

**REPORT ON JUDICIAL VISIT BY JUSTICE JAFTA TO GROOTVLEI**  
**CORRECTIONAL CENTRE – 19 JULY 2010**

**General introduction**

On the 19<sup>th</sup> of July 2010, I, Justice Jafta, accompanied by my researchers Nathaniah-Eli Jacobs, Christopher McConnachie and Mlungisi Mahlangu, visited the Grootvlei Correctional Centre in Bloemfontein. The Grootvlei Correctional Centre is part of the wider Grootvlei management area.

The Grootvlei management area comprises 7 correctional centres; Boschof, Brandfort, Medium A, Medium B, Ladybrand, Wepenaar, Winburg and “Apopo” (the colloquial name for the Mangaung Correctional Centre). There are 5540 prisoners, all of whom are male, within the entire management area. The management area has 893 staff members. One hundred posts are vacant representing a 10% vacancy rate. Their ideal vacancy rate is 4%, as they cannot afford to operate at full capacity due to the staff salary costs. Medium A has a total staff complement of 395, five of which are social workers. There are two psychologists for the entire management area. Medium A has two disabled employees, one blind and the other an amputee. Both work in management for safety reasons. The members work in what is called a 7 day working week cycle, in terms of which they work 12-hour days during their week cycle. We were told that the members have adjusted well to the 12 hour system and that the body breaks provided during the 12 hour shift contribute in minimising exhaustion.

The visit we undertook was to the Medium A site, which spans 1680 hectares in size. Medium A is known as a ‘farm prison’, meaning that it produces food for the surrounding correctional centres. The centre’s last visit from a judge was in 2009, when the Inspecting Judge conducted an inspection at the centre. We were told that the Chief Magistrate comes to the centre monthly and that the regional Magistrate visits the centre on a weekly basis.

The facility houses 619 sentenced inmates and 1090 awaiting trial inmates. We were told that the approved accommodation for the sentenced inmates is 890, whilst that for awaiting trial inmates is 380 – however this did not correlate with a weekly report compiled by a Mr Visagie dated 12 July 2010 (Annexure “A”) which stated that the entire approved

accommodation for Medium A is 890, whilst its maximum sleeping space (at 175% of the number of beds) is 1558.

Particular mention must be made of the younger inmates at the centre. There are four awaiting trial and two sentenced children. Whilst there are 186 awaiting trial and 90 sentenced juveniles. All the female prisoners were moved from Medium A to Kroonstad. This, according to the officials, is a problem as many are now far away from their families. In respect of the male inmates, we were informed that the transfer of inmates is taken very seriously, especially where the effect would be to move them closer to their families, as these aid in the rehabilitation process. Such transfers are however dependant on the suitability of the transfer, availability of facilities in the centre to which the transfer is sought, the type of offence with which the inmate has been convicted and the length of his sentence.

### **Initial meeting**

We arrived at Medium A at around 09h10 and were met by a deployment of their Emergency Services Team (EST) which was to escort and provide security to us throughout the day. The EST then took us to meet with Area Commissioner Ludada and his team, who warmly welcomed us. We wish to thank them for their co-operation and hospitality. The delegation comprised of Area Commissioner Ludada, the Head of Finance and Supply Chain, the Head of Development and Care, the management area's Communications Officer, the Head of Centre A, HR and admin and the area co-ordinator.

During the initial meeting, the Area Commissioner and some members of his delegation raised some general concerns and issues. We were informed that a remand facility was being set up at the Centre. The rationale behind this is that most of the Centre's staff members are used escort inmates to and from various courts, with some having to go as far as courts in KwaZulu-Natal, the Western Cape and Gauteng. The idea is to potentially set up an electronic video link to some of the courts so that the postponement of matters can be done by at the centre. This would mean that only those inmates who are set for a hearing would have to be transported to court. The remand facility was meant to be operational from 1 May 2010 but was not yet operational. The centre, we were told, has massive maintenance issues, which are not always speedily resolved. A factor that contributes to this, the delegation said, was the fact that the Department of Public Works had to do the repair work on any job that

cost R30'000 or more. We were told that they have to wait for up to five years to have maintenance work done.

