

EXTERNAL (for general distribution)

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Further information on UA 315/90 (AFR 53/55/90, 27 July) - Fear of Torture/
Legal Concern

SOUTH AFRICA: Raymond MAAKE, arrested 3 February 1990
Ebison Makgo PHASHA, arrested 3 February 1990
Agnes KHEBILE, arrested 12 April 1990
Michael MKHABELA, arrested 12 April 1990, married, one child

Raymond Maake and Ebison Makgo Pasha appeared before Nelspruit Regional Court on 2 August 1990 and were charged with possession of explosives. They are still in custody in Nelspruit awaiting trial. On 2 August they were able to consult their legal representative for the first time after being arrested on 3 February 1990 and spending six months in incommunicado detention, with no access to visits from relatives or their lawyer.

Agnes Khebile and Michael Mkhabela are still detained under section 29 of the Internal Security Act. They were arrested at Sidlamafa township near Malelane in the Eastern Transvaal on 12 April 1990. As far as Amnesty International is aware, there has still been no official confirmation of their detention or of where they are being held, though they are believed to be held in Nelspruit prison where there are separate sections for men and for women.

FURTHER RECOMMENDED ACTION: Telegrams/telexes/faxes/express and airmail letters:

- expressing concern that Agnes Khebile and Michael Mkhabela are apparently still detained incommunicado under section 29 of the Internal Security Act;
- asking for confirmation of their detention and of where they are currently held;
- seeking assurances that they will not be subjected to torture or ill-treatment while in security detention;
- urging that they be granted immediate access to legal counsel, to visits from relatives, and to independent medical advice;
- calling for them to be released from detention without further delay if they are not to be charged promptly with a recognizably criminal offence;
- requesting that Raymond Maake and Ebison Makgo Pasha be allowed access to a medical doctor of their choice, in view of their lengthy incommunicado detention.

APPEALS TO:

Mr F W De Klerk
State President
State President's Office
Private Bag X83
Pretoria 0001, South Africa

Telegrams: President De Klerk, Pretoria, South Africa
Telexes: 321695 SPLIB SA, 321890 PRES SA or 322158 PRES SA
Faxes: +27 12 323 3982

Mr A J Vlok
Minister of Law and Order
Private Bag X463
Pretoria 0001
South Africa

Telegrams: Minister Law/Order, Pretoria, South Africa
Telexes: 321353 HABS SA or 321358 HABS SA
(via Ministry of Home Affairs)
Faxes: +27 12 322 2559

Lt-Gen Van Der Merwe
Commissioner of Police
Police Headquarters
Private Bag X94
Pretoria 0001, South Africa

Telegrams: Police Commissioner Van de Merwe, Pretoria, South Africa
Telexes: 3-20772 SAPQM SA; 3-20838 SAPOB SA
Faxes: + 27 12 323 2033

Head of Security Police
Nelspruit District Headquarters
Private Bag 11251
Nelspruit 1200
South Africa

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- The Editor, Vrye Weekblad, PO Box 42637, Fordsburg 2033, South Africa
- The Editor, Sowetan, POB 6663, Johannesburg 2000, South Africa
- The Editor, The Lowvelder, POB 246, Nelspruit 1200, South Africa
- The Human Rights Commission, PO Box 32723, Braamfontein, South Africa
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and to diplomatic representatives of South Africa in your country.

PLEASE SEND APPEALS IMMEDIATELY. Check with the International Secretariat,
or your section office, if sending appeals after 12 October 1990.