COMMISSION OF INQUIRY INTO CRIMINALITY,
POLITICAL INTERFERENCE AND CORRUPTION
IN THE CRIMINAL JUSTICE SYSTEM

APPLICATION FOR IN CAMERA HEARING – WITNESS T

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JUDICIAL COMMISSION OF INQUIRY INTO CRIMINALITY, POLITICAL INTERFERENCE AND CORRUPTION IN THE CRIMINAL JUSTICE SYSTEM ARISING FROM THE SPECIFIC ALLEGATIONS MADE PUBLIC BY LIEUTENANT GENERAL NHLANHLA MKHWANAZI ON 6 JULY 2025 ("THE COMMISSION")

(HELD AT PRETORIA)

In the matter between:

[redacted] Applicant

and

EVIDENCE LEADERS OF THE COMMISSION First Respondent

DAILY MAVERICK Second Respondent

NEWS24 Third Respondent

AMABHUNGANE Fourth Respondent

NOTICE OF MOTION

Kindly take notice that the Applicant hereby makes an application to be heard on a date to be determined by the Chairperson for orders in the following terms:

1. The hearing of my evidence or testimony be heard partially in camera (face hidden and voice altered) and only in the presence of the Commissioners, the Evidence Leaders and the necessary functionaries of the Commission;

2. No person may directly or indirectly disclose the Applicant's identity and the evidence to be given by the Applicant; and

3. Further and/or alternative relief as the Chairperson may order.

Kindly take notice that the affidavit of [redacted] is attached hereto in support of this application

MAY THE MATTER BE ENROLLED FOR HEARING ACCORDINGLY

[redacted]

Applicant

TO: EVIDENCE LEADERS OF THE COMMISSION
Brigitte Mabandla Justice College
332 Johannes Ramokhoase Street,
Pretoria Central
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AND TO:

THE SECOND, THIRD AND FOURTH RESPONDENTS

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FOUNDING AFFIDAVIT

INTRODUCTION

I, the undersigned

[redacted]

do hereby make oath and state that:

1. I am an adult male with ID NO: [redacted]. I reside in [redacted] and for my safety, I wish not to disclose my residential address. I am employed [redacted].

2. The facts deposed to herein fall within my personal knowledge, save where the contrary has expressly been stated and are to the best of my knowledge both true and correct.

3. The purpose of this affidavit is to request that my evidence and/or testimony be in-camera. I set out the facts in support of such request in this affidavit.

IN-CAMERA APPLICATION

4. I am aware of the public importance of the Commission and the need for the public to be informed of the infiltration of the criminal justice system.

5. The Commission's default position is that hearings should be held in public. This position is sourced from the very purpose or objectives of the Commission. The proceedings of the Commission also serve an important public role, being informative and therefore in the public interest. Against this background, I fully understand that the public nature of the hearings of the

Commission. However, the circumstances, as I will show, justify that my evidence be heard in camera.

6. I have considered the relevant rules of the Commission, which provide as follows:

> *4.1. Subject to rule 4.2, the hearings of the Commission will be held in public and there must be physical attendance of all parties involved.*
>
> *4.2. In an appropriate case, the Chairperson may make an order that a hearing be held in camera or via electronic means. In such a case, the Chairperson shall specify in the order those persons who will be permitted to attend the hearing in camera or by some other means.*
>
> *4.3. At the request of the witness whose evidence is to be heard in camera, or, mero motu, the Chairperson must order that nobody may, directly or indirectly, disclose the identity of the witness who is to give evidence in camera.*
>
> (own emphasis)

7. In circumstances where there is a request for restricting the hearings the competing interests need to be carefully weighed. The public interests must be weighed as against the prejudice or harm claimed by any person seeking to restrict publication. Considerations of safety for witnesses or persons may be advanced in justifying the restriction. However, such claims should be demonstrable and not be mere conjecture or speculation or generalities.

8. I now turn to the particular facts which I adduce before the Commission in support of my application.

9. I have close knowledge of important facts regarding the operations of [redacted] and his cronies. For years, I have gained intimate and personal knowledge of [redacted] him. [redacted] has on previous occasions [redacted].

10. [redacted] is a powerful drug operator in [redacted]. He hides his drug empire and income with seemingly legitimate businesses such as his [redacted] business: [redacted] and others -declared and undeclared.

11. [redacted] operates in a criminal syndicate which he is second in command. I say this because there is someone above him who imports low grade heroine widely known as whoonga. [redacted] is the wholesaler and distributes whoonga to various persons. It is a whole system -as I will explain during my testimony. The heroine is sourced from other countries such as Afghanistan, Tanzania and China.

