



JUDICIAL INSPECTORATE

Treatment of inmates and
Conditions in Correctional Centres

JUDICIAL INSPECTORATE FOR CORRECTIONAL SERVICES

QUARTERLY REPORT

FOR THE PERIOD 01 JULY 2012 TO 30 SEPTEMBER 2012

(Correctional Services Act 111 of 1998, as amended)



Submitted to: Mr. Vincent Smith, MP; Chairperson: Portfolio Committee on Correctional Services

Cc: Mr. Sibusiso Ndebele, Minister: Correctional Services

Dr. Ngoako Ramatlhodi, Deputy Minister: Correctional Services

Mr. Tom S. Moyane, National Commissioner: Correctional Services

Submitted by: VEM Tshabalala: The Inspecting Judge

Submission Date: 30 October 2012

EXECUTIVE SUMMARY REPORT FOR THE PERIOD
01 JULY 2012 TO 30 SEPTEMBER 2012

The Judicial Inspectorate Quarterly Report for the period 01 July – 30 September 2012 articulates the activities within the three core programmes of the Judicial Inspectorate, namely: (1) Administration; (2) Complaints processing, monitoring, and investigations; and (3) Community Oversight and Stakeholder engagement.

Programme 1: A large part of this quarter focused on the making and finalization of the Annual Report. The Inspectorate was able to meet the submission deadline after many long hours, dedication and commitment by the staff. For the quarter under review the Inspectorate has appointed a Director: Management Regions, Mr. Masondo. He will be responsible for the overseeing the four management regions of the Inspectorate.

As stated in the Inspectorate's 2011/2012 Annual Report, the Inspecting Judge will be focusing on children during his tenure. To that end, the Inspectorate has facilitated various workshops relating to children in conflict with the law.

The Manager of the ICCV training attended a course with the view of offering the ICCVs an accredited course that will formalise their training.

The financial and supply chain management unit deals with the budget and assets of the Inspectorate. The Inspectorate was allocated a budget of R 29 693 000.00 for the 2012/2013 financial year, which signifies an R 8 402 000.00 increase from the previous financial year. The expenditure for the quarter amounted to R 7 431 880.57 which represents 21.66% of the current budget. During the quarter no damages to state vehicles were reported.

Programme 2: Complaints monitoring, inspections and investigations, highlights the activities of the Directorate: Legal Services (D: LS). Twenty (20) inspections were conducted for the period, and the findings thereof highlight that the inmates' complaints and requests are not being dealt with, a shortage of professional staff, which hampers the rehabilitation and medical treatment of inmates, as well as the maintenance of the centres. During the period under review nine (9) investigations were conducted. Further details of all inspections and investigations are captured in the schedules of inspections and investigations in this report. D: LS received 261 new complaints for the quarter, which includes 48 received from external sources, i.e. organs of state, and 213 from inmates and their families. Complaints dealing with transfers (72), parole (48) and assaults by member on inmate (22) were most prevalent. A detailed schedule of assaults by member on inmate is included in this report as a focus area. For the quarter under review 19 deaths from unnatural causes were reported, 173 natural deaths and three (3) vulnerable deaths. As part of the Inspectorate's monitoring, included in this report are the numbers of mandatory reports received by the

Department of Correctional Services with regard to segregations, mechanical restraints, and the use of force.

Programme 3 provides a reflection on community oversight and stakeholder engagement, which is largely enacted by the Independent Correctional Centre Visitors (ICCVs) and through the Visitors' Committees, and to a large extent, managed by the Directorate: management regions. A hundred and twenty seven (127) ICCV performance audits were conducted during the quarter. There remains intensified monitoring of the management regions, and thus of the ICCVs' implementation and quality, and meeting the minimum standards of service delivery.

During the quarter, 70 250 interviews were conducted by ICCVs; a total number of 24 440 complaints deriving from ICCV interviews were recorded in the G 365; 24 528 private consultations were conducted with inmates, with 14 573 being successfully resolved; and 84 Unresolved Complaints forwarded to the Directorate: Legal Services. Further details regarding the levels of community involved is provided at the end of this report.

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PROGRAMME 1: ADMINISTRATION

Objective 1: Management of the Inspectorate

Office of the Inspecting Judge

A large portion of the second quarter (July to September) of the financial year is dedicated to the preparation of the Inspectorate's Annual Report in terms of Section 90 (4) (a). The Inspecting Judge was able to meet the submission deadline. This is an improvement from previous years.

The Inspecting Judge and the Deputy Minister of Correctional Services, Dr. Ngoako Ramatlhodi, met during the quarter and discussed matters such as: the Department's functional support to the Inspectorate, the reporting system of the Inspectorate and the finalization of the restructuring process in the Inspectorate.

Judge Tshabalala served as chairperson of the selection panel for the appointment of the Director: Management Regions; and wishes to congratulate the successful candidate in the person of Mr. Michael Masondo.

Correctional centre visits by the Inspecting Judge and CEO during the period under review include Thohoyandou Female/Juvenile Correctional Centre, Kutama-Sinthumule Correctional Centre, and Polokwane Correctional Centre in Limpopo. Since the appointment of the Inspecting Judge on 1 November 2011, he has visited correctional centres in all nine provinces in the Republic of South Africa.

The Inspecting Judge also met with the following stakeholders during the quarter to reinforce his support for ongoing collaboration and partnering, in the interest of inmates' rights: Sonke Gender Justice Network, Civil Society Prison Reform Initiative (CSPRI) and Just Detention International. In addition he attended a meeting of the Portfolio Committee on Correctional Services.

Office of the CEO

The CEO met with various people in the Department during the quarter to follow up functional support given by the Department to the Inspectorate. Matters discussed include the finalization of the restructuring process; the renewal of the lease agreement of both the Inspectorate's head office and regional offices in Centurion; the finalization of the procurement of additional offices in Bloemfontein, George and Durban; performance management; et cetera. The need to conduct formal internal audits was discussed with the Chief Audit Executive. On request of the CEO an audit was conducted on all HR and financial aspects pertaining to ICCVs. A copy of the findings will be made available to Portfolio Committee members.

The submission of the Inspectorate's 2011/2012 Annual Report was high on the agenda of the CEO; he facilitated the process whereby the Inspecting Judge could meet his deadline in submitting the report.

Besides focusing on the submission of the Annual Report, the CEO gave substantial support to the Inspecting Judge in the execution of his responsibilities. The CEO accompanied the Inspecting Judge on all of his official trips including the meeting with the Deputy Minister and visits to correctional centres. In addition, the CEO visited the following correctional centres: Richmond, De Aar, Victoria West, Beaufort West and Oudtshoorn Female. The CEO also provided support to the Regional Managers with emphasis on the newly established offices in Bloemfontein, George and Durban. The CEO facilitated various workshops to spearhead the special project of the Inspecting Judge, "Children and Juveniles in conflict with the law."

The Free State / Northern Cape Regional Commissioner invited the CEO to give a presentation on the Judicial Inspectorate's mandate to all Heads of Centres and Area Commissioners. A meeting was held with the Western Cape Regional Commissioner to discuss various aspects of the Inspectorate's previous quarterly report.

Two new policies were created, (1) *Internal investigations for loss/theft/damage of State Assets movable or immovable*, and (2) *Internal Communications System*. One policy was reviewed: *Performance and Career Management*. As reported in the previous quarterly report, a Communication Officer was appointed during the quarter under review.

Objective 2: Human Resources and Development

Post establishment

The Inspectorate currently has 44 approved and funded posts on the fixed establishment. As of 30 September 2012, the Inspectorate had 23 staff on fixed contract.

Post level	Posts	Salary level	Vacant
Inspecting Judge	1		
Deputy Commissioner (CEO)	1	14	0
Director	1	13	0
Deputy Director	3	11	0
Assistant Director	8	9	1
Managers	9	8	0
Administrative support staff	22	7 and lower	0
Staff on fixed term contract	23	5 and 6	
Vacancy rate			2%

The status of the vacant posts:

The recruitment process for the salary level 9 post (Manager: Policy & Research) was finalized and the post will be filled from 22 October 2012. The previous employee resigned on 15 August 2012.

Demographic composition

The racial composition of the Inspectorate is 75% black African, 21% Coloured, 3% White and 1% Indian. The gender distribution is 49% female and 51% male.

Update on labour related matters

Two staff members received written warnings during the quarter.

Development and training

The Manager: ICCV Training, attended an "Assessors and Facilitation Course". This is a step towards realising the vision of the Inspectorate to facilitate an accredited training course for ICCVs.

The Manager: Inspections and Investigation, attended an "Investigations and Report Writing" course.

Performance Management and Development System (PMDS)

The Inspectorate partially concluded the 2011/2012 assessments of its staff members.

Objective 3: Financial Management & Supply Chain Management

Financial Management

- The Inspectorate submitted a budget to the Department for the 2012/2013 financial year to the amount of R 29 697 000.00 of which R 29 693 000.00 was allocated.
- Expenditure for the previous quarter amounted to R 6 430 414.67 thus resulting in a total expenditure as at 30 September 2012 of R13 860 331.58.

Update of budget expenditure vs. requested & projected for the period 01 July 2012 to 30 September 2012

	Allocation: 2012/2013	Balance	Projected
	R 29 693 000.00	R 15 832	R 27 720 663.16
Expenditure		- R 7 431	

Breakdown of the expenditure for the same period

Description	Expenditure for 2nd Quarter	Percentage of expenditure
ICCVs Remuneration (Community investment)	R 1 773 487.07	23.86%
Permanent & Contract employees remuneration	R 4 716 834.54	63.47%
Goods & Services	R 941 558.96	12.67%
Total	R 7 431 880.57	100%

During the period 1 July to 30 September 2012 the following number of payments were processed:

- 477 ICCV payments (Calculated on 3 October 2012)
- 52 BAS payments
- 99 LOGIS payments

Mr. W Combrink, Financial Controller from the Department, visited the Inspectorate to assist with financial related challenges that the Inspectorate experienced. Mr. S Sokhela, the CFO, and two of his senior managers also visited the Inspectorate.

Internal audits

There is currently no internal audit post on the fixed establishment and the Inspectorate relies on the Department's processes. However a post has been created on the proposed new post establishment. In June 2012 a meeting was held with the Internal Audit unit of the DCS. In that meeting, the CEO decided that they would provide the audit function to the JICS until such time as the new post establishment is approved. DCS audited the ICCV system (the Human Resource and financial aspects) from 27 August 2012 until 7 September 2012. A copy of the report will be made available to the Portfolio Committee.

Supply Chain Management

Information Technology

There is currently no IT post on the fixed establishment and posts have been created on the proposed new post establishment. The Department's Western Cape, KwaZulu-Natal, Northern Cape/Free State and Gauteng Regional offices currently assist the Inspectorate's Head Office situated in Cape Town and its Regional Offices in Durban, Bloemfontein and Centurion respectively with IT support.

Transport

No damages to state vehicles were reported during the quarter.

Property Management

- The Inspectorate has reported since its first quarterly report, issued 1 October 2011, the lease agreements of its offices in both Cape Town and Centurion expired May/June 2009 and have not been renewed yet. The delay is not caused by the Department and therefore the Inspectorate has been following up on this matter on a quarterly basis with both the Department and DPW with no success.
- The process of procuring regional offices for the additional region, after approval by the National Commissioner and the Department is also not finalized.

**PROGRAMME 2:
COMPLAINTS PROCESSING, MONITORING & INVESTIGATIONS**

Objective 1: Inspections / investigations

In total, twenty (20) *inspections* were conducted at various correctional centres during the quarter. In all cases the resident ICCV is furnished with the inspection report. Attached to each report is an instruction for the ICCV to monitor and follow up with the HCC on addressing findings. Where the HCC has informed the Inspectorate of attending to the matters raised the ICCV is tasked to corroborate the averments. This process will be monitored under the auspices of the newly appointed Director: Management Regions to ensure that all ICCVs throughout the country are consistent in their tasks. The process is in its infancy.

#	Date inspected	Correctional Centre	Summary of findings	Summary of recommendations	Action taken	Outstanding issues
1.	23/07/2012	Dwarsrivier ICCV F. de Bruyn	<ol style="list-style-type: none"> 1. Only one social worker is appointed for 264 inmates. 2. There is no permanent doctor appointed. The doctor only visits once a month. 3. The Inspectorate could not be provided, at the time, with any information concerning programmes offered to inmates. 4. Public transport to the centre for visitors is not available. 5. Mentally ill inmates are housed in communal cells with other inmates. 6. Inmates claim that DCS officials are reluctant to entertain their complaints. 	The HCC to furnish the Inspectorate with its comments on our findings.	<p>31/07/2012: A letter sent to the HCC Mr. Plaatjies regarding the Inspectorate's findings</p> <p>24/8/2012: DCS responded and adequately addressed all the Inspectorate's findings.</p>	All the recommendations have been adequately addressed.
2.	24/07/2012	Obiqua ICCV L. Jumath	<ol style="list-style-type: none"> 1. There is a shortage of nurses and social workers. 2. There are allegations that the resident nurse does not deliver adequate service. 3. There was an incident on 3 July 2012 where force was allegedly used on 9 inmates. The case was not 	The HCC to furnish the Inspectorate with plans in place to resolve findings 1 to 8 as well as the timeframes thereof.	<p>31/7/2012: Letter sent to was sent to the HCC Ms: J Reid-Moses regarding the Inspectorate's findings.</p> <p>13/9/2012 The HCC addressed all the Inspectorate's findings adequately.</p>	All the Inspectorate's recommendations have been adequately addressed