Medium A is one of few prisons that run a day parole programme. We were informed that there are currently 6 inmates on day parole and that their day parole programme had been working well. Inmates were normally placed on day parole to facilitate their re-integration to society. Whilst the centre runs numerous educational and vocational programmes – including normal schooling, ABET, UNISA studies, a welding project, a farming project and various other community upliftment projects – they state that there are insufficient funds available for the expansion and proper implementation of their developmental projects.

### **Centre A**

Medium A has various centres within it. On the day of the visit we visited Centre A. We were met by Mr. Marais who is the head of the Centre A. Maintenance was the most pressing concern had by the delegation of Centre A, as they always experience delays when dealing with the Department of Public Works. We were told that in the centre one toilet and one shower is shared by 60 men. Major security threats are posed by the malfunctioning of the centres security lights and that the intercom system has been non-operational for ten years. We were told that a report had been sent to the Department of Public Works in this regard but that no response had been forthcoming (a copy of this report is attached as Annexure “B”). We were also told that clothing for juveniles had been ordered but had not yet arrived, posing a problem as many juveniles were left inadequately clothed during the cold winter.

The centre houses two awaiting trial children, one charged with rape and the other with murder, in order to keep them away from the adults at Kokstad and Groenpunt. Two sentenced children, both 14 years old, are housed at the centre. One will soon be sent home for correctional supervision, the other has a further charge that is pending hence he cannot be sent home at this stage.

### **Awaiting trial**

The first section of Centre A that we visited was the awaiting trial block for adults. The main issue that was brought to our attention was over-crowding. Medium A houses 1709 inmates,

893 of which are awaiting trial adults; this represents an overcrowding rate of 192%. To give a better picture, the number of awaiting trial adults outnumber the entire approved bed accommodation of 890 for Medium A. We were told by the inmates that beds are pushed together so that they can accommodate four instead of two people.

As mentioned earlier, one toilet and one shower is available in a cell of up to 60 people and the bathrooms are in a state of disrepair. Some of the windows in the cells are broken and whilst the windows in the bathrooms are painted to ensure some privacy, the doors are either very damaged or not installed, which limits the amount of privacy that can be had by a person in the toilet or shower.

Some of the inmates complained that they had not received any clothing or the clothing that they had received was not the correct size.

### **Hospital**

The hospital section was essentially a few cells which had been converted into sick bays or hospital wards for ailing inmates. Inmates that required highly specialised care are normally sent to external hospitals for treatment.

The inmates are classified and separated according to the nature and severity of their illnesses. There is a ward for very ill patients – at present only one inmate occupies this ward, another ward is designated for TB patients (12 in total, 4 of which have MDR and no EDR patients). The centre stated that it has a system in terms of which all TB patients treated in its hospital are, upon their release, issued with the letter that will allow them to continue with their treatment at their local hospital or clinic. These inmates' details are also forwarded to the Department of Health, so that the latter department can follow up on and track the progress of the inmate once they have been released from the facility.

In the psychiatric ward we received no complaints, but noted that many of the beds were broken, with the result that the patients have to sleep and sit in very uncomfortable positions. Upon visiting the ward for terminally ill inmates we were met by complaints that there was no hot or warm water for the purposes of bathing in the morning (they have to bath at 4am) and the heating system is not working, making the ward unbearably cold. There was also a problem with the air-conditioning and extractors often not working. There was widespread

consensus amongst the inmates in the terminally ill ward that their ARV's are not timeously administered, as per strict instructions from the medical practitioners, when one particular nurse, by the name of "Master", is on duty. The hospital officials told us that they often experienced problems with "Master" and that they were in the process of instituting disciplinary action against him.

We were told that there was a chicken pox outbreak in the hospital; hence a specially designated chicken pox ward had been created in the centre to accommodate all chicken pox sufferers in isolation.

### **Kitchen**

The kitchen selects inmates to work in it according to their health, crime for which they are incarcerated and behaviour whilst being incarcerated. Twenty-five inmates are selected to work in the kitchen. Before an inmate must be selected, he must subject himself to a blood test.

