



Reference	25/7/12/1(1376)
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NATIONAL DEPUTY INFORMATION OFFICER
FINANCIAL AND ADMINISTRATION SERVICES
SAPS HEAD OFFICE
PRIVATE BAG X94
PRETORIA
0001

2015-05-04

Ms Catherine Kennedy
South African History Archives
PO Box 31719
BRAAMFONTEIN
2017

Dear Ms Kennedy,

DECISION ON REQUEST FOR ACCESS TO A RECORD

(Section 25 of the Promotion of Access to Information Act, 2000 (Act No 2 of 2000))

Your request, SAH-2015-SAP-0009, dated 2nd March 2015, for access to records was considered and the following decision has been taken:

Access is refused as the records requested do not exist with the Service.

According to Brig E Groenewald of Legal Services: Litigation, no separate data regarding expenses for court cases are kept by her office for any court cases and that all invoices received from the date attorneys or other attorneys are submitted to the Claims Section of the SAPS. Brig Groenewald requested the provincial offices of the SAPS for feedback on any PAIA court cases and she reported that the SAPS had no previous expenses with regard to PAIA court cases and the cases that were handled was decided in favour of the SAPS. She further reported that the SAPS has not yet received any record of expenses or any account for the Right2Know case relating to the National Key Points. It is therefore impossible to grant access to the records that you requested. Attached hereto you will find an affidavit on affirmation to this effect.

Note to all requesters:

You may, within 60 days, lodge an internal appeal against the access fee payable, the form or manner in which the record will be made available, or against the refusal of the request, whichever is applicable to your request. If you want to lodge an appeal, you must complete a Notice of Internal Appeal-form. A Notice of Internal Appeal-form may be obtained from any police station. Such Notice must be submitted to the office of the deputy information officer mentioned above. Within 180 days after being informed of the outcome of an internal appeal, you are entitled to lodge an application to court for appropriate relief.

Kind regards

COLONEL

NATIONAL DEPUTY INFORMATION OFFICER
A CROOKS

1.

I, **AMELDA CROOKS**, solemnly declare in English,

2.

I am a Colonel in the South African Police Service. I am the National Deputy Information Officer of the South African Police Service (Service) and am responsible for the implementation of and administering of the provisions of the Promotion of Access to Information Act, 2000 (Act No 2 of 2000) in the Service. My work street address is 231 Pretorius Street, Pretoria, postal address is Private Bag X 94, Pretoria, 0001 and work telephone number is 012 393 2606.

3.

According to Brig E Groenewald of Legal Services: Litigation, no separate data regarding expenses for court cases are kept by her office for any court cases and that all invoices received from the date attorneys or other attorneys are submitted to the Claims Section of the SAPS. Brig Groenewald requested the provincial offices of the SAPS for feedback on any PAIA court cases and she reported that the SAPS had no previous expenses with regard to PAIA court cases and the cases that were handled was decided in favour of the SAPS. She stated that the Service does not have any record of costs paid to oppose any application in terms of the Promotion of Access to Information Act (PAIA). She further reported to me that the SAPS has not yet received any record of expenses or any account for the Right2Know case relating to the National Key Points.

4.

On 2015-04-17 Brigadier Groenewald informed me that in the matter of Right2Know Campaign & Another, she enquired from the state attorney and was informed telephonically that the counsel's fees are as follows:

Advocate Notshe SC	R 163 020
Advocate Mokhari SC	<u>R 60 192</u>
	<u>R 223 212</u>

5.

Brigadier Groenewald also informed me that the State Attorney has not yet been presented with the Applicant's and the Amicus Attorney's Bill of Costs. She finally stated that the accounts of Counsel are not submitted to client department, but are kept with the State Attorney.

6.

I truly affirm that the content of this statement is true.
I know and understand the contents of this statement.
I have an objection to taking the prescribed oath.

Amelda Crooks

AMELDA CROOKS

Ek sertifiseer dat bostaande verklaring deur my afgeneem is en dat die verklaarder erken dat hy/sy vertroud is met die inhoud van hierdie verklaring en begryp. Hierdie verklaring is voor my bevestig/beedig en verklaarder se handtekening / merk / duimafdruk is in my teenwoordigheid daarop aangebring.

I certify that the above statement was taken by me and that the deponent has acknowledged that he/she knows and understand the contents of this statement. This statement was sworn to/affirmed before me and deponent's signature / mark / thumb print was placed thereon in my presence.

te PRETORIA op 2015-05-04 om 13:35
 at _____ on _____ at _____

HANDTEKENING) KOMMISSARIS VAN EDE
 (SIGNATURE) COMMISSIONER OF OATHS
Winnifred E. M. Caruizen

VOLLE VOORNAME EN VAN IN DRUKSKRIF
 FULL FIRST NAMES AND SURNAME IN BLOCK LETTERS
WINNIFRED E. M. CARUIZEN

BESIGHEIDSADRES (STRAATADRES)
 BUSINESS ADDRESS (STREET ADDRESS)
SAPS HEAD OFFICE, PRETORIUSSTREET PRETORIA
LIEUTENANT 0001

SAPS HEAD OFFICE
 PRETORIUSSTREET
 PRETORIA
 0001

DIE NASIONALE KOMMISSARIS VAN DIE SUID-AFRIKAANSE POLISIEDIENS
DIE NASIONALE ADJUNK INLIGTINGSOFFISIER
2015 -04- 30
THE NATIONAL DEPUTY INFORMATION OFFICER
THE NATIONAL COMMISSIONER OF THE SOUTH AFRICAN POLICE SERVICE