			<p>reported to the Inspectorate.</p> <ol style="list-style-type: none"> 4. There are allegations that inmates' complaints are not handled in accordance with section 21 of the CSA 111 of 1998. 5. The centre has a poor relationship with LASA. 6. Some mentally ill inmates are housed in communal cells with other inmates. 7. Only 141 inmates out of a total of 437 are attending programmes. 			
3.	25/07/2012	<p>Worcester Female</p> <p>ICCV Mr. C Pietersen</p>	<ol style="list-style-type: none"> 1. Remand detainees complain that on occasion their food is served cold as a form of punishment for alleged transgressions. 2. A remand detainee informed the Inspector that she was hit in the face by a member of EST. 3. Inmates complain that their complaints are not handled properly by DCS officials. 4. There is only one Social Worker appointed at the centre. 	The HCC to furnish the Inspectorate with plans in place to resolve findings 1 to 4 as well as the timeframes thereof.	<p>3/8/ 2012: Letter sent to the HCC Ms. Mani regarding findings 1 to 5.</p> <p>27/8/2012 DCS responded satisfactorily to Recommendations 1 to 4.</p>	All the Inspectorate's recommendations have been adequately addressed
4.	25/7/2012	Atteridgeville	<ol style="list-style-type: none"> 1. The centre needs to be renovated, including the security fence, gravel road leading to the centre and the communication system in the non-contact visit area. 2. There is no permanently appointed Disciplinary Committee. 3. There is a poor relationship between LASA and the centre. 4. Inmates' complaints 	The HCC to furnish the Inspectorate with plans in place to resolve the findings as well as the timeframes thereof.	<p>3/8/ 2012: A letter was addressed to the HCC, Mr. Tshele, regarding the Inspectorate's findings</p> <p>10/9/2012: DCS addressed the findings.</p>	Recommendations were addressed by DCS

			are not handled in terms of section 21 of the CSA 111 of 1998 by DCS officials.			
5.	26/07/2012	Boksburg Juvenile ICCV Mrs. A Mohlala	<ol style="list-style-type: none"> 1. Plumbing needs to be fixed 2. Death register in nurse's custody and not available at the time. 3. Out of 378 juvenile inmates only 148 are involved in formal education. 4. There is a shortage of classrooms. 	The HCC to furnish the Inspectorate with plans in place to resolve the findings as well as the timeframes thereof.	<p>3/8/2012 Letter to HCC, Mr Ranamane, with findings.</p> <p>23/8/2012 HCC responded satisfactorily addressing the findings.</p> <p>5/10/2012: ICCV feedback received all finding addressed according to ICCV.</p>	Recommendations were addressed by DCS
6.	27/07/2012	Krugersdorp	<ol style="list-style-type: none"> 1. Assaults/use of force on offenders by DCS officials are not reported to the Inspectorate. 2. Only about 276 inmates out of a population of 2 238 inmates are currently participating in educational and rehabilitation programmes. 3. Three separate meals are not provided to inmates as per section 8(5) CSA 111 of 1998. 4. Inmates' complaints are not handled in accordance with section 21 of the CSA 111 of 1998. Some inmates claim that they do not have access to the shop. 	The HCC to furnish the Inspectorate with plans in place to resolve the findings as well as the timeframes thereof.	<p>3/8/2012 letter to HCC, Mr Madondo, encapsulating findings with request to respond.</p> <p>20/09/2012 telephone call to HCC who advised that matter referred to AC for confirmation.</p> <p>4/10/2012: HCC was phoned and he confirmed all findings were addressed but feedback was sent to the AC</p> <p>5/10/2012 AC telephoned and written to regarding feedback.</p>	

7.	13/08/2012	Richmond ICCV: None	<ol style="list-style-type: none"> 1. From an approved establishment of 38, only 25 posts are filled. On the day of the inspection, only 5 officials were on duty, creating a security risk. 2. There is no Social Worker or medical staff employed at the centre impacting negatively on the inmates' rehabilitation programs and placement on parole. 3. The Centre has no visitors' facility. 	The HCC to furnish the Inspectorate with strategies to address findings 1 to 3.	<p>27/8/2012 - A letter to the HCC, Ms. Badu and copied to the AC, Mr. Plaatjies and RC, Ms. Moodley.</p> <p>28/8/ 2012 - acknowledgement by HCC</p> <p>28/8/2012 - acknowledgement by RC. Office.</p> <p>18/9/2012 – A letter received from the RC's office addressing the Inspectorate's recommendations</p>	All the recommendations have been adequately addressed.
8.	14/08/2012	Victoria West ICCV: M.M Cacadu	<ol style="list-style-type: none"> 1. Three of the six cells do not have hot water. The weather was extremely cold during the inspection. 2. The re-cabling and installation of IT network as well as telecommunication services haven't been completed for more than a year. The CC cannot perform vital administrative functions as a result of this. 3. There is no approved / financed post for an educator at the centre. 4. The financed post of social worker is currently vacant. 5. The tiles on the walls appear to be meant for floors. As a result it cannot be kept hygienic. 6. The extractor fan blows air into the kitchen, instead of extracting air out. 	The HCC to furnish the Inspectorate with plans in place to resolve findings 1 to 4.	<p>14/8/ 2012 – A letter sent to the HCC, Mr. Olivier and copied to the AC, Mr. Plaatjies and RC Ms. Moodley regarding finding 1.</p> <p>14/8/2012 AC informs the Inspectorate that a call was logged with DPW to urgently fix the hot water issue. The affected inmates were also immediately moved to cells where there is hot water available as an interim measure.</p> <p>27/8/ 2012 letter sent to HCC, AC and RC regarding findings 2 to 4.</p> <p>28/8/2012 Acknowledgement from RC</p> <p>3/9/2012 Acknowledgement from HCC.</p> <p>18/9/2012: RC adequately</p>	All the Inspectorate's recommendations have been adequately addressed.

					addressed findings 2 to 5.	
9.	14/08/2012	Beaufort West ICCV: None	<ol style="list-style-type: none"> 1. There were three (3) offenders with bail less than R1000. 2. The centre does not have an educator. 3. One juvenile was found housed in an adult communal cell. 4. The last injury registered in the Injury Register was on the 17th July 2011. This implicates that there are no offenders on admission with injury related cases; this is questionable. 5. In one of the cells inspected there was a strong dagga odour in the cell. 	The HCC to explain what strategies are in place to resolve findings 1 to 5.	<p>27/8/2012: A letter sent to the HCC, Mr. Lesley and copied to the AC, Ms. Booie and RC, Mr. Klaas regarding the Inspectorate's findings</p> <p>31/8/2012: Feedback from the HCC addressing findings 1, 4 and 5.</p> <p>5/9/2012: HCC's comments referred to the AC and RC by the Inspectorate with the request to indicate the measures in place to address 2 and 3.</p> <p>Response is expected by 12 October 2012.</p>	Feedback from AC regarding findings 2 and 3.
10.	16/08/2012	Oudtshoorn Female	1. No adverse findings.	No recommendations.	N/A.	None
11.	19/08/2012	Oudshoorn Medium A	<ol style="list-style-type: none"> 1. Some juveniles and children were found not to have access to educational and rehabilitation programs. 2. The visitors' area is unsuitable and must be extensively renovated/rebuild 	The findings of the Inspectorate to be furnished to the HCC.	<p>14/9/2012: A letter sent to the HCC, Mr. Strydom and copied to the AC, Ms. Booie and RC, Mr. Klaas regarding the Inspectorate's findings.</p> <p>18/9/2012: HCC acknowledged receipt.</p> <p>Response is expected by 10/10/2012.</p> <p>N.B. delay in receipt of inspection from Regional Manager as result of IT malfunction.</p>	<ol style="list-style-type: none"> 1. There are plans in place to involve all inmates and especially juveniles and children in educational programs 2. Strategies are in place to ensure that the visitors' area is extensively renovated or rebuilt
12.	21/08/2012	Parys ICCV: K.P Motseki	1. The centre needs to be extensively renovated. Plans are underway to	The HCC to furnish the Inspectorate with plans in place to resolve findings 1 to	31/8/2012 Letter sent to the HCC, Mr. Van Rensburg and copied to the	Written confirmation that the recommendatio

			<p>renovate the entire structure.</p> <ol style="list-style-type: none"> 3. Some inmates including juveniles and children were found not to have access to educational and rehabilitation programs. 2. The centre needs to be maintained until the planned renovations commence. 	3.	<p>AC, Mr. Mkhwanazi and RC Ms. Moodley.</p> <p>2 October 2012: HCC telephonically confirms that findings were addressed and undertakes to respond in writing as soon as his fax and email facilities are functioning after a malfunction due to weather.</p> <p>5/10/2012 received confirmation from RC that all findings addressed.</p>	ns were addressed by the HCC.
13.	22/08/2012	<p>Sasolburg</p> <p>ICCV: K.P Motseki</p>	<ol style="list-style-type: none"> 1. The centre is currently being renovated (RAMP project). 4. Some juveniles and children were found not to have access to educational and rehabilitation programs. 2. There is a shortage of staff, including an educator. 3. All inmates' complaints are not properly addressed. 	<p>The HCC to furnish the Inspectorate with plans in place to resolve findings 1 to 4.</p>	<p>31/8/2012: Letter sent to the HCC, Mr. Nkoli and copied to the AC, Mr. Mkhwanazi and RC Ms. Moodley.</p> <p>10/9/2012 HCC acknowledged receipt.</p> <p>2/10/2012 HCC responded adequately to findings 1 to 3.</p> <p>2/12/ 2012: Letter sent to HCC requesting clarity on finding 4.</p> <p>3/10/2012: Letter received from HCC addressing finding 4.</p>	<p>No outstanding issues as all recommendations were addressed by the HCC.</p>
14.	23/08/2012	<p>Staart Van Paardeberg</p> <p>ICCV: P.L Sijaji</p>	<ol style="list-style-type: none"> 1. There is a shortage of security staff at the centre. 2. Four criminal charges against members are pending at the Court. 3. The RAMP Project, including the installation of a cold room and expansion of the reservoir is in process. 	<p>The Head of the Centre should indicate what plans are in place to resolve matters indicated in paragraphs 1 to 5.</p>	<p>5/9/ 2012: A letter was sent to the HCC, Mr. Muller and copied to the AC, Mr. Sinclair and RC Mr. Klaas.</p> <p>27/9/2012: The AC Corrections, Mr. Peceur responded and addressed all the findings of the Inspectorates satisfactorily.</p>	<p>No outstanding issues</p>

			<ol style="list-style-type: none"> 4. Only 25 out of 449 offenders are involved in education and rehabilitation programs. 5. Not all mentally ill offenders detained in the centre are receiving treatment. 			
15.	23/08/2012	<p>Vereeniging</p> <p>ICCV: Ms. Mabaso</p>	<ol style="list-style-type: none"> 1. There are currently two RAMP projects in progress at the centre. 2. The kitchen needs to be renovated urgently. 3. All inmates, especially juveniles and children must have access to educational and rehabilitation programs. 4. There is a shortage of staff, including educators and a psychologist. 5. Three injuries categorized as "member on inmate" were found in the injury register. 	The HCC must indicate what plans are in place to resolve issues mentioned in findings 1 to 5.	<p>5/9/ 2012: Letter sent to the HCC, Mr. Mhlathi and copied to the AC, Mr. Mkhwanazi and RC Ms. Moodley.</p> <p>13/9/2012: Acknowledgement of receipt by the HCC</p> <p>3/10/2012: Letter received from HCC addressing findings 1 to 4.</p> <p>5/10/2012: Letter sent to the HCC regarding finding 5.</p> <p>Feedback is expected by 26/10/2012.</p>	Clarity regarding finding 5 from HCC.
16.	22/08/2012	<p>Drakenstein Maximum</p> <p>ICCV: B.L Sijaji</p>	<ol style="list-style-type: none"> 1. The sewerage system and water works in the centre needs attention. 2. There is a RAMP project regarding the kitchen and hospital due to commence in November 2012. 3. All inmates, must have access to educational and rehabilitation programs. 4. The visiting area and the waiting area need to be expanded. 5. Only one inmate suffering mental illness has been referred to an institution for treatment. 6. The centre does not 	The HCC to indicate the measures in place to resolve recommendations 1 to 6.	<p>5/9/2012: Letter sent to the HCC, Mr. Denner and copied to the AC, Mr. Mathyse and RC Mr. Klaas.</p> <p>25/9/2012: The AC addressed all the findings of the inspectorate adequately.</p>	All recommendations of the inspectorate were adequately addressed.

			comply with Section 8(5) of the CSA 111 of 1998 as amended regarding serving of meals.			
17.	24/08/2012	Stellenbosch ICCV: B.P Gobile	<ol style="list-style-type: none"> 1. The kitchen is currently under renovation. 2. All inmates, especially juveniles and children must have access to educational and rehabilitation programs. 3. The toilets in the centre need renovation as floors are wet and walls damp. 4. There is a need for an activity room for the presentation of programs as well as for additional shelving in the library. 5. Seven criminal cases were instituted against members by inmates. 6. The contact visit area needs to be upgraded/renovated 7. According to the nurse at the centre, one inmate was prescribed a medical diet. The inmate apparently doesn't receive the diet. 	The HCC must indicate what strategies are in place to resolve issues 1 to 7.	<p>5/9/2012 was sent to the HCC, Mr. Terblance and copied to the AC, Mr. Mathyse and RC Mr. Klaas.</p> <p>25/9/2012: The AC adequately responded to all the Inspectorate's findings.</p>	No outstanding issues
18.	18/9/2012	Thohoyandou Female	<ol style="list-style-type: none"> 1. Five (5) children under the age of 18 were found incarcerated with juvenile inmates. 2. In the Male juvenile unit it was found that beds in the single cells were stacked three high. 	<ol style="list-style-type: none"> 1. The HCC to indicate the plans in place to ensure that children and juvenile inmates are separated. 2. The HCC to indicate the measures in place to urgently address the situation. 	<p>27/9/ 2012: A letter sent to the HCC and copied to the AC and RC regarding findings 1 and 2.</p> <p>Feedback is expected by 26/10/ 2012</p>	Feedback regarding findings 1 and 2.

19.	19 /9/2012	Kutama-Sinthumule	<ol style="list-style-type: none"> 1. The DCS controller has not been connected to the DCS server since February 2012. This has the effect that the centre does not have an electronic file on inmates, making it difficult to ascertain which inmates qualify for reclassification or parole. 2. The Judge was informed by the Prison Director that inmates' gratuity payments have not been increased during the past 10 years. 	<ol style="list-style-type: none"> 1. The Regional Commissioner (RC): LMN to indicate the plans in place to rectify the situation and the estimated timeframe thereof. 2. The matter to be brought under the attention of the DCS Chief operating Officer (COO). 	<p>27/9/ 2012 A letter sent to the RC and copied to the Prison Director regarding finding 1.</p> <p>Feedback is expected by 26/9/ 2012.</p> <p>21/9/ 2012: A letter sent to the COO regarding finding 1.</p> <p>1/10/ 2012: Mr. Gaba from the office of the COO acknowledged receipt of the Inspectorate's letter to the CoO's office and undertook to refer the matter to the CDC Incarceration and Corrections and provide feedback by 5/9/2012</p>	Feedback regarding findings 1 and 2.
20.	20/9/2012	Polokwane	<ol style="list-style-type: none"> 1. On the day of the inspection there were 52 remand detainees detained who had bail fixed at R 999.00 or less. 	<ol style="list-style-type: none"> 1. The matter must be brought under the attention of the CDC: Remand detention. 	<ol style="list-style-type: none"> 1. 3/10/ 2012: A letter sent to the CDC: Remand detention regarding finding 1. 2. Feedback is expected by 26/10/2012 	Feedback regarding finding 1.

In total nine (9) ***investigations*** were conducted at various correctional centres during the quarter.