All cooks are internally trained inmates and they make 200 Special diets per day, the majority of which are for Halaal and ZCC inmates . In addition to this, 100 special health diets are made for inmates with health conditions like HIV/AIDS, diabetes etc... Breakfast is served at 6:30. Lunch is served at 11:00 and dinner from 15:30. This is in line with departmental policy that people must eat at least every 4 – 4 ½ hours. There is a 12 day meal cycle, meaning that the same meal is not repeated within the 12 day cycle. Each meal consists of two vegetables, protein and a starch component. Different flavoured drinks are served each day.

### **Sentenced prison area**

We were met by Mr Frans Gonzales who is the head of the area. There are 285 medium classified inmates, 253 of which have further charges and/or are deemed maximum security inmates. The total number of sentenced inmates was put at 570, 93 of whom are juveniles.

### **Sentenced and Awaiting Trial Juveniles**

The television was a major bone of contention for the juveniles. They stated that they would like more educational programmes on TV, that the TV's are not regularly switched on and that they would like to have TV during the week. The Commissioner's delegation informed us that the TV's are faulty because the inmates vandalise and interfere with them.

A major concern was that many of the juveniles complained that the complaints and request procedure was not working as they do not receive a response on their complaints. Part of the problem is also that they get assaulted (verbally and physically) by the officers so badly that they are afraid to even ask for necessities. The juveniles are concerned that the assaults occur only against younger offenders and not the older ones – this formed part of a general complaint regarding unequal treatment between older inmates and juveniles. This complaint included that they get smaller portions of food, their toilets don't have doors, water is not readily available in the toilets, they only get 20 minutes of exercise as opposed to their full hour and that their electricity supply is faulty

Another concern was that some classes were only taught in seSotho whilst some juveniles only spoke Afrikaans. The officials claimed that all classes are taught in English. The juveniles stated that their school teachers have told them that the head of the correctional centre does not want them to attend school. The head stated that this is a lie being used by the teachers to advance their own agendas and that the juveniles must go to school.

Another complaint is that many of the juveniles are due to be transferred to a correctional facility in Boksburg. They complain that their families will not be able to visit them, as they live in the Free State and the Eastern Cape. They also complain that they have not had an opportunity to inform their families about their impending transfer.

A final complaint was that there is a measure of religious discrimination, as Christians are allowed to group together and meet for their religious events but other religious groups are not afforded the same privilege.

### **Adult section**

We were told that the appeal process is too slow and that inmates are not informed of the status of their cases. A similar complaint, although not as pronounced as the juveniles, was the lack of consistency in the operation of the TV's. We were told that there are no separate

plates for those who have to take Halaal meals and that new plastic plates must be procured, as the zinc ones currently in use are old and unhygienic. We were told that there is a shortage of lockers and general storage space.

Nutrition was mentioned as a major problem – some of the inmates want pap as they complain that rice and eggs are “making them soft”. The inmates asked for more programmes to supplement the one hour exercise time that they have. People with further charges have asked for sport as they do not have that privilege and they are not allowed to take part in any educational programmes. They lamented that it is very disruptive if, in the middle of exams, one’s tuition is stopped. We noted that there was no distinction, for the purposes of taking away of privileges, between inmates who committed further offences whilst incarcerated and those who’s further charges are discovered whilst they are incarcerated.

We now proceed to tabulate some individual concerns given to us by some of the inmates.

