

SUMMARY: OUTSTANDING HEARINGS AND TASKS

AVAILABILITY OF CALATA GROUP COUNSEL

Adv Varney is unavailable from 1 June 2026 – 12 July 2026

(apart from 30 June, 1 July and 2 July 2026 where he can appear virtually for the witnesses specified for July in **Table A**).

PROPOSED CALENDAR OF THE COMMISSION

1. Current hearings session concluded on 26 May 2026. Outstanding statements, documents to be collected: 1 June - 12 July 2026.
2. Witnesses in **Table A** to appear between 1 June - 12 July 2026.
3. Commission hearings to regularly reconvene on 13 July 2026. See **Table B**.

TIME ESTIMATIONS – POST 13 JULY 2026

Multiple witnesses per day (option 1)

- 5 witnesses still to be cross examined (**Table C**) = 5.5 days
- 11 Witnesses still to testify in person and cross examined (**Table B**) = 14 days
- Closing argument (preparation and oral argument) (**Table D**) = 11 days¹
- Total: 30.5 days

One witness per day (option 2)

- 5 witnesses still to be cross examined (**Table C**) = 5.5 days
- 11 witnesses appearing in person and cross examined (**Table B**) = 22 days
- Closing argument (preparation and oral argument) (**Table D**) = 11 days²
- Total: 38.5 days

¹ An additional 2 days may be needed if the Evidence Leaders and the Calata Group require a full day each for argument.

² As above.

4. Option 1:

- a. Commission to conclude hearings by 7 August 2026
- b. Preparation for closing arguments: 11 August 2026 – 17 August 2026
- c. Closing arguments: 18 August 2026 – 25 August 2026
- d. Final report to be delivered by 26 October 2026

5. Option 2:

- a. Commission to conclude hearings by 20 August 2026
- b. Preparation for closing arguments: 21 August 2026 – 27 August 2026
- c. Closing arguments: 28 August 2026 – 4 September 2026
- d. Final report to be delivered by 4 November 2026

TABLE A

**LIST OF OUTSTANDING WITNESSES
RECOMMENDATION FOR JUNE / JULY 2026 PERIOD**

	Name	Context	Statement / Rule 3.3 compliance	In person witness or just statement	Evidence in chief testifying (in days)	Cross examination (in days)
JUNE (In absence of Adv Varney) Evidence in chief & clarification questions only						
1.	Ferreira, Brink	In 1999 he was deputy head of the Human Rights Investigative Unit within NPA to reviewing the TRC cases	No	In person	0.5	0.5
2.	Nxasana, Mxolisi Sandile Oliver	NDPP between October 2013 and June 2015. He removed Macadam from his duties at the PCLU in order to act as a dedicated prosecutor in	No	In person	0.5	0.5

		foreign bribery cases. Little progress on TRC cases while he was NDPP.				
3.	Prior, PC	TRC's legal adviser and evidence leader who helped to compile lists of TRC cases	Yes	In person	0.5	0.5
4.	Paul Fick	Former DDPP who dealt with TRC cases before the establishment of the PCLU in 2003	Unknown	In person	0.5	0.5
				Total:	2 days	2 days
Late JUNE – early JULY Evidence in chief & clarification questions only (Adv Varney to monitor online)						
5.	De Beer, Johannes	Commissioner and Divisional Head of Detective Service of SAPS, approached about police taking over investigations; indicated that SAPS would not investigate the TRC cases without Presidential instruction.	No	In person <i>30 June 2026</i>	0.5	0.5
6.	Jafta, Loyiso	Chief Director in the Presidency, principle for Presidency - attended meeting of Interdepartmental Task Team (ITT)	No	In person <i>1 July 2026</i>	0.5	0.5
7.	Mabule, Yvonne	National Intelligence Agency representative on Amnesty Task Team	No	In person <i>1 July 2026</i>	0.5	0.5

8.	Mogotloane, Vincent	National Intelligence Agency representative on Amnesty Task Team	No	In person 2 July 2026	0.5	0.5
9.	Rathebe, Joy	Department of Defence representative on Amnesty Task Team	No	In person 2 July 2026	0.5	0.5
				Total:	2.5 days	2.5 days