	Date	Centre	Findings	Recommendations	Status
1.	4 July 2012	Malmesbury Medium B	<ol style="list-style-type: none"> 1. A strip search of inmates on 27 and 28 June 2012 was authorized by the HCC as cell phone detectors indicated unauthorized cell phone usage in the unit. 2. Offenders were searched first via handheld metal detectors and later by means of a strip search in private. 4. No offender was assaulted or subjected to a cavity search. 	It appears that there is no evidence to support the inmate's allegations.	Finalized

			5. Offender AM, registration number: 207882851, who informed his mother that he and other inmates were subjected to cavity searches and torture was not searched at all during the time of the incident.		
2.	19 July 2012	Pretoria Central	<ol style="list-style-type: none"> 1. On Monday, 16th July there was a fight between offenders regarding a cell phone (or wristwatch) that was allegedly stolen from an offender. 2. The fight escalated as one of the parties allegedly belonged to the 28 gang. 3. The Head of Centre and the EST was called and force was used to stop the fight. 4. The use of force was authorised by the Head of Centre. 5. The allegation made by a member of the public that an offender died as a result of this action is untrue. 6. Evidence (in the form of statements taken from offenders) point to the fact that offenders involved were also assaulted afterwards by DCS officials. 7. There is an internal investigation from the DCS Area Commissioner's Office, lead by Mr. Winston Naidoo. 8. An SAPS case has been opened. 9. Offender O is still in the hospital after the incident. 	The Internal investigation report to be availed to the Inspectorate.	<p>DCS investigation report handed to the Complaints unit for a ruling.</p> <p>See item 15 under complaints – Case number R-663-2012.</p>
3.	1/8/2012	Modderbee	<ol style="list-style-type: none"> 1. Inmates OO and KM overdosed on anti-depression medicine on 16 July 2012. 2. They were hospitalized (Tambo memorial hospital) at approximately 12:35 on 17 July 2012. 3. Inmate OO was discharged from hospital on 18 July 2012 but was again hospitalized on 19 July 2012 and discharged on the same day at 12:35. 4. On 19 July 2012 at approximately 14:50 inmate 	DCS to avail the internal investigation report and inform the Inspectorate on the steps taken to ensure that incidents of this nature are prevented.	The report was handed to the Mandatory unit under case no. D-381-2012 for further handling.

			OO passed on at the Modderbee correctional centre.		
4.	10/08/2012	Durban Medium A	<ol style="list-style-type: none"> 1. It was reported by inmates that on 28 July 2012, three inmates were involved in a fight in which was stopped by DCS officials. 2. After the fight was stopped, officials allegedly assaulted the deceased, who died later of his injuries. 3. The HCC Mr. Zikhali, confirmed the incident and also mentioned that a criminal case (no 404/07/2012) was opened with SAPS Westville, who is currently conducting the investigation. 4. According to the HCC, an internal DCS investigation is also underway and some officials were suspended pending the outcome of the investigation. 	DCS to avail the internal investigation report and inform the inspectorate on the steps taken to ensure that incidents of this nature are prevented.	The report was handed to the Mandatory unit under case no. D-415-2012 for further handling
5.	4/9/2012	Boksburg Med A ICCV	<ol style="list-style-type: none"> 1. Inmate CS (2040595940) committed suicide on 22 July 2012 by hanging himself in the shower of the communal cell, where he was found at approximately 04:00 by fellow inmates. 2. The inmate was apparently frustrated with the slow progress of his parole application. 	1. The relevant internal investigation report must be furnished to the Inspectorate by the HCC.	<ol style="list-style-type: none"> 1. 8 August 2012: an email sent to the HCC requesting a copy of the internal investigation report. 2. 17 September 2012: A letter addressed to the AC again requesting the internal investigation report. 3. 18 September 2012 Preliminary Investigation report was faxed to the Inspectorate. <p>Final report still outstanding.</p>
6.	5/9/2012	Boksburg Med A ICCV	<ol style="list-style-type: none"> 1. Remand detainee WC (212428307) committed suicide by hanging himself from the window in his cell. 2. According to a letter apparently written by the deceased, he felt threatened by his co-accused as he turned state witness against him. 3. The deceased asked the social worker to contact his family as the relationship between him and his family allegedly broke down, but 	The HCC to furnish the Inspectorate with a copy of the internal investigation report	<p>27/9/2012: A letter was sent to the HCC requesting a copy of the internal investigation report.</p> <p>Feedback is expected by 26 October 2012.</p>

			the social worker advised him to write a letter to his family as the social worker's phone was broken.		
7.	3/9/2012	Pretoria Local and Mogwase (Marikana miner detainees)	<ol style="list-style-type: none"> 1. All detainees were assessed medically upon arrival at the centres. 2. All detainees were afforded medicine if found that they suffered from chronic illnesses. 3. The medical personnel at the centres reported and treated several detainees with injuries apparently sustained at the hands of the SAPS 4. Detainees were interviewed by staff from the Inspectorate and indicated that they had no complaints regarding treatment received by DCS. 	None	Finalized. Report submitted to the complainant NGO, s27 and the Portfolio Committee.
8.	12-13/9/12	Mthata Medium	<ol style="list-style-type: none"> 1. Eight (8) Juvenile inmates were assaulted by DCS officials on numerous occasions. 2. Medical assistance was not immediately afforded to the inmates. 	The HCC to provide the Inspectorate with a copy of the internal DCS investigation report.	<p>1/10/2012: A letter sent to the HCC Ms. Msongwela and copied to the AC and RC, requesting a copy of the internal investigation report.</p> <p>On-going investigation – see item 21 under Complaints – case number R-755-2102.</p>
9.	14/9/2012	King Williams Town	<ol style="list-style-type: none"> 1. Remand Detainee NS (212326064) passed away on 4 September 2012 from unnatural causes. 2. Detainee was treated on 23 August 2012 for a small laceration on his head allegedly sustained when falling on the cell's floor after suffering from a blackout. 3. From 31 August 2012 to 3 September 2012 he was examined again when he complained about a headache, neck pains and nausea. 4. On 3 September 2012 his condition worsened and he was taken to Grey hospital where he passed away on 4 September 2012. 	The HCC must make a copy of the internal investigation report and post mortem available to the Inspectorate.	The report was handed to the Mandatory unit under case no. D-509-2012 for further handling

Objective 2: Complaints

The complaints unit currently consists of four staff members: a unit manager, one case officer and two admin assistants. Since 1 January 2012 a total of 603 complaints were referred to the Inspectorate. This unit needs to deal intensively with each complaint (case) received. It is against this background that it is evident that there is a capacity challenge in dealing with the volume of cases. See table below:

Quarter	External Source	Inmate& Family	ICCV	TOTAL
January - March	54	56	13	123
April - June	78	92	49	219
July - September	48	129	84	261
TOTAL	180	277	146	603

New complaints: 261 complaints were received for the period 01 July 2012 to 30 September 2012 of which 48 were referred to the Inspectorate by external sources (see table 6). The remaining 213 matters were received from inmates, their families and ICCVs (see table 7).

The most prevalent complaints were in the categories transfers (72), parole (48) and assaults by officials on inmates (22).

The Inspectorate continues to focus on the incidence of assaults by officials on inmates. The figure of (see table 8) for this quarter is slightly less than that of the previous quarter.

Complaints referred by external stakeholders

Categories	EXTERNAL SOURCES										Total
	SAHRC	PP	PC	Media	Ministry	NGOs	NICRO	Attorneys	Judges	DCS	
Appeal	4										4
Assault (Inmate on Inmate)				1						2	3
Assault (member on inmate)	1	3	2	1						3	10
Bail											0
Communication with families											0
Conditions						1					1
Confiscation of Possessions											0
Conversion of sentences								1			1
Corruption											0
Food											0
Health Care	2	2				1					5
Inhumane Treatment		1	1				1				3
Legal Representation											0
Medical Release											0

Parole	3		1							4	
Rehabilitation Programmes										0	
Remission	1									1	
Transfers	5		2							7	
Other	1	2			1			1	4	9	
Total	17	8	6	2	1	2	1	2	0	9	48

Complaints received directly from inmates, their families and ICCVs

Table 7

Categories	INMATE / FAMILY / ICCV			TOTAL
	INMATE	FAMILY	ICCV	
Appeal	12	0	1	13
Assault (Inmate on Inmate)	1	0	2	3
Assault (member on inmate)	6	2	4	12
Bail	1	0	1	2
Communication with families	1	0	2	3
Conditions	1	0	3	4
Confiscation of Possessions	0	0	3	3
Conversion of sentences	1	0	0	1
Corruption	0	0	0	0
Food	2	0	1	3
Health Care	3	2	4	9
Inhumane Treatment	2	1	4	7
Legal Representation	2	0	3	5
Medical Release	1	1	2	4
Parole	27	14	3	44
Rehabilitation Programmes	0	0	0	0
Remission	1	1	0	2
Transfers	31	1	33	65
Other	13	2	18	33
Total	105	24	84	213

Focus area: Assault official/s on inmate

Table 8: Assaults – Official/s on inmate/s

No	Date of incident	Date received	Date action taken	Inmate's initials / registration no / Case no's	Correctional / Remand Centre / ICCV	Brief description of allegations	Steps taken to resolve the matter	Outstanding documents / requirements
1.	24/10/2006	05/07/2012	06/07/2012	PN 203428634 R-528-2012	<i>Modderbee</i> <i>ICCV</i> <i>Mr Nhlapo</i>	The inmate alleges that on 24 October 2006 his rights were violated as he was shot 7 times with rubber bullets in a single cell located at	6 - 10 July 2012 Several attempts to contact the centre telephonically to confirm inmate's registration details since same did not	ICCV's report

						<p>Block 2. The inmate allegedly sustained injuries to his legs (shown by the pictures provided).</p>	<p>reflect on the offender query system. No answer on each occasion.</p> <p>10/07/2012 Centre contacted again and it was confirmed that inmate is detained in the facility. A letter inviting the HCC's comments to inmate's allegations sent out with feedback diarized for 30/7/2012</p> <p>17/07/2012 ICCV Ms Nkosi was contacted on cell phone, phone rung unattended. A bulletin sent out to ICCV Ms Nkosi with feedback diarized for 31/7/2012.</p> <p>ICCV Ms Radebe was also telephonically contacted her line also rang unattended.</p> <p>01/8/ 2012 ICCV telephonically contacted, phone was off and voice message was recorded for ICCV to revert with feedback.</p> <p>02/8/2012 ICCV Ms Nkosi contacted again and the phone rang unattended and voice message left.</p> <p>02/8/2012 Telephoned HCC about outstanding feedback; secretary advised that inmate's complaint was resolved during 2008 and again in 2010 and a full report was provided to the</p>	
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							<p>Inspectorate. She undertook to provide proof soonest after locating the file.</p> <p>07/8/2012 DCS investigation report emanating from 2006 received via Visitors Committee. The report indicates that one official was removed from his post and had undergone disciplinary procedure in January 2007.</p> <p>Matter to be decided on.</p>	
2.	February 2012	07/07/2012	10/07/2012	LM 211415526 R-529-2012	<p><i>Witbank</i></p> <p><i>ICCV</i></p> <p><i>Ms Nhlapo</i></p>	<p>Inmate was allegedly assaulted on 3 different occasions by official TH.</p> <p>The inmate's allegations are briefly that around 7 February 2012, he was assaulted by TH when he was found wearing "Nike tekkies" and not prison shoes. He subsequently laid criminal charges with the Witbank SAPS.</p> <p>After lodging the charge TH upon learning of the charge against him came back and assaulted him for the second time. Furthermore, that on the 5 July 2012 TH, together with other officials, came to his cell and assaulted him for the third time, took away all his shoes and sandals, leaving him with his socks.</p>	<p>11/7/2012 Email to HCC with feedback diarized for 18 July 2012. Telephone call to ICCV informing her to urgently attend to inmate's complaint.</p> <p>12/7/2012 ICCV submitted detailed report.</p> <p>25/7/2012 Letter to HCC (AC and RC copied) advising that feedback that was diarized for the 18/7/2012. Feedback was again diarized for 1/8/2012 to allow compliance.</p> <p>25/7/2012 Call to inmate's sister to provide CAS number, names and contacts of the SAPS officer investigating inmate case. Courtesy reminder call to HCC about outstanding feedback.</p> <p>30/7/2012</p>	DCS investigation report

							<p>Acknowledgement of receipt from AC received undertaking to ensure that outstanding feedback is received on or before 3/8/2012.</p> <p>3/8/2012 HCC reported that investigation into the matter concluded and that copy will be provided. He reported in general that the DCS findings were that the allegations by the inmate could not be confirmed due to lack of medical evidence and eye-witnesses. However TH was removed from the inmate's section and warned not to enter the section. TH was also sensitized on the prohibition of assault incidences on inmates. Matter diarized for copy of full investigation report 13/8/2012.</p> <p>4/10/2012 Letter to AC and RC requesting assistance in receiving the investigation report.</p>	
3.	07/08/2009	17/07/2012	17/07/2012	SM 204156452 R-531-2012	<i>Qalabusha</i> <i>ICCV</i> <i>Mrs Mavuso</i>	<p>17/07/2012 Received a complaint from inmate's sister (CM) who reported an alleged assault by an official on her brother at Kokstad CC.</p> <p>She alleged inmate was taken to the centre's medical centre at Kokstad following the</p>	<p>17/7/2012 ICCV telephonically contacted to attend inmate's complaint with feedback due before close of business.</p> <p>19/7/2012 ICCV's feedback received and indicating HCC appointed an investigator to look into the matter.</p>	DCS investigation report

						<p>assault and inmate's arm is now in a curved shaped and he is unable to use it normally.</p> <p>Inmate in his letter makes allegations that he was surprised and shocked, when for no apparent reason he was assaulted "so strong" by officials at Ebongweni on 7/8/2009 and not medically treated until he was admitted at Centre's hospital on the 18/10/2009 when he discovered from the x-ray that his arm was broken. The head of the hospital plastered his broken arm without straightening it with the result that his bones "rebuild on the curve shape" and at present he is experiencing pains resulting from the assault.</p>	<p>Attached to the ICCV's report was inmate's hand written complaint.</p> <p>2/8/2012 Letter to HCC Qalakabusha inviting his confirmation of statement attributed to him as per ICCV's record of consultation and to furnish the investigation report, feedback diarized for 13/8/2012.</p> <p>4/10/2012 Letter to AC and RC requesting investigation report.</p>	
4.	Not provided	17/07/2012	19/07/2012	WP 207140230 R-535-2012	<p><i>Waterval Med B</i></p> <p><i>ICCV</i> <i>Mr Dumakude</i></p> <p><i>Ebongweni</i></p> <p><i>ICCV</i> <i>Mr Hlamandana</i></p>	<p>Mr. James Selfe, MP forwarded complaint from a CP. The inmate alleges that he was previously detained at Waterval Med A where he allegedly participated in various rehabilitation programs and was about to reach B Group status when an incident occurred. He committed a disciplinary infringement for being in possession of R200 and received a penalty where his contact</p>	<p>18/7/2012 Telephone call to CP to confirm location of inmate as the offender query system indicates Waterval.</p> <p>19/7/2012 Letter to HCC Ebongweni inviting his responses and comments to inmate allegations, feedback diarized for 30/7/2012.</p> <p>Bulletin sent to ICCV to consult with inmate and provide feedback diarized for 27/7/2012</p>	