**GROOTVLEI MEDIUM A TABULATION OF PRISONER SPECIFIC CONCERNS**

<b>Name</b>	<b>Prison Number</b>	<b>Reason for incarceration</b>	<b>Category</b>	<b>Concern</b>	<b>Comments/Action to be taken</b>
Ben Lechuti <b>Mothupi</b>	207227504		Awaiting trial adult	Charged with Housebreaking and Theft and awaiting trial in court 18B in the Bloemfontein Magistrate's court. He has been awaiting trial for over 3 years, with the delays largely caused by the prosecution. He does have Legal Aid assistance.	<b>Action:</b> Request Legal Aid to enquire into the delays and report to Mr Mothupi thereon.
Brandon <b>Motsoane</b>	207227499	Housebreaking and theft	Awaiting trial adult	Co-accused of Mr Mahlangabesa. Wishes to know why they don't have bail and wants case to be finalised.	<b>Action:</b> Refer his name and prison number to Legal Aid South Africa.
Busani <b>Mshenge</b>			Awaiting trial adult	Charged with armed robbery. He had been awaiting trial since October 2005. His trial started in April and is due to resume in September. He has no complaints about the prison conditions.	<b>Action:</b> Request Legal Aid to look into what appears to be an irregular delay in finalising the trial.
David <b>Windvoel</b>	26225066	Robbery and Rape	Awaiting trial adult	Mr Thorn from the Bloemfontein Justice centre has been appointed to represent him. The trial has started but he does not know why there has been such a long delay.	<b>Action:</b> Request Bloemfontein Justice Centre to enquire into the delay and inform Mr Windvoel as to what the delay has been.

				Bloemfontein Magistrates Court Admitted on 03/07/2006	
Elias <b>Mahlanga besa</b>	207227498	Housebreaking and theft	Awaiting trial adult	Irregularly long delays in case due to various issues. Next hearing to be held on 26 and 27 August 2010 where they hope that the matter will be finalised.	<b>Action:</b> Refer his name and prison number to Legal Aid South Africa.
Ezekiel <b>Mothibi</b>	207225149	Rape	Awaiting trial adult	Does not know what is happening with his matter. Requests that lawyer come to explain what is going on.	<b>Action:</b> Refer his name, prison number and complaint to Legal Aid South Africa.
Femele <b>James</b>	209228821	Rape X4	Awaiting trial adult	Would like to know why he has not been granted bail. Believes that his attorney, Monica from Legal Aid South Africa, has not applied for his bail.	<b>Action:</b> Request Legal Aid South Africa to follow up on Monica and his case.
Ghullah <b>Shabar</b> (Pakistani National)	208223747	Murder and Kidnapping	Awaiting trial adult	Admitted on 20/11/2008, Trial started on 15/01/2009. Mr Shabar claimed that he had been beaten. He showed us his swollen bandaged hand and his cut/ bruised leg and arm. He said he had hurt his head but felt that may have happened when he fell. He claims the assault occurred between 21:30 – 22:00 when the prison wardens came into the cell to	<b>Action:</b> Refer matter to the ICD and ask Legal Aid South Africa to appoint an attorney to look into his grievances.

			<p>conduct a spot check. He claims all the prisoners were taken out of the cell and one particular warden, unknown to him, conducted the body search. Mr Shabar claims this warden smelt of alcohol. He claims the warden insulted him, his country and religion. He was then hit in the face, which caused his nose to bleed and kicked and hit with a baton. He claims he tried to register a complaint but was told to come back. When he returned he was told to go away as the wardens did "not have time for this." He has been to see the doctor regarding his injuries and claims the doctor is unsure whether his hand is broken. He claims he has tried to raise the issue with his supervisor Mr Kapopo, who laughed at him and the unit manager Mr. Ramathata, who he was waiting for when we arrived. He feels it was a xenophobic attack as he is not the only foreigner this has happened to. Mr Shabar does not have a lawyer and he does not have the funds to pay his own lawyer.</p>	
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				<p>He has been in contact with his embassy, which has said it will help but he is awaiting confirmation from them. His return date is on the 13 October 2010. He says he has no idea of what is happening with his case. The court apparently told him he would have to pay R1400.00 for a copy of his docket. Mr Shabar claims he was also tortured by the Investigating Officer. He said the same thing had happened to his brother, who is his co-accused and also in the prison. He claims his brother was kept out by the Investigation Officer for a night and had to be hospitalised when he returned. He claims a case was opened against the Investigating Officer but nothing has happened to date.</p>	
<p>Godfrey <b>Madimabe</b></p>	207223375		<p>Awaiting trial adult</p>	<p>Charged with robbery in May 2007. He is awaiting trial in the Wesselsbron Magistrate's Court on a charge of robbery, after having his case transferred from Belfontein. Awaiting trial for 3 years. He complains that he was transferred from the Hofstad Correctional</p>	<p><b>Action:</b> Request head of prison to look into the matter – also ask Legal Aid to look into his matter, especially the protracted delays.</p>

