

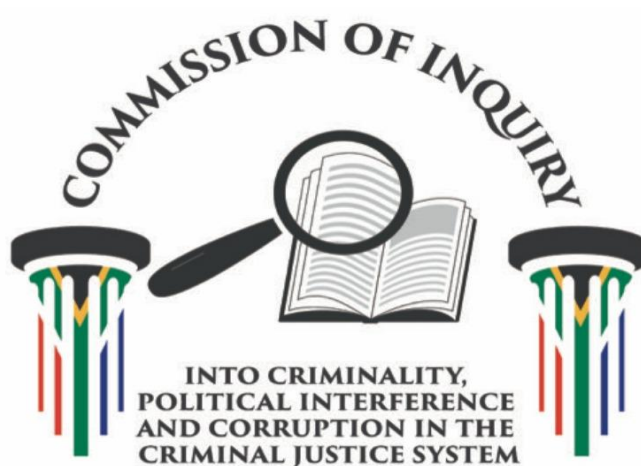
JUDICIAL COMMISSION OF INQUIRY INTO CRIMINALITY,
POLITICAL INTERFERENCE AND CORRUPTION IN THE
CRIMINAL JUSTICE SYSTEM

HELD AT

BRIGITTE MABANDLA JUSTICE COLLEGE

13 OCTOBER 2025

DAY 11



PROCEEDINGS ON 13 OCTOBER 2025

CHAIRPERSON: Yes. Should I say Ms Hassim or Mr Chaskalson?

ADV CHASKALSON SC: Mr Chaskalson is fine, Chair.

CHAIRPERSON: Thank you.

ADV CHASKALSON SC: Chair, Mr Charl Du Plessis is here from WDKLAW. He has clients who oppose the in *camera* application. His clients want to put up an affidavit to answer the application. They have proposed to do that
10 by one o'clock today. If the Commissioners are in agreement with that, we could answer it by five today. And together with our answer, we would file any written argument that we thought might assist the Commission. And we have asked Mr Du Plessis if his team would similarly file any written argument by five, and then we are in the Commission's hands.

Certainly from the Evidence Leader's side, we would be happy for the Commissioners to make a ruling on paper, communicate that to us so that we could kick off with
20 evidence tomorrow morning, be it in *camera* or out of *camera*. But if the Commission wants to hear oral argument in addition to the written submissions that the parties would be intending to make, then we are in your hands as to when that would happen and how to proceed.

CHAIRPERSON: Yes, please. My apologies. I did not get

the name. If you could please?

ADV CHASKALSON SC: Good morning, Commissioners. I confirm my name is Charl Du Plessis from Willem De Klerk Attorneys. We appear on behalf of News24 and Daily Maverick, which are news and current affairs platforms that have been covering the commission. We do have a mandate to oppose the granting of the order in the form that it currently takes. I confirm everything that Mr Chaskalson has said. We will endeavour to have an answer with him by
10 one p.m. And then, as he says, we would be in the hands of the commissioners as to whether you would like to hear oral argument from us tomorrow.

CHAIRPERSON: Will that be an answer plus written argument or written argument around five, which is the time the Evidence Leaders will be filing a reply and written argument? Will you have written argument around five as well?

MR DU PLESSIS: I think we would hope to do that. We would hope to accomplish that. We can certainly – if I can
20 find counsel who is not already engaged in court tomorrow, we will start working, obviously, on our argument as soon as we have submitted. And then, hopefully, I will receive from Mr Chaskalson their argument and we can just quickly modify anything we have and then have it to you shortly thereafter.

CHAIRPERSON: But for the intimation that the Evidence Leaders would want this finalised as soon as possible, when we conferred before coming down here, we tentatively thought that we would give both sides nine p.m. as time for the filing of written argument.

MR DU PLESSIS: That would be very gracious, and I would be quite grateful.

ADV CHASKALSON SC: Thanks, Chair. We never refuse additional time.

10 **CHAIRPERSON:** Ja. About whether we will then give a decision, a written decision without argument, I think we need to confer outside of here, and we will communicate our decision in due course. Mr Du Plessis, do you think you will be insisting on being heard, that is argument, oral argument before us? Or would you be happy with a decision on paper?

MR DU PLESSIS: I think at this stage, I would be happy with a decision on paper, Justice.

CHAIRPERSON: All right. Thank you very much. Thank
20 you. We will adjourn and await the – I will use the plural, which is what the Americans do, and await the filings. Let us adjourn.

INQUIRY ADJOURNS TO 14 OCTOBER 2025