						<p>visits were denied for 6 months. He was unhappy about this as other inmates were also caught with monies and not penalised. The HCC Mr. Khumalo told him that because he was the only white man he alone was punished. He further complained that he was beaten with batons by 2 DCS officials on the instruction of the HCC. The HCC also allegedly gave instruction that whole cell block be beaten by officials. Shortly after this incident in June 2012 he was transferred to Kokstad CC for no apparent reason other than the fact that he was acquainted with an inmate who escaped and/or planned to escape. The inmate wants to be transferred back to Waterval CC as the conditions in Kokstad CC are not appropriate for his rehabilitation. He alleges that he is treated in an unfair manner because he is white, that the HCC from Waterval CC has in each instance of the above complaints uttered his 'whiteness' to be the reason for his punishment. He received (2 visits or 2 phone calls) a month at Kokstad CC. In other words 1 call, 1 visit or only 2 calls or only 2 visits. His family</p>	<p>30/7/2012 Telephone call to ICCV, about the outstanding feedback, unable to reach him.</p> <p>Call to centre for HCC feedback. Acting HCC advised that reasons for the inmate's transfer is under investigation by the Regional Commissioner. She advised that the inmate's request for transfer back to Waterval can only be approved by the RC.</p> <p>3/8/2012 Telephone call and email to CP updating him on progress.</p> <p>30/07/2012 Letter to HCC Waterval inviting his responses and comments to inmate's allegations, feedback diarized for the 6/8/2012</p> <p>31/7/2012 Attending call from HCC Waterval who requested the precise date of the alleged assault. HCC acknowledged he is aware of the due date for his feedback and undertook to abide.</p> <p>2/8/2012 Receive call from HCC Waterval advising that he will fax his feedback which was received. HCC denies allegations by inmate in his report.</p>	
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						<p>requested to visit him in Kostad CC without his phone calls being affected as he is practically cut off from communication with them.</p>	<p>13/8/2012 Received letter from inmate's cousin on his behalf. The inmate is dissatisfied that he is still at Ebongweni.</p> <p>5/10/2012 Letter to HCC and copied to AC, RC and Mr Selfe in which request is made for DCS decision on transfer anticipated by HCC.</p> <p>ICCV Hlamandana requested to remind HCC of transfer decision being awaited.</p>	
5.	28/06/2010	16/07/2012	19/07/2012	MS 98890300 R-536-2012	<i>Groenpunt Max</i> <i>ICCV Mr Motolo</i>	<p>Inmate complained about the following: 1. He was brutally assaulted by officials after he warned a fellow (Christian) inmate not to get involved with gangsters. Apparently the latter was pressured by gangsters and one MB had attempted to rape him. MS tried to stop this from happening and a quarrel ensued between him and MB who started to beat him and slap his friend. Other inmates had gathered around the commotion while MB had run to the office and informed officials that complainant was the one who had given him a knife to stab another gang member. The HCC instructed officials to lock the cells and came</p>	<p>19/7/2012 Letter to HCC Groenpunt inviting his response and comments to allegations.</p> <p>26/7/2012 HCC advised that investigation report was forwarded by registered mail and that a disciplinary hearing was conducted against implicated officials. Two of the three officials arraigned have been acquitted and matter pending against the third.</p> <p>2/8/2012 Letter to HCC acknowledging receipt of feedback and advising investigation sent by registered mail not yet received and that outcome of the disciplinary hearing against the third member be made available to</p>	Complaints Unit to confirm that ICCV not in possession of any evidence before finalizing matter.

						<p>without asking questions and took him and his friend to the gym hall where they were severely beaten by officials. Thereafter they were placed in segregation. The next day he asked for medical assistance as he was badly injured and one sister came and gave them pain tablets.</p> <p>He was then transferred to St Albans CC because he had made a case against the officials who had tortured him. He had suffered serious prolonged ear injury as a result of the assault. He would like to know what the status of the case is he opened against the officials at the SAPS Deneyville. Further he would like to know what steps was taken against the officials who had tortured him.</p>	<p>the Inspectorate as and when it becomes available. Diarized 15/8/2012.</p> <p>10/8/2012 Received investigation report. Acknowledge receipt send to HCC.</p> <p>Matter to be decided on.</p>	
6.	10 January	19/07/2012	25/07/2012	AM 207157337 R-537-2012	<p><i>Glencoe</i></p> <p>ICCV Ms Khonjelwayo</p>	<p>The inmate alleges that on 10 January he was involved in an argument in which he almost assaulted another inmate when officials came around and assaulted him severely. He sustained critical injuries. His hand was plastered following the assault and he also wears knee caps. He visits the Public Hospitals regularly for x-rays. He was advised by the doctor that he will</p>	<p>25/7/2012 Letter to HCC Glencoe inviting her responses and comments to inmate's allegations, feedback diarized for 1/8/2012.</p> <p>Call to ICCV advising her to consult with inmate but told of inmate having been already transferred to Qalabusha, ICCV to furnish her feedback as she knows of the allegations made.</p> <p>1/8/2012</p>	<p>DCS investigation report</p> <p>ICCV report.</p> <p>Complaints Unit to receive report from ICCV</p> <p>Qalabusha on treatment inmate is receiving. Investigation as to reasons for transfer from Glencoe to Qalabusha.</p> <p>Complaints Unit warned that</p>

						<p>suffer body pains for the rest of his life. He wants justice for the wrong that was done to him. He requests the intervention of external public bodies.</p>	<p>HCC Glencoe feedback received. An attached G337 medical report showed inmate sustained blunt injuries to the face, right eye and legs. Doctor recommended an urgent appointment with specialist. HCC reported no investigation was conducted. Advised that she was not aware of the allegations and that inmate reported to no one and as such no disciplinary action instituted against anybody. She further indicated that a transfer request of the inmate is in progress.</p> <p>2/8/2012 Contact HCC and Acting HCC on whether the above is her final findings regardless of no substantial investigation. Both not available. Message left with a Mr. Jordaan for HCC to revert.</p> <p>4/10/2012 Letter to AC and RC for intervention.</p>	<p>proper and timeous follow up must take place, in casu, from 2/8/2012 to 4/10/2012.</p>
7.	Not provided	13/07/2012	20/07/2012	SN 211138245 R-538-2012	<p><i>Glencoe</i></p> <p>ICCV</p> <p>Ms</p> <p><i>Khonjelwayo</i></p>	<p>The inmate complained regarding the following: He was allegedly assaulted by 2 officials one DM and X. They asked him to strip off his clothes; they searched him and did not find anything. DM hit him with a sjambok asking him where he put the</p>	<p>20/7/2012 Letter to HCC inviting her responses and comments to inmate's allegations, feedback diarized for 3/8/2012. AC and RC were copied. Bulletin to ICCV to consult with inmate and provide feedback on 30/7/2012</p>	<p>DCS investigation report</p> <p>HCC to also look into assault on 27/1/2012.</p>

						<p>knife. He was assaulted (tortured) for more than 1 hour in an attempt to retrieve a knife from him which he did not have. He wants to lay a charge against the officials and wants action to be taken against them as they acted wrongly against him.</p>	<p>27/7/2012 Letter received from AC acknowledging receipt of 20/7/2012 letter and undertaking to ensure feedback is provided by due date.</p> <p>1/8/2012 ICCV feedback received. ICCV report finds inmate was assaulted on 27/1/2012 but SAPS case was never opened. Inmate was sent to Hospital for x ray but J88 was never completed.</p> <p>Matter is being internally investigated. SAPS Glencoe contacted on 25/7/2012, 26/7/2012 and again on 1/8/2012 to assist inmate as he wants to prefer charges but the SAPS has not responded yet.</p> <p>6/8/2012 Letter to AC on outstanding feedback. Diarized for 10 August 2012.</p> <p>7/8/2012 Acting HCC respond by acknowledging our 20/7/2012 correspondence. He advised that the matter is still under investigation and the inmate was given an opportunity to open a SAPS case. AC acknowledges our letter dated 6/8/2012.</p> <p>10/8/2012 AC advised that</p>	
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							<p>there had been a delay with finalizing the investigation as officials whose statements required been off sick. He informs the report will be made available as soon as it is finalized.</p> <p>21/9/2012 Letter to RC copied to AC/HCC requesting overdue investigation report. Feedback diarized for 25/9/2012.</p> <p>25/9/2012 Letter to RC requesting acknowledgement and outstanding report. Diarized for 2/10/2012</p> <p>25/9/2012 Letter received from Acting HCC advising investigation still incomplete. At this stage the recommendations by ACC and AC are still outstanding.</p>	
8.	12/04/2012	18/07/2012	01/08/2012	ST 202880236 R-540-2012	<i>Rooigrond Med A</i> <i>ICCV Mr Kgakane</i>	<p>The inmate's complaint concerns an assault and health care. The inmate alleges that on 12 April 2012 he and 3 others, MM, TM and EL were transferred to Groenpunt Maximum Centre. He alleges that 4 EST officials M1, M2, S and L took him from his cell where after he was choked, assaulted and undressed in front of female officials. The inmate</p>	<p>1/8/2012 Call to ICCV who confirmed knowledge of the matter and that she still await further information from officials. ICCV undertook to submit her preliminary report</p> <p>3/8/2012 Letter to the HCC for his responses and comments to inmate's allegations and matter diarized for the 13/8/2012.</p>	ICCV report. Confirmation that ICCV is counselled on providing requirements when requested by the Regional Office.

						<p>indicates this happened at Medium B between the reception and lecture hall. He alleges that while transferred to Groenpunt Maximum centre, officials stopped at Lichtenberg CC where they were further assaulted; then they stopped at Potchefstroom Police Academy and there they were slapped several times. The 7 officials who were allegedly involved in this assault were M1, M2, M3, M4, M5, S and L. The next day after arriving at Groenpunt Maximum Centre, the inmate was allegedly consulted by F, who saw how bad the inmate was swollen from the assault. He further alleges that he has a prescribed diet from the doctor and he does not receive the proper food. This has allegedly caused him to have abdominal illness. He alleges that he had previously drank his medication on an empty stomach and gone to bed without receiving his meals. The inmate advised that the HCC was aware of his complaints.</p>	<p>21/8/2012 Received DCS investigation report.</p> <p>Decision pending</p>	
9.	Not provided	21/07/2012 (Captured by	30/07/2012	HW 211074190 R-554-2012	<i>Helderstroom Max</i> <i>ICCV Mr Arendse</i>	The HCC reported an assault, member on inmate via the JICS electronic system.	30/7/2012 Telephoned HCC (Mr. S Subramoney), who advised that the assault is being	DCS investigation report. ICCV report. ICCV to be

		the HCC of Helderstroom Max)					<p>investigated by DCS. He will provide the investigation report once it is complete.</p> <p>2/8/2012 Bulletin and SMS to ICCV for his preliminary report matter diarized for 10/8/2012</p> <p>13/8/2012 ICCV contacted to provide his feedback. Informed that he is yet to take the inmate's statement and will provide same by 14/8/2012.</p> <p>HCC communicated with office and advised that investigation is still ongoing. Once finalized same will be forwarded to JICS.</p> <p>4/10/2012 Letter to HCC and copied to AC and RC for investigation report.</p> <p>4/10/2012 ICCV telephonically reminded of outstanding report by ICCV/VC.</p>	counseled by Regional Office on timeous feedback.
10.	Not provided	27/07/2012 (Captured by the VC:CO Mr. J Daniels)		AS 208195758 R-579-2012	<i>Helderstroom Max</i> <i>ICCV Mr Arendse</i>	The inmate was allegedly assaulted by an official; the official hit the inmate with a tonfa in his face. The inmate reported the alleged assault to the HCC and wanted to lay a charge against the official with SAPS. The inmate alleges that 8 months has passed and SAPS never came to take his statement. The inmate further alleges that he did	<p>1/8/2012 Letter sent to HCC inviting his responses and comments to inmate's allegations. Bulletin and sms sent to ICCV for preliminary report. Matter diarized for 15/8/2012.</p> <p>3/8/2012 ICCV informs he had attended to the matter which will be discussed at the VC. ICCV report still outstanding.</p>	<p>DCS investigation report.</p> <p>ICCV/VC to be counseled by Regional Office on requirement of timeous feedback.</p>

						not receive any medical treatment.	4/10/2012 Letter to AC and RC for investigation report.	
11.	18/02/2012	01/08/2012	24/08/2012	SD 209690078 R-605-2012	St. Albans Max ICCV Ms. Mzwakhe	<p>The inmate alleges that he was assaulted by an official after he requested to talk to the HCC. The incident occurred after the inmate was refused a request for his radio. S1 is cited as the official involved.</p> <p>The inmate states that he laid a criminal charge with SAPS but was informed that prosecutor refused to prosecute due to a lack of evidence. The inmate furthermore alleges that he was also 'shocked' by S2. In his letter the inmate lastly also alleges racism and corruption without any specific incidents.</p>	<p>24/08/2012 Bulletin and sms to ICCV to consult with inmate and feedback by 7 September 2012.</p> <p>Letter to HCC/AC/RC requesting investigation report - diarized for 7 September 2012.</p> <p>24/08/2012 Received acknowledgement from AC.</p> <p>11/09/2012 – received DCS investigation report.</p> <p>Decision pending</p>	Confirmation by ICCV that s/he not in possession of further evidence before finalizing this matter.
12.	27/07/2012	06/08/2012	06/08/2012	CN and 16 others 212355888 R-607-2012	Krugersdorp ICCV Mr. Pepsi	<p>We received a call from ICCV Mr. Pepsi on 06/08/2012 who reported that seventeen (17) inmates were allegedly assaulted by EST officials on 27/07/2012. The EST officials were allegedly doing a routine search in the D-Section looking for a cell phone. The assault allegedly happened while the inmates were exiting the cells; the officials hit some of the inmates with batons saying they should walk faster.</p>	<p>31/07/2012 ICCV interviewed various inmates and learnt of the complaint of assault from the inmate and 16 others.</p> <p>1/8/2012 The ICCV consulted the 16 inmates, HCC and the Unit Manager Mr. Msimanga on the merits and demerits of the assault. The Unit Manager and HCC allegedly only became aware of the assault when ICCV Mr. Pepsi had the consultation with them. When</p>	<p>DCS investigation report.</p> <p>ICCV to be counseled on providing documentation on time by Regional Office.</p>