				Centre to the Grootvlei Correctional Centre without due process being followed. He alleges that when he complained that there were no valid transfer papers a forged set of transfer papers appeared. He also complains that he was transferred according to the same process as sentenced prisoners. The result is that the investigating officer does not know that he is in Grootvlei.	
Government t <b>Xathasi</b>	208227611	Armed robbery	Awaiting trial adult	Would like to be released either on bail or discharge. None of the states witnesses have implicated him, he has had 3 different advocates whom he claims have not applied for his bail as per his instructions when paying them. Would like the bar association to investigate his advocates and the Chief Magistrate to look into the delays in finalising his matter or granting him a discharge. His case number is RC 02/09 and his matter is being heard at the Thaba Nchu Magistrates' Court. The various advocates who have represented	<b>Action:</b> Refer his name and prison number to Legal Aid South Africa.

				him are Advocates Johan Vorster, Scheepers and Shuping. These advocates all operate from chambers in Bloemfontein.	
Irwin <b>Prince</b>	209223864	Murder	Awaiting trial adult	Part of a knife is lodged in him after an assault. Would like to get a scan.	<b>Action:</b> Request head of the hospital to look into it.
Joshua <b>Tshobo</b>	209228275	Armed robbery	Awaiting trial adult	Is due to go on trial on the 2 <sup>nd</sup> of September 2010. Was arrested on the 11 <sup>th</sup> of November 2009 and whilst he has appeared more than 7 times his Legal Aid attorney has not consulted with him – he does not even know her name. He has also lost the use of his left arm and would like a medical examination.	<b>Action:</b> Refer his name, prison number and complaint to Legal Aid South Africa. Request head of the hospital to look into the matter.
Nick Abushi <b>Olebunne</b>	208227229		Awaiting trial adult	Awaiting trial on separate charges of robbery and possession of drugs in courts 18B and 24 of the Bloemfontein Magistrate's Court. He has been awaiting trial since October 2008. He indicates that delays have been caused by the prosecutors. Complains of assaults, threats and verbal abuse at the hands of prison officials. He pointed out a number of scars on his head and face which he alleges were caused by beatings	<b>Action:</b> Ask Legal Aid to look into delays. Request ICD to follow up on the allegations against prison officials.

				with a nightstick. He has laid 2 complaints against officials, but has heard nothing further about these complaints.	
Pokano <b>Mohapi</b>	210222455	Possession of a firearm	Awaiting trial adult	He is a Lesotho national. He has been promised an attorney will be appointed. The bail was set at R3000.00, which he states is too high for him to pay. His trial is due to commence in the Bloemfontein Magistrates Court on 2010/02/24. He was admitted to Grootvlei on 2010/02/15.	<b>Action:</b> Enquire whether an attorney has been appointed for him.
Solomon <b>Mokhotsa</b>	207223583		Awaiting trial adult	Charged with robbery and awaiting trial in the Brandtford Magistrate's Court. He has been awaiting trial for 4 years. His case has been frequently postponed due to changes in the prosecution team. He has Legal Aid representation but the Legal Aid attorneys have not assisted in speeding up the trial process.	<b>Action:</b> Request Legal Aid to enquire into the delays and report to Mr Mokhotsa thereon.
William Van <b>Schalkwyk</b>	205227049	Charged with Robbery and Murder	Awaiting trial adult	The Bloemfontein Regional Court is currently hearing the case against him. He was arrested 01 October 2005. His bail was denied due to the seriousness of the charges. His trial started	<b>Action:</b> Request Bloemfontein Regional Court to look into the delays.

				approximately two years ago. Mr. Keinhans is the Magistrate. The state is still leading evidence. He was last in court about one month ago.	
Bongani <b>Malema</b>	207223377	Charge with Robbery	Awaiting trial juvenile	He has been to Belfontein, Bloemfontein, Welkom and Wessiesbloem Magistrates Courts. He was arrested in 2007. Bail was denied in 2009 as his fixed address is in Johannesburg and could not be verified by the investigating officer. He chose not to appeal as he had been given a trial date. The trial was set to start in March 2010 but has been postponed to August 2010. He had a legal aid appointed lawyer but the lawyers kept asking for postponements so he has chosen to defend himself. He wants the trial to start and be finalised as soon as possible. He says he is too far from home.	<b>Action:</b> Request Legal Aid South Africa to investigate why he has terminated their mandate. Ask them to particularly focus on the delays.
Alfred Itumeleng <b>Setihaku</b>	210222823		Sentenced adult	Convicted of murder and sentenced to 15 years. He would like to seek the remission of his sentence.	<b>Action:</b> Request Legal Aid to look into him matter and appoint an attorney for him.

