M Gmail

Hola Bon Renaissance Foundation <hbrfoundation@gmail.com>

Request for SIU to intervene in Constitutional Court-matter
7 messages

Gerhard Visagie <GVisagie@siu.org.za>   Mon, Aug 17, 2020 at 11:36 PM
To: "hbrfoundation@gmail.com" <hbrfoundation@gmail.com>
Cc: Andy Mothibi <AMothibi@siu.org.za>, Jerome Wells <jwells@siu.org.za>

Dear Mr. Mothopeng

I refer to your email dated 14 August 2020.

This matter has been referred to me by Adv. Mothibi, the Head of the Special Investigating Unit ("the SIU"). He also asked me to respond to you.

I have looked at the relevant allegations and I have also read your founding papers in the proposed Constitutional Court matter.

The SIU is a creature of statute and thus can only operate within the four corners of its founding legislation, which is the Special Investigating Units and Special Tribunals Act, Act 74 of 1996 ("the SIU Act"). The SIU Act determines that the SIU is only mandated to become involved in matters that have been referred to it by way of Proclamation. This is regulated by section 2 of the SIU Act, which deals with referrals by the President, by way of a Proclamation, published in the Government Gazette.

I looked at the issues that you have brought to our attention and I am satisfied that these issues do not fall within the scope and ambit of any existing Proclamation and therefore the SIU is not mandated to become involved in the issues at hand. More particularly, the SIU is not in a position to come to your assistance on the urgent basis that you seek intervention.

I have noticed from your email that you seek the assistance of the Office of the Public Protector (a completely different entity to the SIU). I assume that you have extended a similar approach to them. You are encouraged to pursue that avenue.

Kind regards.

Adv. Gerhard Visagie
Senior Manager: Civil Litigation

Hola Bon Renaissance Foundation <hbrfoundation@gmail.com>   Tue, Aug 18, 2020 at 12:41 AM
To: Gerhard Visagie <GVisagie@siu.org.za>
Cc: Andy Mothibi <AMothibi@siu.org.za>, Jerome Wells <jwells@siu.org.za>, info@hbrfoundation.org.za

Dear Adv Gerhard

Your response is noted with the following concerns

Our request for the SIU intervention and investigate the Court Order of the constitutional Court and maladministration at the constitutional court is enshrined in the mandate of the SIU which is to:

- Investigate serious malpractices or maladministration relating to state institutions, state assets, and public money;
- Any conduct which may seriously harm the interests of the public;

Our further request is not for the SIU to involve itself on the court application and Court documents for that is the matter of the judiciary, but on determining whether the was any corrupt and/or maladministration between the office of both the Presidency and that the highest court in the Republic of South Africa which is the Constitutional Court, secondly to determine if the constitutional court order was legit for our claim is that there is maladministration, the SIU will be investigating according to its mandate and defending the democracy and our constitution taking in account that any maladministration at thye Constitutional Court does harm the interests of the public.

Our Request is in line with SIU mandate unless it is only the President of the Republic of South Africa who gives SIU who to investigate and why they must be investigated and the right of South Africans to approach you is limited or invalid.

Kindly note that office of the Public Protector has also stated it is not in its jurisdiction

Your response would be highly appreciated

Mr Mothopeng Msieleng
Chairperson of HBR Foundation
[Quoted text hidden]

Mail Delivery Subsystem <mailer-daemon@googlemail.com>   Tue, Aug 18, 2020 at 12:42 AM
To: hbrfoundation@gmail.com

Message blocked

Your message to **GVisagie@siu.org.za** has been blocked. See technical details below for more information.

The response from the remote server was:

554 5.7.1 gmail.com is blocked.

Final-Recipient: rfc822; GVisagie@siu.org.za
Action: failed
Status: 5.7.1
Remote-MTA: dns; postmaster1.netcon.co.za. (196.10.224.32, the server for the
 domain siu.org.za.)
Diagnostic-Code: smtp; 554 5.7.1 gmail.com is blocked.
Last-Attempt-Date: Tue, 18 Aug 2020 00:42:15 -0700 (PDT)

---------- Forwarded message ----------
From: Hola Bon Renaissance Foundation <hbrfoundation@gmail.com>
To: Gerhard Visagie <GVisagie@siu.org.za>
Cc: Andy Mothibi <AMothibi@siu.org.za>, Jerome Wells <jwells@siu.org.za>, info@hbrfoundation.org.za
Bcc:

Date: Tue, 18 Aug 2020 09:41:58 +0200
Subject: Re: Request for SIU to intervene in Constitutional Court-matter
----- Message truncated -----

Mail Delivery Subsystem <mailer-daemon@googlemail.com>   Tue, Aug 18, 2020 at 12:42 AM
To: hbrfoundation@gmail.com

Message blocked

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technical details below for more information.

The response from the remote server was:

554 5.7.1 gmail.com is blocked.

Final-Recipient: rfc822; jwells@siu.org.za
Action: failed
Status: 5.7.1
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Hola Bon Renaissance Foundation <hbrfoundation@gmail.com>   Tue, Aug 18, 2020 at 7:22 AM
To: AMothibi@siu.org.za
Cc: jwells@siu.org.za, GVisagie@siu.org.za, info@hbrfoundation.org.za

Dear Adv Mothibi

Kindly find the below comunication with Adv Visagie.

The emails of both adv Visagie and adv Wells are bouncing back as undelivered

Kindly refer this communication to them

We shall await their response

Regards

Mr Mothopeng
HBR Foundation
[Quoted text hidden]

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Last-Attempt-Date: Tue, 18 Aug 2020 07:23:03 -0700 (PDT)

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Cc: jwells@siu.org.za, GVisagie@siu.org.za, info@hbrfoundation.org.za
Bcc:
Date: Tue, 18 Aug 2020 16:22:45 +0200
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