**  
**N.W.A MAZZONE**

I CERTIFY THAT THIS AFFIDAVIT WAS SIGNED AND SWORN TO BEFORE ME AT \_\_\_\_\_ ON THIS \_\_\_\_\_ DAY OF \_\_\_\_\_ 2016. THE DEPONENT HAVING ACKNOWLEDGED THAT HE/SHE KNOWS AND UNDERSTANDS THE CONTENTS OF THIS AFFIDAVIT AND I CERTIFY THAT THE REGULATIONS IN TERMS OF SECTION 10 OF ACT 16 OF 1963, AS PUBLISHED UNDER GN. R1258 OF 21 JULY 1972 AS AMENDED BY GN. R1648 OF 1977 AND GN. R1428 OF 1980 AND GN. R773 OF 1982, HAVE BEEN COMPLIED WITH.

---

**COMMISSIONER OF OATHS**

**FULL NAMES** : \_\_\_\_\_  
**DESIGNATION** : \_\_\_\_\_  
**AREA** : \_\_\_\_\_  
**ADDRESS** : \_\_\_\_\_