Anthony Ross Andrews	97268114		Sentenced adult	Complains that Muslim inmates are not given separate plates and cutlery. Also asks for each inmate to be issued with his own plastic plate, as is the practice in other prisons, rather than to be given communal zinc plates. He also states that he has not been in any rehabilitation programmes since arriving at the centre on 1997-09-03.	<b>Action:</b> Request the head of the kitchen to look into what the religious policies of various inmates are and whether the zinc plates can be replaced with other types. Also request the Commissioner to look into this.
Daniel Mahlehle Ntsasa	200131042	Convicted of rape. Case number 48/2002 in the Bloemfontein High Court.	Sentenced adult	Complains of unfair or irregular prosecution and conviction. His appeal was dismissed.	Judge said he would get more information on the case (judgments, transcript, record etc) and have a look at whether the case was heard in a manner consonant with the principles of fairness and justice. My own observation is that this inmate is ill and has been eligible for normal parole since 2008. <b>Action:</b> Refer matter to parole board.

David <b>Senoge</b>	209331082		Sentenced adult	He has been granted leave to appeal but has not heard about the progress of his appeal. This complaint was quickly dealt with, as he had received a letter indicating that Legal Aid South Africa has appointed counsel to argue his appeal and a date has been set for the appeal. He must be put into contact with Legal Aid South Africa for further information (Legal Aid reference X235481309).	<b>Action:</b> Request Legal Aid to communicate regularly with him to inform him of progress of his matter.
Leonard <b>Jansen</b>	207228394	Housebreaking and theft x2	Sentenced adult	His jewellery was taken and his watch broken by members. Mr Aaron was meant to follow this up and has not yet done so.	<b>Action:</b> Request Commissioner to look into it.
Moeketsi Paulos <b>Mohapi</b>	210223201		Sentenced adult	The complaints submitted to the members are not followed up.	<b>Action:</b> Enquire into the efficacy of the complaints procedure. Perhaps we can propose a procedure akin to the one used in Mangaung.
Mr. <b>Mahlaku</b>			Sentenced Adult	Complained that he has served 11 months of his 18 month sentences. He made a verbal parole request when he arrived at the hospital	<b>Action:</b> Request head of prison to investigate whether he is being lawfully kept at the prison.

				<p>section. The response from the head of the hospital was that he had been transferred from Ladybrand for medical reasons, that he was a Lesotho citizen awaiting deportation and the parole board has vaguely told him he will be released in August once his treatment is finished. He said the doctor only prescribed a 6 month treatment, which has since elapsed.</p>	<p>If so, request head to enquire about his release on parole.</p>
<p>Ntsikelelo <b>Sesing</b></p>			<p>Sentenced adult</p>	<p>Was paralysed by illness whilst incarcerated, his parents will not be able to afford a wheelchair when he leaves the correction centre. Wants to know what the departmental policy is.</p>	<p>The correctional officials promptly responded that it is not policy to automatically allocate wheelchairs where the disability is caused through no fault of their own. They advised that he apply for a wheelchair from them.</p> <p><b>Action:</b> Find out what the exact policy is and how the inmate can apply for a wheelchair.</p>
<p>Patrick <b>Popo</b></p>	<p>207228389</p>	<p>Housebreaking and culpable</p>	<p>Sentenced adult</p>	<p>Police beat him and broke his hand. He opened a case in 2008 but has heard nothing since.</p>	<p><b>Action:</b> Enquire into the progress of the matter.</p>