					<p>Other inmates were slapped in the face for looking at the officials. The inmates did not receive immediate medical attention; only received medical attention on 03/08/2012. The alleged assaults were also not registered in the G365, only after the ICCV became aware of the assaults.</p>	<p>ICCV Mr. Pepsi asked official MG to sign the index of interview he refused to sign. Even after the Unit Manager was present he still refused. The official's refusal to sign was because he allegedly does not know the procedure as to who must sign the index of interview and told the ICCV that he required to be trained thereon.</p> <p>The official MG only signed the ICCV's copies after the HCC intervened.</p> <p>6/8/2012 ICCV contacted JICS and gave the details to the complaint over the phone as he informed that the fax was out of order. JICS formally registered the complaint. Received name-list of 16 inmates which was assaulted from ICCV.</p> <p>6/8/2012 Letter to HCC copied to AC/RC requesting investigation report. Diarized for 31 August 2012.</p> <p>3/9/2012 Called HCC, he was not available the secretary informed that the HCC was on leave and that she will convey the message.</p> <p>Called ICCV, he informed that the fax is now in</p>	
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							working order, he will send the documents by Wednesday 5 September 2012. Same still outstanding. 8/10/2012 Letter to AC and RC for investigation report.	
13.	05/04/2012	22/8/2012	22/8/2012	MP 210147617 R-640-2012	Pretoria Female ICCV No ICCV	<p>This complaint with a comprehensive report was handed over to the Complaints Unit by the Inspection Unit. The complaint was received during an inspection in April 2012. The inspector had investigated the matter there and then.</p> <p>The inmate alleges she was assaulted by 2 DCS officials (A and L). She sustained bruising on her arms and thighs and a reddish dot in her right eye. This occurred after she attempted to commit suicide. She did this by stealing tablets from the clinic where she worked at the time. The two inmates discovered her and alerted the officials have now told her that they do not want to be her witnesses in this matter as the officials will make their incarceration extremely difficult. She furthermore alleges that the HCC Mrs. Maake told the inmates that they can complain as much as they want to but nothing will come of it. According to the</p>	<p>31/8/2012 Letter to HCC copied to AC/RC requesting investigation report - diarized for 14 September 2012</p> <p>6/9/2012 Receive HCC acknowledgment.</p> <p>12/9/2012 Received DCS investigation report.</p> <p>Decision pending</p>	

						psychologist, the inmate has severe symptoms of major depressive disorder.		
14.	Not provided	13/08/2012	13/08/2012	MF 211291296 R-646-2012	Standerton Med B ICCV Mr. Dladla	<p>The inmate's mother called the office alleging that her son called her to say that he was assaulted by a DCS official VK. This was on a wound where he had surgery done on. She claims that since the first day of his incarceration there has been conflict between her son and the head of prison after he requested to be put in a single cell for study purposes. The inmate is a UNISA student. According to her the inmate is being victimized by other DCS officials at the centre. Furthermore, the inmate was granted a transfer to Ermelo as requested but returned to Standerton a week later; DCS claimed that it was an illegal transfer. The further allegation is that the inmate's UNISA assignments are being held back by officials and that he is verbally abused.</p>	<p>13/8/2012 Contacted JICS Regional Manager to assist as complainant did not provide inmate's registration number, unable to capture. Offender query search ensued. Mr Prusent provided registration number as inmate's mother forwarded it.</p> <p>31/08/2012 Letter to HCC copied to AC/RC requesting investigation report - Diarized for 14 September 2012.</p> <p>03/09/2012 Call ICCV, phone just ringing.</p> <p>6/9/2012 Bulletin and sms to ICCV requesting his report on the allegations made by inmate. Call ICCV advised we have sent a bulletin which he must consult and provide his feedback by 14 September 2012.</p> <p>19/9/2012 Received DCS investigation report.</p> <p>25/9/2012 Received ICCV feedback report.</p> <p>Decision pending.</p>	

15.	Not provided	18/07/2012	19/07/2012	PO 541774 R-663-2012	Pretoria Central ICCV Mr. Mbalo	Received an email from a BB on the 17 July 2012. The matter was referred to various role players including the Chairperson of the Portfolio Committee for Correctional Services, Mr. V. Smith. BB alleged the following: 1. Gang related incident took place in which gang members stabbed each other. 2. The HCC, Mr. M and members of the EST, apparently assaulted the gang members. 3. Mr. M had to be dragged off the inmates as he was hitting and kicking the inmates. 4. An inmate was brutally attacked and taken to hospital and placed on an intravenous drip and his head was extremely swollen. 5. Due to the brutal attack, the inmate passed away. 6. Another inmate, PO was also assaulted and can barely walk and complaining about chest pains. BB mentioned that she is not sure of the facts of the matter but trust that it will be investigated. An urgent appeal was made for a thorough investigation into the allegations.	Investigation by Inspectorate on 19 July 2012. Prima facie findings that inmates indeed assaulted. See item 2 under Investigations. 22/8/2012 Telephonically requested investigation report HCC. Informs investigation report can be made available. 19/9/2012 Follow up with DCS on investigation report. 28/9/2012 Received DCS investigation report. Decision pending.	
16.	17/08/	18/08/2	21/08	MS	Sasolburg	The inmate	21/08/2012	

	2012	012	/2012	211679392 R-667-2012	ICCV Mr. Motolo	<p>contacted the office on Saturday 18 August 2012. He alleged that on the 17 August 2012 he was shocked by a stun gun by a member in the section and he was also assaulted on the mouth by the member; as a result he received stitching from the clinic. The inmate further alleged that he was not allowed to lay a charge against the member and he was also not allowed to contact the office until Saturday morning.</p>	<p>Bulletin and sms to ICCV requesting report. Call ICCV to notify of bulletin and feedback which is due 24 August 2012.</p> <p>23/08/2012 Received preliminary feedback report from ICCV indicating that inmate indeed assaulted and received medical treatment consistent with being hit with a shield.</p> <p>24/08/2012 Letter to HCC copied to AC/RC requesting investigation report - diarized for 7 September 2012.</p> <p>27/08/2012 Documents received from ICCV (G365, G337, Incident report and written statement from inmate)</p> <p>28/08/2012 Acknowledgement from HCC</p> <p>29/08/2012 Received complete feedback report from ICCV.</p> <p>10/09/2012 received DCS investigation report.</p> <p>Decision pending.</p>	
17.	13/08/2012	21/08/2012	31/08/2012	TO 206317680 R-672-2012	Tswelopele ICCV Mr. Ramapaeane	<p>The inmate alleges that on the 13/08/2012 he was assaulted by warders at Tswelopele CC. He</p>	<p>31/08/2012 Letter to HCC copied to AC/RC - diarized for 14 September 2012</p>	<p>DCS investigation report.</p> <p>ICCV report. ICCV to provide</p>

						<p>further alleges that he sustained broken ribs and was denied permission to see the doctor and to lay criminal charges against the officials. The inmate further alleges that the nurses who are supposed to assist him are not helpful and are very rude to him. He requests assistance in consulting a doctor and also in laying criminal charges with the SAPS.</p>	<p>04/09/2012 Acknowledgement of receipt from AC</p> <p>04/09/2012 Contacted ICCV to consult inmate and forward the necessary documentation by 14 September 2012.</p> <p>7/09/2012 Acknowledgement of receipt from RC.</p> <p>8/10/2012 Letter to AC and RC for investigation report.</p>	<p>explanation for failure to provide required information.</p>
18.	13/08/2012	24/08/2012	24/08/2012	<p>GF + 3 Others</p> <p>99559989</p> <p>R-707-2012</p>	<p>Tswelopele</p> <p>ICCV</p> <p>Mr. Ramapaeane</p>	<p>The three inmates (JD, IP, FM) were allegedly assaulted by the HCC Mr. J, Mr. G and EST officials on 13 August 2012. Inmate GF was assaulted by Mr. G who hit him in his face and his ear with his fists. This resulted in the inmate going deaf in one ear. The inmates were accused to be involved with drugs and an incident of assault followed. The inmate alleges that this was not an isolated incident and that previous similar incidents have occurred.</p>	<p>24/08/2012 Bulletin was sent to ICCV and a letter to HCC copied to AC/RC - diarized for 10 September 2012</p> <p>31/08/2012 Received RoCs from ICCV. All inmates not consulted. ICCV to provide his full report.</p> <p>4/09/2012 Contacted ICCV to fax the missing RoCs and as those provided are incomplete (there are no HCC comments). ICCV requested to get the HCC comments as well.</p> <p>6/9/2012 ICCV provide complete RoCs but has not included his comments. ICCV was requested via telephone to provide his comments by 10 September 2012.</p> <p>8/10/2012 Letter to AC and RC</p>	<p>DCS investigation report.</p> <p>ICCV to be assisted if necessary to provide fully completed RoCs as it appears he requires co-operation of HCC.</p>

							for outstanding report.	
19.	19/03/2012	25/08/2012	28/08/2012	NT 211094541 R-710-2012	Dundee ICCV Ms. Khonjelwayo	The complaint was picked up from an unsolicited investigation report by DCS of assault of an awaiting trial detainee by EST members at Dundee CC. The inmate statement as per the investigation report states that on 19 March at approximately 10am EST member slapped him. Other EST members joined in by kicking and assaulting him several times. The inmate states that he does not know the EST members but he will be able to identify them. The assault occurred after EST member searched the cell and found dagga. The EST member then told this awaiting trial inmate that he should point out who was smoking dagga with him; he then pointed out the alleged assaulted inmate as his accomplice. The inmate states that he reported the assault to the HCC. Furthermore the inmate sustained injuries to the chest, after the assault the inmate was allowed to go to the clinic where he received pain tablets; this was only a week after the alleged assault. The inmate was denied to open a case with SAPS, the inmate was told	28/08/2012 Bulletin was sent to ICCV to consult the inmate to provide an independent statement - diarized for 5 September 2012. 31/08/2012 Letter to the HCC copied to AC/RC, acknowledging the investigation report which was provided by DCS on 15/8/2012. Decision pending.	ICCV statement to be obtained before finalization.

						that they would first have to contact the head of EST before he could lay a charge. The inmate mentions he has a witness MB.		
20.	28/08/2012	31/08/2012	03/09/2012	AK 204016605 R-716-2012	Helderstroom Max ICCV Mr. Arendse	We were informed by the HCC of an assault (member on inmate) that took place on 28th August 2012. The HCC reported that during unlock, the inmate allegedly assaulted the Unit Manager, Mr. Adonis. The HCC also alleges that during the scuffle and trying to bring the inmate under control the inmate injured himself; at the back of his head. The HCC alleges that during his complaints request from the inmate, he mentioned that he was assaulted by the official; the inmate was taken to the prison hospital. The HCC is now investigating the assault.	3/9/2012 Contacted the HCC: Mr. Subramoney who informed that the assault is currently being investigated and he mentioned that the official said the inmate assaulted him and not the other way around. 3/9/2012 Send a bulletin and sms to the ICCV. Phone ICCV went unanswered. Feedback due 7 September 2012. 4/10/2012 Letter to AC and RC for investigation report. 4/10/2012 Bulletin to ICCV for his report.	DCS investigation report
21.	05/09/2012	07/09/2012	12/09/2012	NG 210455403 R-755-2012	Mthatha ICCV Ms. Kela	The ICCV at Mthatha Medium Correctional Centre Ms. NP Kela called the JICS to report an assault of 9 or more juveniles at the above centre 5/09/2012. The ICCV undertook to forward all relevant documents of names and details. Unfortunately she had a personal tragedy in her family and could only get the information to LSD late Friday afternoon.	Matter investigated. See item 8 under Investigations. 4/10/2012 Preliminary report to RC and copied to Portfolio Committee in which our findings set out and bringing to attention allegations of further assaults on 3 further juveniles. 4/10/2012 Received copy of letter from PC addressed to	DCS investigation report. N.B. Inspectorate to deploy investigator to Mthatha to investigate the 2 nd set of assaults (on 28 September 2012).

						<p>In it she reports of juveniles that were assaulted on different days. The juveniles were assaulted on their waists, thighs and under their feet. As result their feet are still painful and bloodstained. They were also made to strip and instructed to 'clean' the wall, which meant them to move up and down with their hands on the wall. They allege that they were denied medical treatment and not given an opportunity to lay charges with SAPS against DCS officials who assaulted them.</p> <p>The assistant HCC, Mr. Hufkie and the unit manager denied knowing of the use of force. The inmates allege they were assaulted for fighting and others for smoking dagga.</p>	<p>Minister and National Commissioner.</p> <p>4/10/2012 ICCV Kela reports that experiencing difficulty in obtaining medical reports from nurses – alluding to some tension. The inmate(s) were also transferred on 3/10/2012.</p> <p>5/10/2012 T/c call to RC, Mr Breakfast and advising him of JICS investigation and sought his assurance that inmates not further subject to unlawful treatment and not transferred.</p>	
22.	Not provided	13/9/2012	13/09/2012	MS 207690155 R-801-2012	<p>St. Albans Med. B</p> <p>ICCV Z Maliza</p>	<p>Matter relates to media report in which the inmate was assaulted by a DCS official and is now suing the Minister of Safety and Security in the Eastern Cape High Court. The inmate now claims he is fearful and jittery after the assault. The department's Adv Mncedisi Simoyi denied liability, stating that DCS officials would testify that the inmate was a rude prisoner and provoked the assailant. That the assailant hit the</p>	<p>13/9/2012 Enquiry into the inmate's registration and other details (not apparent from news report).</p> <p>02/10/2012 Telephoned HCC enquiring on whether inmate detained at St Albans Med B and if he aware of incident. HCC inform he will enquire and revert.</p> <p>02/10/2012 Phone call from HCC informing inmate is at the Centre and that he</p>	<p>DCS investigation report.</p> <p>Enquiry into why ICCV had not been aware of this matter.</p>

						<p>inmate after he lost his temper. That he hit him once with a clenched fist and that he was taken to hospital after the assault as he was bleeding.</p>	<p>was informed incident happened at Maximum Centre and that AC office had been defending matter in court.</p> <p>02/10/2012 Letter to HCC copied to AC/RC requesting investigation report - diarized for 16 October 2012</p> <p>02/10/2012 Bulletin and sms to ICCV to consult the inmate and provide feedback report. Call ICCV to notify of bulletin and feedback which is due 9 October 2012</p>	
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Objective 3: Mandatory Reports