12. The main figures in the enterprise earn no less than R1 million a day. They have all the money to pay whoever, from hitmen to law enforcement and prosecutors. Again, I will elaborate on this when I testify.

13. [redacted] and his associates have serious links with law enforcement which they use to do among other things:

13.1. give them tip-offs and police information;

13.2. eliminate their competitors (either by arrest or through killings under the guise of legitimate operations.

14. [redacted] and his associates have among others in their pocket:

14.1. Lieutenant Colonel [redacted] -who does most of the facilitation for elimination of competitors and is a link to high-ranking officials;

14.2. [redacted]

14.3. [redacted]

14.4. [redacted]

14.5. [redacted] and

14.6. [redacted] -The Senior Public Prosecutor in [redacted].

15. There are other officers which I will refer to in my testimony.

16. I intend to assist the Commission on matters relating to the drug operations of the syndicate and the police involved in assisting it.

17. [redacted] is a very dangerous person. He orders hits paying large sums of money. A number of people have been killed, among others [redacted],

[redacted]. He is alleged to have ordered a hit on [redacted]. That is how [redacted] operates.

18. [redacted] uses hitmen, his associates and police to do the killings.

19. [redacted]

20. Despite the risk to my life, I wish to assist the Commission and expose Mr [redacted] and his operations and the law officers involved. It is a systemic problem that only the Commission can dismantle. I am aware that already Mr [redacted] and his people are anxious about the Commission.

21. My life will be put in greater threat if my evidence is heard in public. Everyone will know my identity and be able to locate me. It will then be easier to target me. [redacted], his associates and hitmen, and police will definitely hunt me down. At least for now, [redacted] identity.

22. If my identity is revealed the aforesaid individuals will definitely know me and will hunt me down. They will be angry that I exposed them. Some people, like [redacted], who intended to expose [redacted] were killed before they could expose [redacted]. I must mention that [redacted] was not close to [redacted].

23. In sum, If I were to testify in public, my identity will be exposed and I will therefore be in extreme danger. I will simply be exposed to violent crime. After my testimony I will not be entitled to any protection and I will be extremely vulnerable to violence.

24. I am aware that as matters stand and even after my testimony some of the implicated persons would suspect who I am. However, that risk should not be aggravated with the confirmation of my identity by testifying publicly. [redacted] and his people are very dangerous and have killed a lot of people.

25. It is my belief and considered view that exceptional circumstances exist and justify that my evidence be held fully in camera. The circumstances make it appropriate for an order contemplated in rule 4.2. I also submit that the public interest will not be served by exposing my evidence publicly.

26. It is important that my testimony is made public. I simply request that my face be hidden and that my voice is altered. However, I will leave matters to the discretion of the Chairperson.

CONCLUSION

27. In the circumstances, I request that the Chairpersons orders that my evidence to be held partial camera and that my identity be not disclosed beyond the Commissioners, the Evidence Leaders and essential Commission staff that would be attending.



THE DEPONENT

I certify that the Deponent has acknowledged that he knows and understands the contents of this Affidavit, which was signed and sworn to before me at _____ on this ____ day of **NOVEMBER 2026**, and that the Regulations contained in Government Notice R1258 dated 21 July 1972, as amended by Regulation R1648 dated 19 August 1977 have been complied with.

COMMISSIONER OF OATHS

FULL NAMES:

ADDRESS:

CAPACITY:

JUDICIAL COMMISSION OF INQUIRY INTO CRIMINALITY, POLITICAL INTERFERENCE AND CORRUPTION IN THE CRIMINAL JUSTICE SYSTEM ARISING FROM THE SPECIFIC ALLEGATIONS MADE PUBLIC BY LIEUTENANT GENERAL NHLANHLA MKHWANAZI ON 6 JULY 2025

NOTICE IN TERMS OF RULE 4 OF THE RULES GOVERNING THE PROCEEDINGS OF THE COMMISSION

TAKE NOTICE THAT the witness scheduled to testify during the period 25 - 27 November 2026, has brought an application before the Commissioners for an order in the following terms:

1. Directing that the testimony of the unidentified witness, scheduled to appear before the Commission on 25 – 27 November 2026, be heard in camera.

PLEASE TAKE NOTE THAT the witness will rely on the founding affidavit attached hereto in support of the order sought.

TAKE NOTICE FURTHER THAT, should same be opposed, the media has 24 hours within which to note their opposition to the Commission.

DATED AT **PRETORIA** ON THIS **21 NOVEMBER 2026.**



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AND TO: **ALL MEDIA**