		homicide			
Peter <b>Sehotsa</b>	210222063	Possession of stolen property and theft from motor vehicle	Sentenced adult	Has asked for his prison card to be changed to correctly reflect his personal and prison information. It has not been done.	<b>Action:</b> Request Commissioner to look into the matter.
Pule Johannes <b>Moqatsola</b>	210222316	Attempted murder	Sentenced adult	Has a certificate in welding that he would like to make use of in the correctional centre.	<b>Action:</b> Ask head of programmes at the prison to liaise with him.
Samuel Lerato <b>Maruping</b>	209226212		Sentenced adult	Complains that “maximums” and those facing further charges are not allowed to attend school. We were informed that the policy is that those facing further charges are denied certain privileges, including access to educational programmes. This is troubling, as no distinction is made between those facing further charges arising from offences committed while incarcerated and those facing further charges prior to incarceration.	<b>Action:</b> Enquire into the reasoning behind taking the privileges of “maximums” and “further charges” away and whether an exception is made for educational purposes.
Thabang <b>Matsheyi</b>	209031383	Rape	Sentenced adult	Sentenced to 15 years in the Bethemey Regional Court. Admitted on 09/12/2007. He lodged an appeal in February this year. His previous	<b>Action:</b> Request Legal Aid South Africa to appoint an attorney for him. Enquire into

				lawyer died and no lawyer has been appointed. He also complained that the clothes they are provided with are not warm enough.	prison policy on clothing and blankets.
Thaso <b>Lekhata</b>	2097 36929	Rape	Sentenced adult	He was sentenced to 20 years imprisonment by the Sterkspruit Regional Court. Admitted 04/06/2009. He lodged an appeal in December 2009. He has heard nothing from the legal aid lawyer since.	<b>Action:</b> Request Legal Aid South Africa to look into the matter.
Tshwaedi Patrick <b>Mosia</b>	207031956		Sentenced adult	Is HIV positive and has been waiting for months for treatment and the results of his CD4 count.	<b>Action:</b> Request an explanation from the prison hospital.
Tumelo <b>Mahola</b>	210368397		Sentenced adult	States that he is sane and should not be kept in the psychiatry ward. States that he was assaulted by the members and has subsequently lost the use of three of the fingers on his left hand as a result thereof. States that he told a social worker about his problem but that such worker failed to record his concerns.	<b>Action:</b> Request prison to have him medically examined by an independent doctor for his injuries and by a psychiatrist. Request explanation from social worker.
Zane <b>Fitz</b>	210223795		Sentenced adult	There are insufficient programmes at the centre.	<b>Action:</b> Request the prison to send out a circular to all inmates, explaining what programmes are

					available, how they work and who qualifies for them.
Zimizole Richard Vuma	207228777	Rape	Sentenced adult	Sentenced to 10 years by the Sichata District Magistrates' Court. Admitted to Grootvlei on 06/03/2008. No transcript or recordings from the trial. The Magistrates notes are not a true reflection of what happened during the trial. The docket has been lost. He has lodged an appeal but has not heard from the legal aid attorney. He complained that the prisoner's private clothes are taken away and they do not get them back. The clothes they are issued with are not warm enough.	<b>Action:</b> Enquire into the policy on clothing and blankets, specifically how clothing is allocated, laundry facilities etc. Request Legal Aid South Africa to look into the matter.
Wereldson Elias	95126869		Sentenced adult, awaiting trial on further charges	Was rearrested after being told he breached his parole conditions. He does not know in what way he breached his parole.	<b>Action:</b> Find out from Parole Board or Correctional Services in what way he breached his parole and send a letter to him explaining why he has been rearrested.

unknown	209223271	Murder	Sentenced adult, pending appeal	Problem with his appeal.	<b>Action:</b> Refer his name and prison number to Legal Aid South Africa.
Siviwe <b>Vanqawa</b>	207225369		Sentenced adult, pending appeal on sentence	Has been granted an appeal on his sentence. Needs legal aid.	<b>Action:</b> Refer his name and prison number to Legal Aid South Africa.
Daniel <b>Draai</b>	209222545		Sentenced juvenile	States that he is meant to be out on bail of R1000 and that nonetheless his non-parole period has expired so he should have been released from prison.	<b>Action:</b> Request his file to see what is happening
Moferefere Daddy <b>Moleko</b>	209223271		Sentenced juvenile	Would like to attend school. His schooling was stopped in 2008, whilst he was in grade 10, because he has further charges.	<b>Action:</b> Request the Minister to have a look into the withdrawal of privileges for those facing further charges. Especially if such further charge was not perpetrated whilst the inmate was incarcerated.
Motlalepule	208226246		Sentenced	His parents died recently and he requested to be	<b>Action:</b> Request head of prison