The Mandatory Reporting Unit deals with those compulsory reports that HCCs are obligated to report to the Inspecting Judge in terms of the Act, namely:

Section 15: Death

Section 30: Segregation

Section 31: Mechanical Restraints

Section 32: Use of Force

3.1 Deaths

Unnatural Deaths

No	Date of death	Date reported	Inmate's name/ registration no/ Case no	Correctional / Remand Centre	DCS Classifica tion	Brief description of alleged circumstances by DCS / action by Mandatory Unit	Outstanding documents
1.	28/06 /12	03/07/1 2	PA 208073794 Sentenced D-347-2012	Helderstr oom Med.	Unkno wn – other	<p>The inmate reported sick for the first time on the 14/5/2012. He complained of blurred vision and light headedness, he was assessed at the clinic and told to return to his cell and visit the clinic later so that his blood pressure could be monitored but he did not.</p> <p>He was sent to Caledon hospital and then later transferred to Tygerberg</p>	<ul style="list-style-type: none"> • <i>DCS Investigation Report</i> • <i>Death certificate</i> • <i>B11663/G 362</i> • <i>Post-mortem</i>

					<p>hospital.</p> <p>4/07/2012 contacted the ICCV for preliminary report. A bulletin, sms and email was sent to the ICCV for a preliminary report.</p> <p>4/07/2012 contacted the Centre and was told by Mr. J. Sodladla that the HCC was not available and that the email should be directed to him and he would pass it onto the HCC. An email requesting a preliminary report due by 09/07/2012 and a complete DCS internal investigation report by 1/08/2012 was sent to Mr. J. Sodladla and copied to the Regional and Area Commissioner.</p> <p>6/07/2012 received an email from J. Sodladla confirming receipt.</p> <p>1/08/2012 contacted Mr. J. Sodladla but he was on leave for the day and will return on the 2/08/2012.</p> <p>2/08/2012 called Mr. J. Sodladla but he was not in the office. Called the HCC and he requested that the email be resent to him which we did.</p> <p>2/8/2012 sent sms to ICCV informing him that preliminary report not submitted on due date and now due on 3/8/2012.</p> <p>7/8/2012 Visitors Committee chairperson, Mr. Arendse advised that he would look into ICCV's failure</p> <p>20/8/2012 Mr. Arendse requested to submit preliminary report today. He said that he does not have access to Centre and will go on the 22/8/2012. Letter to Area Commissioner requesting incident report.</p> <p>23/8/2012 email sent to regional manager requesting her to follow up with ICCV.</p>	
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						<p>24/8/2012 reply from regional manager that she will attend to the matter on the 27/8/2012.</p> <p>29/8/2012 feedback on matter from ICCV. No indication that the ICCV was that sent it. The information received is unacceptable. Received incident report from the Area Commissioner.</p> <p>13/9/2012 email to regional manager requesting progress regarding this matter and the ICCV.</p> <p>13/9/2012 letter to HCC requesting complete DCS internal investigation report by 19/9/2012.</p>	
2.	3/07/2012	11/07/2012	EF 212701884 Unsentenced D-357-2012	St. Albans Med. A	Possible epileptic fit	<p>Remand detainee passed away due to possible epileptic fit and it was reported as an unnatural death.</p> <p>20/07/2012 contacted the ICCV via bulletin and sms for the preliminary report due 26/7/2012.</p> <p>20/7/2012 an email was sent to the HCC (copied to AC and RC) requesting a preliminary report due by 26/07/2012 and a complete DCS internal investigation report by 10/08/2012 to which HCC responded citing cause as possible epileptic fit.</p> <p>01/08/2012 contacted the ICCV and he confirmed that he received the bulletin and that he was not at the Centre at the time of the call but will be going to the Centre on the 2/08/2012.</p> <p>Sent ICCV a bulletin and sms confirming telephone conversation. ICCV's preliminary report due 02/08/2012.</p> <p>17/9/2012 called the ICCV and his phone was off and sent him a sms. Sent a fax to the HCC informing him of the overdue DCS investigation report which is now due on the 19/9/2012.</p>	<ul style="list-style-type: none"> • DCS Investigation report • Post mortem

						<p>Email regional manager informing her of the ICCV's delay in submitting his preliminary report. Fax to Area Commissioner requesting the incident report.</p> <p>19/09/2012 – received preliminary investigation from DCS indicates inmate passed away as a result of epileptic fit, awaiting post mortem report.</p>	
3.	13/07/2012	19/07/2012	<p>RL 212401091</p> <p>Unsentenced</p> <p>D-368-2012</p>	Malmesbury Med. B	<p>Unknown other - Head injury</p>	<p>On 13/07/2012 the inmate started shaking in his bed; fellow inmates called officials and the inmate was taken to Swartland hospital where he was examined by a doctor and declared dead.</p> <p>20/07/2012- contacted the ICCV via bulletin and sms for the preliminary report due 26/7/2012.</p> <p>An email was sent to the HCC requesting a preliminary report due by 26/07/2012 and a complete DCS internal investigation report by 10/08/2012.</p> <p>1/08/2012-received preliminary report from the HCC could not identify the cause of death. DCS to provide report once finalized.</p> <p>2/08/2012-Sent sms to ICCV informing him that preliminary report not submitted on due date and now due on 3/8/2012.</p> <p>6/8/2012 HCC called the office requesting an email be sent confirming receipt of the incident report and he stated that the DCS investigation report is completed but that the investigator still needs some information. Sent the HCC an email as per his request.</p> <p>3/9/2012 received post mortem report, stated that the cause of death was undiagnosed coronary artery disease and underlying lower respiratory tract infection.</p>	<ul style="list-style-type: none"> • <i>DCS Investigation report</i>

						<p>7/9/2012 call to ICCV and he states that has difficulty with preliminary report and that he was informed that it was a natural death.</p> <p>17/9/2012 call to Mr. Jooste, official at Centre he stated that the investigation report is at the Area Commissioner's office for finalization.</p>	
4.	09/07/2012	19/07/2012	NR 210743326 Sentenced D-370-2012	Thohoyan dou Med. A	Assault	<p>A group of inmates had attacked 4 fellow inmates with various sharpened objects. The 4 inmates were critically injured and taken to a public hospital and at approximately 18h00 inmate NR passed away.</p> <p>19/07/2012-received RoC from ICCV containing the preliminary report confirming inmate passed away as a result of stab wounds he sustained when inmates started fighting during lunch time when 2 officials were on duty.</p> <p>20/07/2012- An email was sent to the HCC (copied to AC and RC) requesting a preliminary report due by 26/07/2012 and a complete DCS internal investigation report by 10/08/2012.</p> <p>01/08/2012-Called HCC and he indicated that he did not receive the email dated 20/07/2012 and requested that it be faxed. Correspondence faxed with no success.</p> <p>02/08/2012-received a call from the HCC and asked that the email dated 20/07/2012 be emailed again which was done.</p> <p>13/9/2012 incident report received from the Area Commissioner.</p> <p>17/9/2012 letter to HCC again requesting the DCS investigation report which is now due by 19/9/2012.</p>	<ul style="list-style-type: none"> • DCS Investigation report • Post mortem report

						21/09/2012 – contacted HCC informed that the incident is being investigated by DCS regional office.	
5.	19/07/2012	20/07/2012	OO 212428307 Unsentenced D-381-2012	Modderbe e	Suicide- Drug Overdos e	<p>Remand detainee OO attempted to commit suicide on the 17/07/2012, he was admitted to Tambo Memorial hospital, then discharged on the 19/07/2012 and readmitted at the Centre hospital. He was then found dead in his cell by the professional nurse.</p> <p>25/07/2012- contacted the ICCV via bulletin and sms for the preliminary report due 30/7/2012.</p> <p>30/07/2012- requested investigation unit to conduct investigation.</p> <p>31/07/2012-email from manager of the investigation unit to investigate to inspector to conduct the investigation.</p> <p>03/08/2012- received email from Regional Inspector: JICS informing us he has conducted a preliminary investigation he will provide us with his report on the 07/08/2012, further enquiry into suicide note to be provided by HCC. Regional Inspector, on 10 August 2012 advised report to be submitted today, delay caused by HCC not providing suicide note.</p> <p>06/08/2012 – letter sent to HCC requesting investigation report due date 06/09/2012.</p> <p>10/08/2012 received report from investigation unit found that on the 17/07/2012 deceased with another inmate had drunk about 30 to 40 anti-depressant tablets each with intention to commit suicide.</p> <p>Inmates were found by members and they were referred to Tambo Memorial Hospital for further</p>	<ul style="list-style-type: none"> • DCS Investigation report • Post mortem report

						examination. Inmate was discharged on the 18/07/2012 and he was again taking to the hospital on the 19/07/2012 when he was having seizures, he returned to the centre where he passed away the same day.	
6.	22/07/2012	24/07/2012	CS 204595940 Sentenced D-391-2012	Boksburg	Suicide-hanging	<p>A fellow inmate went to the bathroom and called out that he is going to shower next, he did not receive a response as the shower curtain was closed and he could not see who was inside. He opened the shower curtain and found the inmate hanging from the showerhead.</p> <p>25/07/2012-sent ICCV a bulletin and sms requesting a preliminary report due by the 30/07/2012. Called ICCV but phone was off.</p> <p>25/07/2012- called DCS investigator, Mr. Visagie, he stated that the preliminary report is with the Manager of Facilities and Security, Mr. Majila and once they are done with it, he will provide the Inspectorate with a copy. An email was sent to Mr. Visagie to confirm the telephonic conversation.</p> <p>2/08/2012-Sent sms to ICCV informing him that preliminary report not submitted on due date and now due on 3/8/2012.</p> <p>06/08/2012 – letter sent to HCC requesting Investigation report due date 06/09/2012</p> <p>13/08/2012 received report from ICCV and investigation unit report found that the deceased committed suicide on 22 July 2012 by hanging himself in the shower of the communal cell, where he was found at around 04:00 by fellow inmates.</p> <p>Also found that the inmate was apparently frustrated with the slow progress of his parole application. Inmate was also referred to a psychologist with</p>	<ul style="list-style-type: none"> • DCS Investigation report • Post mortem

						whom he had 7 sessions .	
7.	27/07/2012	27/07/2012	MN 211797527 Unsentenced D-410-2012	Vereeniging	Suicide-Hanging	<p>Remand detainee hung himself in the shower with a cord from his jacket which he extended by using sheets. Deceased was found by a fellow offender and he alerted other offenders in the cell.</p> <p>27/07/2012-contacted ICCV via bulletin and sms requesting preliminary report due by the 30/07/2012.</p> <p>2/08/2012-Sent sms to ICCV informing him that preliminary report not submitted on due date and now due on 3/8/2012.</p> <p>06/08/2012 – letter sent to HCC requesting Investigation report due date 06/09/2012.</p> <p>07/08/2012 – received report from ICCV found that the deceased did commit suicide by hanging himself, he was a quiet person; he never complained of anything to his fellow inmates, there was also no suicide note left by the deceased.</p>	<ul style="list-style-type: none"> • DCS Investigation report • Post mortem • Death certificate • B11663/G 362
8.	28/07/2012	28/07/2012	LS 212265141 Unsentenced D-413-2012	Pollsmoor Max	Unnatural causes other	<p>On the 27/07/2012, the awaiting trial detainee complained of severe abdominal pain and was taken to the centre hospital where he was kept overnight and then on the 28/07/2012, his conditioned worsened and he passed away.</p> <p>30/07/2012-contacted ICCV but his phone was off and then a bulletin was sent to the ICCV requesting a preliminary report and a RoC.</p> <p>31/07/2012-ICCV, Ms Tini called and stated that she will be conducting the preliminary investigation and submit it by the 3/08/2012.</p> <p>03/08/2012 – received</p>	<ul style="list-style-type: none"> • DCS Investigation report • Post mortem report

						<p>preliminary report from ICCV, which indicated that on the 20 July 2012 the deceased was allegedly assaulted by another inmate in his cell and was taken to the centre hospital for observations.</p> <p>After the assault inmate complained of severe stomach pains/ cramps, he ate less food and could hardly sleep at night.</p> <p>ICCV also found that the medical records of the deceased only contained or reflected information about the inmate's death and did not reflect the assault that took place on the 20/07/2012. DCS preliminary report included in ICCV submission.</p> <p>06/08/2012 – letter sent to HCC requesting investigation report due date 06/09/2012.</p> <p>20/09/2012 – received call from HCC, informed me they have final received the post-mortem report and they will be finalizing their investigation report, once finalized they will provide JICS with a copy.</p>	
9.	28/07/2012	29/07/2012	SZ 212114909 Unsentenced D-415-2012	Durban Med. A	Stabbing	<p>Remand detainee was involved in a stabbing incident, he was disarmed and sustained injuries inflicted by officials.</p> <p>30/07/2012-ICCV contacted and phone was off and a bulletin then sent requesting a preliminary report.</p> <p>31/07/2012-Investigation unit conducting investigation and ICCV Mbatha confirms aware of the death and preliminary report to be submitted. JICS Durban office to conduct investigation.</p> <p>06/08/2012 – letter sent to HCC requesting Investigation report due date 06/09/2012.</p> <p>08/08/2012 – received letter from DCS informing us the investigation is still underway and matter not finalized.</p>	<ul style="list-style-type: none"> • <i>DCS Investigation report</i> • <i>Post mortem</i> • <i>Preliminary report</i> • <i>Death certificate</i> • <i>B11663/G 362</i>

						<p>10/08/2012 received report from investigation unit, they found that there was a fight amongst inmates who were stabbed each other, members went to the unit to stop the fight, it is alleged that the deceased was assaulted by about 7 members, deceased was assisted by fellow inmates to the hospital as he was too weak to walk on his own as he was bleeding heavily and he also did not get immediate attention at the centre hospital.</p> <p>The deputy HCC, unit manager and the nursing sister have been suspended pending both the SAPS and DCS investigation.</p>	
10.	23/08/2012	27/08/2012	EM 207026491 Sentenced D-463-2012	Bethal	Unknown	<p>The inmate died at the prison hospital due to unnatural causes, contested later to have been reported incorrectly, that the inmate died of natural causes.</p> <p>31/08/2012 -contacted the ICCV for preliminary report. A bulletin, sms and email was sent to the ICCV for a preliminary report. A letter was sent to the HCC requesting a complete DCS internal investigation report by 24/09/2012.</p> <p>05/09/2012 – received preliminary report from ICCV which indicates inmate passed away as a result of natural causes, the exact cause to be verified by post mortem. Medical notes also indicate that the inmate complained of body weakness, nausea, fever and loss of appetite the day he passed away on the 24/08/2012. Notes further reveal inmate had attended to the clinic previously for backache problems and was receiving medication.</p> <p>25/09/2012-called the HCC and she said the matter was incorrectly reported as unnatural and that she will send information confirming this.</p>	<ul style="list-style-type: none"> • DCS Investigation Report • Post-mortem