TABLE B

**LIST OF OUTSTANDING WITNESSES
NOT TESTIFIED
POST 13 JULY 2026**

	Name	Context	Statement / Rule 3.3 compliance	In person witness or just statement	Evidence in chief (in days)	Cross examination (in days)
1.	Didiza, Thoko	Acting Minister of Justice (representing Minister Brigitte Mabandla who was indisposed) at meeting convened at Minister Skweyiya's home	No	Statement (subject to content of statement)	0	0
2.	Kasrils, Ronnie	Minister for National Intelligence Services was part of Security Cluster and attended Cabinet Committee on Post TRC matters, on 23 August 2007	No	Statement (subject to content of statement)	0	0
3.	Kögl, Jürgen	Convenor of some meetings between ANC leaders and the former SADF Generals	Yes (not uploaded to website)	In person	0.5	0.5

4.	Mabandla, Brigitte	Minister of Justice during time NDPP Pikoli was pressured to drop the TRC cases.	No	In person	1	1
5.	Maduna, Penuell	Then Justice Minister who participated in talks between ANC and SADF generals	Yes	In person	0.5	0.5
6.	Mbeki, Thabo	President who made statement to Parliament on 15 April 2003, suspended NDPP Pikoli, involved in negotiations with SADF generals, TRC cases largely stopped during his administration.	No	In person	1	1
7.	Mufamadi, Sydney	High-ranking ANC member who participated in talks with SADF generals	No	In person	0.5	0.5
8.	Nel, Gerhard	NPA representative on Amnesty Task Team, senior prosecutor in DSO who played role in formulating prosecution policy amendments	No	In person	0.5	0.5
9.	Nqakula, Charles	Minister of Police at meeting convened at Minister Skweyiya's home in 2006; part of Security Cluster, participated in talks between SADF officers and ANC/ govt.	No	In person	0.5	0.5
10.	Phosa, Matthews	Attended talks between the ANC and former SADF generals	Yes	In person	0.5	0.5

11.	Rudman Deon	DOJ representative and Chairperson of Amnesty Task Team	<u>Yes</u>	In person	0.5	0.5
12.	Zuma, Jacob	Approached General Viljoen on crimes of the past, represented government in talks with former SADF officers between 1998 and 2004. Pursued political pardons	No	In person	1	1
13.	Louis Bester	Commander: CATS Organised Crime Detective Services Head Office who assisted PJ Jacobs to compile the SAPS audit report that was presented at the TRC Task Team meeting on 6 November 2006	Unknown	In person	0.5	0.5
				Total:	7 days	7 days

TABLE C**WITNESSES WHO WILL BE CROSS EXAMINED - NOT SCHEDULED**

	Name	Parties to cross examine	Date of cross examination	Expected time for cross examination (in days)
1.	RC Macadam	Calata Group, Simelane	TBD	2
2.	Malala Geophrey Ledwaba	Calata Group (application pending)	TBD	0.5
3.	Frank Chikane	Calata Group (application pending)	TBD	1
4.	Torie Pretorius	Calata Group (application pending)	TBD	1
5.	Shaun Abrahams	Calata Group (application pending)	TBD	1
			Total	5.5 days

TABLE D
CLOSING ARGUMENTS

	Party	Estimated duration of closing arguments (in days)
1.	Preparation of closing argument (all parties)	5 days (1 week)
2.	Evidence Leaders	0.5 – 1 day
3.	Calata Group	0.5 – 1 day
4.	All other parties	5 days
	Total	11 - 13 days

Contingencies

1. Constitutional Court case scheduled for 29 June 2026.
2. Strong likelihood of witnesses wanting to be led by own counsel and possibility of their counsel not being available.
3. Only 5 out of outstanding 22 witnesses have provided statements. Proposal - during June and first two weeks of July:
 - a. All statements be finalised by the Commission and parties,
 - b. All outstanding documents and records be secured by the Commission.
4. The 5 out of outstanding 22 who have furnished statements, may want to supplement their statements and need prep time with their legal teams.
5. Other parties may also want to cross examine. Their time has not been factored in.