<b>Mosuthu</b>			juvenile	placed in an isolation cell in early June to be allowed to grieve in private, but has heard nothing since. He has also not seen a social worker since arriving at the correctional centre.	to look into his circumstances and decide how best to deal with it. Enquire into policy regarding consultations with social workers.
Motlapule Petrus <b>Mosuthu</b>	208224246		Sentenced Juvenile	Complains of corruption and that he had opened a case against the police of which he since has not heard. States that hardened criminals should not be mixed with other criminals and wants to know why he will be moved to Boksburg – he would actually like to be transferred to Mangaung Private Correctional Centre. Asks that they get more sports.	<b>Action:</b> Ask the ICD for more information relating to his case. Ask the Area Commissioner to address the juveniles on why they are being sent to Boksburg and also to explain wht the policy on transfer to Mangaung is.
Nkosinathi Emmanuel <b>Skosane</b>	207225828		Sentenced juvenile	His parents live in the Eastern Cape but he is due to be transferred to Boksburg along with many of the other juveniles. He worries that they will not be able to visit him.	<b>Action:</b> Enquire into the Boksburg transfers and whether any arrangements will be made to mitigate the inconvenience.
Phori <b>Lebatla</b>	209223562		Sentenced juvenile	The television in the cell is broken and the central control of the television is erratic. The television is only turned on over weekends, and	<b>Action:</b> Find out about what the TV policy is and whether it can be communicated to the inmates.

				even then it is unpredictable.	Find out why it is not being consistently applied.
Tebogo <b>Matshaya</b>	209224715		Sentenced juvenile	The inmates receive very little food and are forced to eat pap all the time.	<b>Action:</b> Enquire into the existence of a uniform policy or minimum standards for nutrition.
Thebe <b>Mohau</b> (21)	209223072	Robbery with Aggravated Circumstances	Sentenced juvenile	Sentenced to 28 years. Complains of cold water in the showers. He is also concerned that they are going to be transferred to Boksburg and also that they have not been given an opportunity to inform their parents that they are going to be transferred. A concern is that Boksburg (East Rand) is too far for his parents to visit him; he wants to be transferred to a prison closer to where his parents live.	<b>Action:</b> Request head of prison to explain to the juveniles why they are going to be transferred to Boksburg. He must also state whether any transport plans will be made for parents from Bloemfontein to Boksburg, perhaps en masse, to facilitate visits at communicated intervals.
Tshediso <b>Mogapi</b>	208228872		Sentenced juvenile	Complains of assaults and verbal abuse by officials.	<b>Action:</b> Enquire into the possibility of an independent person being available to look into assaults by the members on inmates.
Tshediso <b>Mohale</b>			Sentenced juvenile	Members assault and are very aggressive towards the juvenile offenders.	<b>Action:</b> Enquire into the existence of an anonymous

					policy for reporting assault or ill treatment by members and if any stats are available on cases that have been reported regarding the aforesaid offences.
Wayne <b>Douglas</b>	209663284		Sentenced juvenile	Is Afrikaans speaking but the classes are taught in seSotho. Is currently in grade 8 and the ABET classes are only available in English.	<b>Action:</b> Enquire into the language policy for schooling and whether he cannot be accommodated in a school that offers Afrikaans tuition.
Nkopane Joseph <b>Khatlake</b>	208227340	Housebreaking with intent to rob	Sentenced juvenile, awaiting trial on futher charge	Is due to write his final matric exams soon but his tuition has been cancelled due to him having committed a further charge. He wrote his June exams without attending class and felt lost.	<b>Action:</b> Request Commissioner to intervene, if at all possible. Pending a revisiting of the policy/practice on further charges.