						26/09/2012-received preliminary investigation report from HCC indicates inmate passed away as a result of natural causes, post mortem report to confirm cause of death.	
11.	24/08/2012	24/08/2012	WC 211044212 Unsentenced D-466-2012	Boksburg	Suicide-Hanging	<p>The awaiting trial detainee was found hanging in the shower with a belt tied to the bars in front of the window.</p> <p>27/08/2012- contacted the ICCV for the preliminary report. A bulletin and sms was sent to the ICCV for a preliminary report due by 29/8/2012. An email was sent to the HCC requesting a complete DCS internal investigation report by 24/09/2012. Investigation Unit requested to conduct an investigation into this matter manager of investigation unit sent investigator an email requesting he do an investigation into this matter. Received Preliminary from Area Commissioner.</p> <p>29/08/2012-contacted the ICCV he said that he is not at the Centre today and will submit the report on the 30/08/2012.</p> <p>31/08/2012- contacted the ICCV and he stated that he will send the report in by the 01/09/2012.</p> <p>03/09/2012 – ICCV undertook to provide report on 05/09/2012 as he was still busy finalizing report.</p> <p>19/09/2012-received investigation unit report found deceased had a problem with his family support and he also lived in fear of his co-accused. Further found inmate was never referred to a psychologist for a consultation.</p>	<ul style="list-style-type: none"> • <i>DCS Investigation report</i> • <i>Incident report</i>

12.	27/08/2012	31/08/2012	SM 207294092 Sentenced D-485-2012	Waternal Med. A	Gang fight	<p>There was a gang fight in the deceased inmate's cell and he was attacked by 2 fellow inmates. The deceased and 2 other inmates retaliated and they were separated by members using minimum force. The deceased was taken to the Centre hospital and then referred to Madadeni hospital on the 27/08/2012 where he passed away.</p> <p>31/08/2012- contacted the ICCV for the preliminary report. A bulletin and sms was sent to the ICCV for a preliminary report due by 04/09/2012. A letter was sent to the HCC requesting a complete DCS internal investigation report by 30/09/2012. Received acknowledgment from Area Commissioner</p> <p>04/09/2012 – ICCV reported received.</p> <p>ICCV conducted interviews with inmates who shared a cell with inmate and they confirmed that deceased was assaulted in the morning by another inmates who belong to a gang and that the inmate never went to hospital to seek medical attention. Further revealed that in the afternoon the deceased retaliated and passed away during the second fight.</p> <p>The unit manager also confirmed that the inmate had been involved in fights were he had stabbed other inmates previously and had been charged by DCS.</p> <p>01/10/2012-contacted Mr. Jooste, official, he said that investigators were appointed and unsure when the investigation will be completed.</p> <p>02/10/2012-email from official stating that the matter is still under investigation and a copy will be sent to JICS as soon as it is finalized.</p>	<ul style="list-style-type: none"> • DCS Investigation report
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13.	10/09/12	10/09/12	TT 211418166 Sentenced D-504-2012	East London Medium A	Unnatural Cause s /other	<p>Inmate was admitted to the centre on the 03/05/2011, deceased was admitted to the centre hospital on the 31/08/2012, and he was also receiving ARV medication. The naked body of the deceased was found lay inside the bath with a small amount of water around him and his stomach was swollen and there was water on the floor around the bath.</p> <p>10/09/2012- letter to the HCC requesting a complete DCS internal investigation report by 10/10/2012.</p> <p>10/09/2012 – requested preliminary report from VCCO via bulletin and sms, report due by 13/09/2012.</p> <p>12/09/2012 -received the preliminary report, VCCO found that inmate started his ARV medication on 20/08/2012, on the 30/08/2012 he complained of a cough and loss of appetite, was then admitted to the hospital.</p> <p>21/09/2012 – received death certificate and post-mortem. Post mortem report shows inmate passed away as a result of miliary (disseminated) tuberculosis.</p>	<ul style="list-style-type: none"> • DCS Investigation report • Incident report
14.	04/09/12	11/09/12	NS Remand Detainee 212326064 D-509-2012	King Williams Town	Unnatural Causes/ other	<p>The death of remand detainee NS arising from unknown unnatural causes was reported on the 11 September 2012. It was reported that the deceased had a history of blackouts and on the 23/08/2012 he fell on the ground and sustained about a 1cm laceration on his head.</p> <p>11/09/2012-received a fax from the Centre containing proof matter was reported, G362, warrant for detention, BI 1663 and the G337.</p> <p>12/09/2012- letter to the HCC requesting a complete DCS internal investigation report by</p>	<ul style="list-style-type: none"> • DCS Investigation report • Incident report • Post mortem report

						<p>12/10/2012.</p> <p>12/09/2012 -Received letter from DCS, they are busy with investigation.</p> <p>13/09/2012-letter to HCC informing him that the investigator will be conducting an investigation into this matter.</p> <p>17/09/2012- received report from investigation unit, it found that the inmate fell on the 23/08/2012 but was only referred to a public hospital on the 03/09/2012 where he passed away. Evidence in the G335 shows that the inmate went to the centre hospital on 3 occasions where he complained of headaches, neck pains and nausea. He was given Erythromycin 500mg, Bactrim tablets, Panado and Brufen 400mg.</p>	
15.	14/09/12	19/09/12	BB 99123304 Sentenced D-514-2012	Barborton Farm medium B	Car Accident	<p>The inmate was involved in a car accident while he was on his way to see doctor for medical reasons.</p> <p>19/09/2012- letter sent to the HCC requesting a complete DCS internal investigation report by 20/10/2012.</p> <p>19/09/2012 – received letter from DCS, investigation in progress.</p> <p>19/09/2012 requested preliminary report from ICCV via bulletin, email and sms report due by 21/09/2012.</p> <p>20/09/2012- Received the ICCV's preliminary report confirmed that inmate was involved in a car accident with two members from DCS who also passed away. Inmate was being transported to hospital in a van not an ambulance as his situation was not critical but was for a check-up.</p>	<ul style="list-style-type: none"> • <i>DCS Investigation report</i> • <i>Death certificate</i> • <i>B11663/G 362</i> • <i>Post mortem report</i>

16.	16/09/12	19/09/12	NM Remand Detainee 212953064 D-516-2012	Pollsmoor Female	Suicide - Hanging	<p>Deceased was a 22 year old awaiting trial detainee housed in B4 - Unit. She returned from the medical parade and was placed in single cell 03. The inmates in the single cells were let out for exercise, but she requested to remain in her cell, as she was not feeling well. Ms. N. Roboji, an official, returned to the single cell block and inspected the cells to ensure that no inmates were hiding in their cell. She found the inmate hanging from the window frame and requested assistance from the HCC & Registered Nurse. No vital signs could be detected by the nurse and ER 24 was contacted. ER 24 declared the inmate dead upon their arrival.</p> <p>19/09/2012- letter sent to the HCC requesting a complete DCS internal investigation report by 20/10/2012. 19/09/2012 – requested preliminary report from ICCV via email with due date of 21/09/2012.</p> <p>20/09/2012-investigation unit requested to investigate matter.</p> <p>20/09/2012 - Received the incident report from the DCS confirming the incident and investigation ongoing</p> <p>20/09/2012 – received ICCV report, ICCV found that since inmate indicated and presented signs of depression she was referred to a psychologist and psychiatrist for help.</p>	<ul style="list-style-type: none"> • <i>DCS Investigation report</i> • <i>Death certificate</i> • <i>B11663/G 362</i> • <i>Post mortem report</i> • <i>Incident report</i> • <i>investigation unit report</i>
17.	18/09/12	19/09/12	WD 212000964 Sentenced D-524-2012	Drakenstein Maximum	Unknown	<p>The inmate was brought to the hospital by officials after collapsing in the Unit. After doing observations the medical staff could find no blood pressure, no pulse, no breathing observed and his pupils were fully dilated. Also seen by doctor at about 10H30 and certified inmate's death.</p>	<ul style="list-style-type: none"> • <i>Post mortem report</i>

						<p>19/09/2012- A letter was sent to the HCC requesting a complete DCS internal investigation report by 20/10/2012.</p> <p>19/09/2012 requested preliminary report from via bulletin from ICCV due by 21/09/2012.</p> <p>03/10/2012 received DCS report indicating that inmate passed away as a result of cardiomyopathy.</p>	
18.	25/09/12	26/09/12	<p>BM</p> <p>Remand Detainee 211074161</p> <p>D-538-2012</p>	Helderstr oom Maximum	Burn wounds	<p>Inmate set his cell alight on 19/07/2012 and he was hospitalized since. Passed on in hospital on 25/09/2012. Causes are said to be unnatural and unknown.</p> <p>26/09/2012- A letter was sent to the HCC requesting a complete DCS internal investigation report by 31/10/2012. Contacted the ICCV for the preliminary report. A bulletin, sms and an email was sent to the ICCV for a preliminary report due by 01/10/2012.</p> <p>27/09/2012- investigation unit requested that this matter be investigated.</p> <p>28/09/2012- email from manager of investigation unit stating that he will conduct the investigation.</p> <p>01/10/2012-email to HCC requesting documents and incident report.</p> <p>01/10/2012 Received a call from the ICCV, Mr. Arendse he has submitted preliminary report to the VCCO.</p> <p>03/10/2012 –contacted the VCCO he is currently doing filed work and will not be able to fax documents.</p>	<ul style="list-style-type: none"> • <i>DCS Investigation report</i> • <i>Death certificate</i> • <i>B11663/G 362</i> • <i>Post mortem report</i> • <i>Incident report</i> • <i>investigation unit report</i>

19.	22/09/12	26/09/12	VM 206067654 Sentenced D-539-2012	Mangaung	Suicide - Hanging	<p>The inmate was found hanging in his cell.</p> <p>26/09/2012- letter sent to the controller, Mr. Snyders, requesting a complete DCS internal investigation report by 26/10/2012.</p> <p>26/09/2012 – requested preliminary report from ICCV via bulletin, sms and an email due by 01/10/2012.</p> <p>27/09/2012- email to investigation unit requesting that this matter be investigated. Investigation unit requested regional manager to conduct investigation.</p> <p>01/10/2012-received an email from the ICCV stating that he will submit his preliminary report on the 01/10/2012 - email to Mr. Snyders requesting overdue incident report.</p> <p>02/10/2012 – received incident report showing deceased used pieces of his clothes to hang himself.</p>	<ul style="list-style-type: none"> • DCS Investigation report • Death certificate • B11663/G 362 • Post mortem report • investigation unit report
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Vulnerable deaths (Female, Juveniles, Infants)

No	Date of Death	Date Reported	Inmate's name / registration no / Case no's	Name of CC	Classification	Outstanding documents
1	10/07/2012	19/07/2012	T M 212907246 D-375-2012	Johannesburg Female	Natural Causes other	<ul style="list-style-type: none"> • Death certificate • B11663/G 362 • RoC • DCS investigation
					<p>6/9/2012 email to HCC requesting DCS internal investigation report due by the 14/9/2012.</p> <p>7/9/2012 call to HCC requesting progress of the investigation report she stated that the investigation is finalized however it is en route to the final stages before it is made available.</p>	

2	21/07/2012	25/07/2012	A M 209906640 D-396-2012	Johannesburg Female	Natural Causes Other 6/9/2012 email to HCC requesting DCS internal investigation report due by the 14/9/2012. 7/9/2012 call to HCC requesting progress of the investigation report she stated that the investigation is not yet finalized.	<ul style="list-style-type: none"> • Death certificate • B11663/G 362 • RoC • DCS investigation
3	08/09/2012	11/09/2012	Thembisile P. Dube Sentenced 211909681 D-510-2012	Johannesburg Female	Unknown 12/09/2012-letter sent to the HCC requesting a complete DCS internal investigation report by 10/10/2012.	<ul style="list-style-type: none"> • Death certificate • B11663/G 362 • RoC

Natural Deaths

For the quarter 173 natural deaths were reported by the DCS. Documentation verifying the deaths is submitted by ICCVs via the JICS regions who are afforded a period of sixty (60) days within which to submit.

Categories	DCS REGIONS						TOTAL
	WC	EC	KZN	LMN	GP	NC/FS	
HIV / AIDS	1	2	1	1	3	1	9
CANCER	2	2					4
CARDIAC / CARDIOVASCULAR	1	2	2	2	1		8
CHICKEN POX				1			1
DIABETES				1	1		2
DEHYDRATION						1	1
GASTRITIS					1		1
HEPATITIS B					1		1
HYPERTENSION				1			1
KIDNEY / LIVER FAILURE	1	1	1	1		1	5
MENINGITIS		1	2			3	6
OBSTRUCTION				1			1
PULMONARY		2	1	2	1		6
PNEUMONIA				1	1	1	3
RESPIRATORY	2	4	3	1	2	1	13
STOMACH ULCER		1					1
TB	2	3	1	2	3	4	15
UNKNOWN	11	11	17	15	30	11	95
TOTAL	20	29	28	29	44	23	173

Segregations

CATEGORIES	DCS REGION						LSD INTERNAL		
	WC	EC	KZN	LMN	GP	NC / FS	TOTAL	APPEAL	FINALISED
S30(1)(a)	303	168	30	65	111	130	807	2	2
S30(1)(b)	107	54	11	102	184	73	531		
S30(1)(c)	73	69	1	23	77	41	284		
S30(1)(d)	143	123	15	38	74	105	498		
S30(1)(e)	5	5	0	1	3	1	15		
S30(1)(f)	27	12	0	10	12	8	69		
TOTAL	658	431	57	239	461	358	2204	2	2

There were 2204 segregations reported. There were 2 appeals from inmates.

Mangaung / TM (205228062) – G -3930 – 2012: The inmate had allegedly assaulted two (2) fellow inmates; he was segregated for seven days as he displayed violence towards other inmates. Inmate appealed his seven (7) day segregation but did not provide us with reasons for his appeal. He only stated his appeal in his written application. Appeal dismissed, 7 day segregation confirmed.

Mangaung / KK (207225454) – G -4475 – 2012: The inmate allegedly assaulted an official by grabbing him on his throat; inmate was segregated for seven days as he displayed violence. Inmate appealed his seven (7) day segregation, appeal dismissed as inmate could not provide valid reason as to the reasons why he was appealing his segregation. The inmate stated he only wants to appeal.

