

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

**HELD AT**

**BRIGITTE MABANDLA JUSTICE COLLEGE**

**2 MARCH 2026**

**DAY 70**



**PROCEEDINGS HELD ON 2 MARCH 2026**

**ADV CHASKALSON SC:** Good morning, Chair. Today's witness was going to be Mr Mogosti, and although he has already testified extensively here and in Parliament, there were several important topics that we wanted to canvas with him, which have not yet been canvassed either before here or Parliament. Unfortunately, this morning we received a message from Mr Mogotsi saying that he is ill and he has undertaken to get us a medical certificate in the course of  
10 the day. It is a very unfortunate situation. I would ask that we do not take any final decisions about how to respond to it until we have had the opportunity of looking at the medical certificate that he has assured me will come through later today.

In that regard, I should place on record that hitherto Mr Mogotsi has honoured every undertaking that he has made to me in relation to delivering statements, appearing and cooperating, and we have been told that he will get a medical certificate to us as soon as he has  
20 returned from a doctor in the course of the day. He is in default, but before deciding how to respond, I would ask that we wait for the medical certificate that has been promised.

Sorry, Chair, there is another fact that I should place on record, which is when Mr Mogotsi previously

appeared before this Commission, he was legally represented, but he is no longer legally represented. He will be appearing in person without representation when he does appear.

**CHAIRPERSON:** Thank you, Mr Chaskalson, but for your request, our idea was to say, at present and until we have a medical certificate, Mr Mogotsi is in contempt and our idea when we discussed the matter amongst the three of us was to say because he is in contempt from where we are sitting,  
10 we are going to have the Commission initiate the necessary legal processes against him.

It is purely because of the request that you have made that we will not immediately have those processes initiated. We will stand the matter down until Wednesday morning at 09:30. Of course, that is not for Mr Mogotsi to testify because another witness is scheduled to testify on Wednesday morning. Standing it down for Wednesday morning will be for purposes of considering what we should do about the fact that he is not here today.

20 **ADV CHASKALSON SC:** Thank you, Chair.

**CHAIRPERSON:** Please advise what is happening tomorrow.

**ADV CHASKALSON SC:** Tomorrow or Wednesday, I understand that tomorrow we are not going to sit due to unavailability issues.

**CHAIRPERSON:** Yes.

**ADV CHASKALSON SC:** So, on Wednesday ...[intervenes].

**CHAIRPERSON:** Ja, I think let me just put it on record that that is because one of us is not available tomorrow, so we cannot sit.

**ADV CHASKALSON SC:** On Wednesday, General Shibiri will be testifying.

**CHAIRPERSON:** Yes, thank you. Let us adjourn until 09:30 on Wednesday then.

10 **ADV CHASKALSON SC:** Thank you, Chair.

**INQUIRY POSTPONED TO 4 MARCH 2026**

**INQUIRY ADJOURNS**

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