

IN THE HIGH COURT OF SOUTH AFRICA  
(GAUTENG DIVISION, PRETORIA)

Case No.:

In the matter between:

Applicant  
and  
DEMOCRATIC ALLIANCE

First Respondent  
AFRICAN NATIONAL CONGRESS

Second Respondent  
DEPLOYMENT COMMITTEE

Third Respondent  
THE DEPUTY PRESIDENT OF THE  
AFRICAN NATIONAL CONGRESS

Fourth Respondent  
THE PRESIDENT OF THE REPUBLIC  
OF SOUTH AFRICA

Fifth Respondent  
THE GOVERNMENT OF THE  
REPUBLIC OF SOUTH AFRICA

Sixth Respondent  
THE MINISTER FOR PUBLIC  
SERVICE AND ADMINISTRATION

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CONFIRMATORY AFFIDAVIT

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I, the undersigned,

LEON AMOS SCHRIEBER

make oath and state:

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1. I am an adult male and a member of the National Assembly for the Democratic Alliance, the applicant in this application.

2. The facts set out in this affidavit fall within my personal knowledge. I believe these facts to be true and correct. Submissions of a legal nature are made on the advice of the DA's legal representatives.

3. I have read the affidavit of Mr John Henry Steenhuisen dated 9 June 2022, in support of the relief sought by the DA in this application. I depose to this affidavit for two reasons:

3.1. First, to confirm that the contents of that affidavit, insofar as they relate to me and the PAIA litigation proceedings under case number 26339/2021, as true and correct; and,

3.2. Second, to highlight and emphasise certain features of the ANC's Cadre Deployment Policy, and the control by the ANC over deployees within the party.

### THE ANC'S CONTROL OF ITS DEPLOYEES

4. The affidavit deposed to by Mr Steenhuisen sets out the details of how the ANC controls its deployees with reference, *inter alia*, to the evidence before the State Capture Commission, as well as the minutes of the ANC's Deployment Committee.

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NB!! No apologies will be expected".

...

"This serves to invite all deployees in management of municipalities and local government entities in Chris Hani Region to a meeting with the ANC REC Officials. Municipal Managers and CEOs have a responsibility to ensure the attendance of all Senior Managers in their respective municipalities and entities in the form of CHDA and CDC.

notice:

All Directors and All Senior Management. The following request is made in the The notice is also directed to "Municipal Managers, CEOs of CHDA and CDC,

7.

notice is annexed hereto as **LS1**.

issued a notice to "All deployees of the ANC in the Chris Hani Region". This On 8 June 2022, the Office of the Secretary for the ANC's Chris Hani Region,

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structure".

serious offence" and that those deployees are dealt with by "the appropriate State Capture Commission, he emphasised that such conduct constitutes "a disciplined by the party. In the evidence of Mr Gwede Mantashe before the are not loyal to the ANC, or act contrary to the interests of the ANC, they are the interests of the party rather than the interests of the State. When deployees This evidence illustrates that the ANC deploys those who are loyal to it, to serve

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8. There are four striking features to the notice:

8.1. One: the notice directs employees in the public administration of the state such as municipal managers, CEOs, directors and senior management to effect an instruction from the ANC.

8.2. Two: the notice is not a mere request but a instruction. It orders all municipal managers, and senior managers to ensure that employees are present at a meeting by making it "*their responsibility*" to ensure the presence of employees.

8.3. Three: the ANC's has instructed all those in the public administration who are employees to be present at a meeting by the ANC's Regional Executive Committee of the Chris Hani Region; and,

8.4. Four: no apologies will be accepted by a deployee who fails to attend.

9. This notice clearly illustrates the harms of cadre deployment. On what possible basis could a political party instruct those employed in the public administration of the State to be compelled to attend a meeting by that political party?

10. On what possible basis could a political party instruct municipal managers, CEOs, senior management, and others to be responsible for carrying out an instruction of that political party?

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LEON AMOS SCHRIEBER

to Chapter 10 of the Constitution.

administration beholden and accountable to the ANC. This, I submit, is contrary important state institutions and fosters corruption. It makes the public policy unconstitutional. It erodes the public administration, undermines the harm set out by the DA in its application to declare the ANC's cadre deployment I submit that the notice in annexure LS 1 dated 8 June 2022, confirms all of the

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cadres who are not loyal "dealt with".

rather than an apolitical manner, where loyal cadres are rewarded, and those And it ensures that the public administration is conducted in political manner

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It makes the public administration accountable to the ANC.

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demand that those in the public administration attend meetings of the ANC. the governing party as an extension of the State, to the extent that it may even deployment policy: it erodes the distinction between party and State, and treats The notice manifestly evidences the DA's complaint with the ANC's cadre

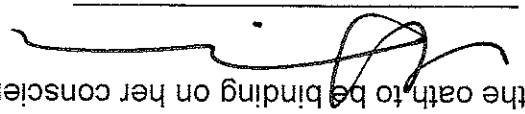
12.

political party to demand such a meeting?

of the public administration, and what possible reason could there be for a On what possible basis could a political party demand a meeting with members

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Signed and sworn before me at Cape Town on this 9<sup>th</sup> day of June 2022 the deponent having acknowledged that she knows and understands the contents of this affidavit, has no objection to taking the prescribed oath and considers the oath, to be binding on her conscience.



COMMISSIONER OF OATHS

HENDRIK FRANCOIS THERON  
COMMISSIONER OF OATHS  
PRACTISING ATTORNEY  
HIGH COURT OF SOUTH AFRICA  
3RD FLOOR, THE CHAMBERS, 50 KERRIMAN STREET  
CAPE TOWN, 8001

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Regional Secretary

Cde Lusanda Sizani

Yours in struggle



We hope you find this in order.

NB!! No apologies will be expected.

Venue : Queens Casino

Time : 12H00

Date : 10 June 2022

The meeting will be held as follows.

This serves to invite all deployees in management of municipalities and local government entities in Chris Hani Region to a meeting with the ANC REC Officials. Municipal Managers and CEOs have a responsibility to ensure the attendance of all Senior Managers in their respective municipalities and entities in the form of CHDA and CDC.

Receive warm greetings

**To** : All Deployees of the ANC in Chris Hani Region

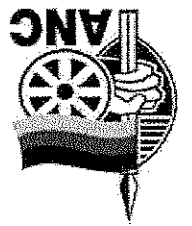
**Att** : Municipal Managers, CEOs of CHDA and CDC, All Directors and All Senior Managers

**From** : Regional Secretary

**Date** : 08 JUNE 2022

**Subject** : INVITATION TO A MEETING WITH THE REC OFFICIALS

**Enquires** : Cde Lusanda Sizani 0835356510



**AFRICAN NATIONAL CONGRESS**  
**CHRIS HANI REGION**  
**OFFICE OF THE SECRETARY**

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40 Edden Street, Queenstown 5320  
 Telephone 045 838 1947

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