Mechanical Restraints

CATEGORIES	DCS REGION						TOTAL
	WC	EC	KZN	LMN	GP	NC/FS	
S31(1)	8	1	3	1	18	2	33

	Drakenstein Med. B: 1 Brandvlei Juvenile: 4* Allandale: 1 Worcester Male: 1 Brandvlei Max: 1	Fort Beaufort: 1	Ebongweni Max: 3	Witbank: 1	Leeuwkop Max: 1 Jhb Med. A: 5 Baviaanspoort 1 Emthonjeni Juvenile: 1* Pretoria Local: 1 Baviaanspoort Max: 3 Leeuwkop Juvenile: 1 Pretoria Central: 2 Modderbee: 2 Boksburg Juvenile: 1	Kroonstad Med. B: 1 Kuruman: 1	
TOTAL	8	1	3	1	18	2	33

* refers to Juveniles discussed below.

M-138-2012 Emthonjeni Juvenile: The inmate was taken to the Courtyard at approximately 10H00 with other inmates from the E-unit to play soccer. He slipped out unnoticed and was found the back of the centre around 11H50. ICCV was unsure of where the inmate was incarcerated but stated he will go to the centre.

M -140 -2012 x 3 Brandvlei Juvenile – inmate has been placed in mechanical restraints for his own safety; inmate gets aggressive, and breaks glasses. Inmate has been assessed by a psychiatrist previously. (Unit manager to travel to Brandvlei to assess the inmate.)

M-154-2012, M -163-2012: Brandvlei Juvenile CJ: inmate was showing signs of suicide and he was restrained by the centre so that he can be calm. ICCV visited the inmate, inmate has already seen a psychiatrist and they are trying to arrange for him to see a second psychiatrist for another opinion.

M – 148 – 2012: Leeuwkop Juvenile, Inmate SK (212292242) used another inmate’s name to escape from the centre. Inmate was captured and placed under mechanical restraints. ICCV consulted inmate: he was only in mechanical restraints for four days and thereafter they were removed.

M – 165 – 2012: Boksburg Juvenile, MH (210089256) inmate was put on mechanical restraint after he damaged property.

Use of Force

CATEGORIES	DCS REGION						TOTAL	INQUIRED
	WC	EC	KZN	LMN	GP	FS/NC		
S32(1)(c)(i) – self defence						2	2	2
S32(1)(c)(ii) – defence of any other person			1		1	1	3	3
S32(1)(c)(iii) – preventing an inmate from escaping								
S32(1)(c)(iv) – protection of property	1						1	1
TOTAL	1		1		1	3	6	6

Gauteng

Pretoria Central / MM (210290410) – R - 598 – 2012:

Inmate MM and others attacked inmate O in his cell, hitting him on the head with a big pan. Inmate O managed to run to the Unit Manager’s office. Inmate MM then attempted to stab Head of Centre with a

sharp self-made object; the inmates also had a stick which they wanted to assault the members with. The members used necessary force to disarm and restrain the inmates.

Matter was investigated by our Investigation unit and found that:

- There was a fight between inmates regarding a cell phone or wrist watch that was allegedly stolen from an inmate.
- The fight escalated and one of the parties allegedly belonged to the 28 Gang.
- HCC and EST were called and force was used to stop the fight.
- The use of force was authorized by the HCC.
- The Department to provide the Inspectorate with its full investigation report once it is complete.

Free State / Northern Cape

Mangaung /GJ (208845770) – R 567 – 2012:

The inmate was requested by officials to attend an assessment at the vocational AFST, but the inmate refused to follow instructions from the officials. The inmate became uncooperative and a struggle ensued. Officials used minimum force to cuff him. He was taken to the clinic to be assessed by the doctor for any injuries he might have sustained. No injuries were found.

[Matter finalized, the using of cuffs by EST was justified as inmate was became aggressive when given instructions by the members]

Mangaung / SM (210806877) – R -589 – 2012:

Inmate SM was involved in a fist fight with another inmate in the exercise yard. He then used a broom stick to hit inmate M on the head. The inmates were fighting over a lighter. Officials used minimum force as inmate did not want to cooperate with them - the officials used cuffs to restrain the inmate. SM was taken to the clinic for an examination. He had no visible injuries.

Matter Finalized: 30/7/2012 received feedback from Mr. Snyders stating that inmates are staying in a street where cleaners use brooms to sweep the floors. The incident happened in the street and the grabbed one of the brooms.

Inmate M sustained injuries on the head as indicated in the medical report. The Controller Mr Motsapi, and Mr Snyders, consulted with SM after the incident. He did not indicate any intention to report the matter to SAPS. Only control and restraint was used to contain the inmate. Fellow inmates also tried to stop SM but to no avail. *(When force is used the inmate is given an opportunity to open a SAPS case against the members)*

Mangaung / KK (207225454) – R-590-2012:

The inmate allegedly assaulted an official by grabbing him on his throat. Officials used the control and restraint method to stop the inmate from assaulting the official – the only physical intervention used by officials. Inmate was taken to the hospital after force was used, and no visible injuries were present.

[Matter finalized, the using of the control and restraint method by EST was justified as inmate wanted to assault an official.]

Port Shepstone / TK (211607977) – R-627-2012:

It is alleged that TK was hit on the head with a tonfa by an official B, after he found the inmate washing clothes for another inmate. Inmate was ordered by the official several times to stop washing the clothes, inmate was also given instruction to go to his cell for lock up and he refused. The official then hit TK with a tonfa.

Matter Finalized: After further enquiries to the Head of Centre we are of the opinion that this matter is not a use of force but an assault member on inmate. The reason for this is that the explanation given as to the use of force does not fall within the requirements of use of force in terms of section 32 (1) of the Correctional Services Act 111 of 1998. (File to be handed over to the complaints unit).

Knysna CC - R815-2012:

On 17 September 2012 at about 20:10 member Mr. Rhode was conducting his night visit to the Centre. Inmates in the B section Cell 2 demanded to watch another TV channel. The member explained to the inmates that the system cannot be changed because the TV system was programmed and the rest of the inmates in the Centre were watching that specific channel. The inmates were rude and arrogant to him and threatened to set the cell alight. Mr. Rhode then called the standby member in charge, Mr. Barnard to the Centre. Mr. Barnard tried to explain to the inmates but they did not want to cooperate. At about 20:30 Mr. Barnard called Mr. Arries and when he arrived most of the members were already in the Centre. Mr. Arries negotiated with the inmates from 20:30 until 21:35 and realized that he could not break through to them. He then called the HCC from George who arrived at 22:35. He also negotiated with 5 of the instigators who had intimidated other inmates who wanted to cooperate by removing the beds that were blocking the entrance to the cell. At 23:55 while the HCC was still busy convincing some of them through the window, the 5 instigators started to burn their mattresses. It was then that the cell door and windows were broken to extinguish the fire and the perpetrators were forcefully removed. Out of the 39 unsentenced inmates in B2

only 4 of them sustained minor injuries. These 4 received medical treatment immediately. Tonfa and riot shields were used on the inmates.

20/09/2012-sent the HCC an email with questions and requested a complete investigation report due by 20 October 2012. Contacted the ICCV and informed him about the matter. Sent the ICCV a bulletin, sms and an email.

25/09/2012-email to Mr. M. Matthews (*Acting Head of Centre on that specific day*)

01/10/2012-email from HCC informing that the investigation will be finalized on the 30/10/2012. Sent an email to the regional manager setting the manner in which the investigation is to be conducted. Called the ICCV and he said that he is at Uniondale and it is too far from Knysna CC.

PROGRAMME 3: COMMUNITY OVERSIGHT AND STAKEHOLDER ENGAGEMENT

Objective 1: Independent Correctional Centre Visitors

ICCV post establishment

The appointment of ICCVs at correctional centres remains a high priority for the Inspectorate to adhere to, outlined in section 92 of the CSA. As reported in the previous quarterly report, additional ICCV posts were created to review the ratio of one (1) ICCV per 1000 inmates on a sliding scale. Subsequently 35 new posts were created.

Management region	CC	ICCV Posts on the post establishment	Number of posts filled	Number of "old" vacant posts	Number of "new" vacant posts
Southern (WC/EC)	55	67	50	14	3
Eastern (KZN/EC)	61	76	36	31	8
Central (FS/NC/NW)	72	82	67	11	4
Northern (LP/MP/GP)	47	78	63	10	5
TOTAL	235	303	216	66	21

Since 31 March 2012 Matatiele and Escourt Correctional Centres closed for renovations and Willowvale Correctional Centre reopened.

ICCV training

The following ICCV trainings were conducted during the quarter:

Management region	Month	Nature	Candidates
Northern (LP/MP/GP)	July	Introduction	5
Southern (WC/EC)	August	Introduction	11
Eastern (KZN/EC)	September	Introduction	13
Northern (LP/MP/GP)	September	Introduction	6
Central (FS/NC/NW)	September	Introduction	4
Eastern (KZN/EC)	September	Introduction	12
Northern (LP/MP/GP)	September	Para-legal	12
TOTAL	7		63

Various meetings were held, initiated by the Inspectorate, with Institutions of Higher Learning and SASETA to discuss the possibility of establishing an accredited training programme for ICCVs.

ICCV Performance Audits

A total number of 127 ICCVs were audited during the period 01 July 2012 to 30 September 2012. As a result the following findings were uncovered during the performance audits:

- 2 consultative meetings were held to sensitize ICCVs on minor non-compliance
- 1 ICCV received a verbal warning
- 1 ICCV received a written warning
- 0 ICCVs received a final written warning

- 2 ICCVs were suspended
- 1 ICCV contract was terminated

Minimum Standards of Service Delivery (MSSD)

The ICCV contracts specify that the following functions and duties are to be performed:

- ***Site visits:*** For which a monthly mini-inspection report must be submitted. These reports are sent to the Directorate: Legal Services, Complaints Unit. The Complaints Unit has the responsibility to follow up matters referred to in these reports, which may warrant inspections or investigations.
- ***Interviews:*** 25% of the allocated population of inmates. During the quarter the ICCVs conducted a total of **70,250** interviews. During the interview process, inmates may register complaints and/or requests with the ICCV. The ICCV records these complaints and/or requests in an “Index of Interview” register.
- ***Monitor G 365:*** All complaints recorded in the ICCVs Index of Interview register are also recorded by DCS officials in the Department’s official complaints register, referred to as the G 365. During the quarter under review, a total number of **24 528 complaints** deriving from ICCV interviews were recorded in the G 365. One of the functions of the ICCV is to monitor the G 365 register to determine whether the complaints / requests were resolved.
- ***Private Consultations:*** The ICCV furthermore conducts private consultations with inmates, to address complaints registered in the G 365 that have not been resolved or not resolved adequately. During the period, the ICCVs conducted **16 561** private consultations with inmates. The ICCV records these private consultations in a Record of Consultation register. These registers are referred on to HCCs or delegates. The ICCV also facilitates the resolution of these complaints between the Head of Correctional Centres and inmates. The reports from ICCVs show that they have successfully facilitated the resolution of 14 573 of the 14 818 complaints through the private consultation process.
- ***Visitors Committee (VC) meetings:*** The VC has four distinct functions, one of which is to discuss those complaints not resolved between the Head of Correctional Centre and inmate. During the quarter a total number of **308** complaints were referred to and discussed at the VC meetings. The VC meeting, which includes officials of the DCS, provides advice to ICCVs on the facilitation of the resolution of these complaints. A total of 192 complaints were referred back to the Heads of Centres and were subsequently resolved. In effect it means that **84 Unresolved Complaints** were forwarded to the Directorate: Legal Services. (See Programme 2 objective 2).

Objective 2: Visitors Committee Meetings

Visitors' Committees

The number of VCs as reported in the 2011/2012 Annual Report has increased to 50. There are 42 active VCs and the remaining 8 will become active once all the newly created ICCV posts are filled.

One of the functions of the Regional Managers is to visit all of their VCs during the financial year. The four Regional Managers have visited 21 VCs in total since 1 April 2012. The purpose for Regional Managers visiting VCs is to do an audit on the effectiveness of the VCs and to evaluate the outcome of the office bearers training.

One of the recommendations in the 2011/2012 Annual Report was the request that HCCs attend VC meetings. Of the total number of 126 VCs that were held, 47 were attended by HCCs. This is an improvement compared with the previous quarter. However the Inspectorate wishes to encourage all HCCs or their representatives to attend these meetings.

Meetings with Stakeholders

During the quarter, the following organs of state and civil society attended various VC meetings:

Table 17: Stakeholders attendance at VC meetings per region

SMR	NMR	EMR	CMR
LASA PE LASA Uitenhage LASA Western Cape LASA Worcester LASA Wellington Uitenhage Justice Centre PE Justice Centre	LASA Nelspruit Community Police Forum: Nelspruit NICRO Barberton	LASA Durban LASA New Castle LASA Pietermaritzburg LASA Empangeni LASA East London NPA East London LASA Port Shepstone LASA Butterworth LASA Waterval SAPS Newcastle SAPS East London	LASA Odendaalsrus LASA Goedemoed LASA Grootvlei DEPT Home Affairs Odendaalsrus DPP Odendaalsrus LASA Qwaqwa LASA Bethlehem Lesotho Consulate Khayelethu Youth Org

3. Stakeholder Engagement

Public Calling for Nominations (PCN) Meetings

The following community meetings were held to publicly request organizations to nominate candidates to serve as ICCVs.

SMR	NMR	EMR	CMR
None	None	<ul style="list-style-type: none"> • Mdantsane SAPS Hall • Ngcobo CC • Willowvale SAPS Hall • Stanger Municipality (Board Room) • Maphumulo Social Development Offices • Umvoti Municipality 	<ul style="list-style-type: none"> • Graaff Reinett CC • Jansenville CC • Somerset East CC • Cradock CC • Middelburg CC

		(Kranskop & Greytown) <ul style="list-style-type: none"> • Osizweni Community hall • Mqanduli CC • Ingquza Municipality • Tabankulu Municipality 	
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After various public meetings were held nationally during the quarter, the following number of nomination forms was received:

Table 18: Nomination Forms Received

Region	July to September 2012	April to June 2012	January to March 2012
LP/MP/NW	20	88	23
FS/NC	15	6	23
KZN	60	80	56
GP	109	111	42
WC	16	20	29
EC	162	284	71
TOTAL	382	589	244

In addition to the conducting of community meetings, the Regions also attended the following meetings:

Management Regions	Name of NGO / State Organs
Northern Management	<ul style="list-style-type: none"> • Khulisa - Rustenburg • WITS Justice Project (WJP)
Southern Management	<ul style="list-style-type: none"> • George CPF • Department of Justice - George
Central Management	<ul style="list-style-type: none"> • Thoafalo Advice and Development Centre • Ke Barona Disability and Old Age
Eastern Management	<ul style="list-style-type: none"> • Dept of Constitutional Development and Justice