

**IN THE EQUALITY COURT AT THE MAGISTRATE'S COURT  
HELD AT LOUIS TRICHARDT**

**CASE NUMBER: 01/2020**

In the matter between:

**MAVHIDULA, AZWIDINI VICTOR (ON BEHALF OF  
THE SOUTH AFRICAN HUMAN RIGHTS COMMISSION)**

Complainant

and

**MATUMBA, ANTHONY**

Respondent

In the application of:

**MEDIA MONITORING AFRICA TRUST**

Applicant for admission  
as an amicus curiae

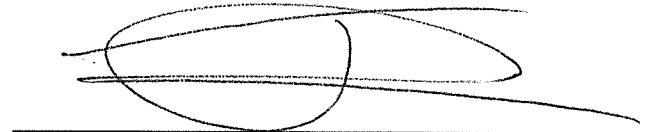
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**DATED AT POLOKWANE ON THIS THE 11<sup>TH</sup> DAY OF AUGUST 2021.**



**DDKK ATTORNEYS**  
 ATTORNEYS FOR THE COMPLAINANT  
 19 WATERMELON STREET  
 PLATINUM PARK, BENDOR  
 DOCEX 17 / PO BOX 55  
**POLOKWANE, 0699**  
**TEL:** (015) 297 3310  
**FAX:** 086 617 0297  
**E-MAIL:** [mdk@ddkk.co.za](mailto:mdk@ddkk.co.za)  
**REF:** M.C DE KLERK/PS/MH005865

**TO: POWER SINGH INC.**  
 ATTORNEYS FOR THE APPLICANT FOR  
 ADMISSION AS AN AMICUS CURIAE  
 FIRST FLOOR, 20 BAKER STREET  
**JOHANNESBURG**  
**TEL:** (011) 268 6881  
 C/O COXWELL STEYN VISE & NAUDE INC  
 31 SONGOZWI STREET  
**LOUIS TRICHARDT**  
**TEL:** (015) 516 0116

**E-MAIL:** [legal11@csvn.co.za](mailto:legal11@csvn.co.za)  
**REF:** A STEENKAMP / JF STEYN

AND

**TO: TSHILIDZI MAKUYA ATTORNEYS**  
ATTORNEYS FOR THE RESPONDENT  
RR MASHAPA BUILDING  
THOHOYANDOU  
P O BOX 6075  
**THOHOYANDOU, 0971**  
**TEL:** (015) 962 5044  
**CELL:** 072 384 7341  
**FAX:** (015) 962 6267  
**E-MAIL:** [tconsultant590@yahoo.com](mailto:tconsultant590@yahoo.com) / [antenlegal2@gmail.com](mailto:antenlegal2@gmail.com) /  
[ettmkr@gmail.com](mailto:ettmkr@gmail.com)  
**REF:** MS KEDIBONE

AND

**TO:** THE ASSISTANT REGISTRAR  
THE ABOVE HONOURABLE COURT



J693

REPUBLIC OF SOUTH AFRICA

## FORM 2

**INSTITUTION OF PROCEEDINGS IN TERMS OF SECTION 20 OF THE PROMOTION OF EQUALITY  
AND PREVENTION OF UNFAIR DISCRIMINATION ACT (ACT NO. 4 OF 2000)  
[Regulation 6 (1)]**

- Note: 1. Affidavits of other persons or other documentary evidence in support of the matter must be attached.
2. Your attention is drawn to the fact that the equality court may refer the matter to an alternative forum. If the matter is referred back to the equality court the clerk will inform you accordingly.

[If the space provided is inadequate, submit information as an Annexure to this form and sign each page.]

PART A: PARTICULARS OF COMPLAINANT (to be completed if lodging complaint on own behalf)						
Surname:	N/A					
Full names:						
ID. No./Date of birth:						
Residential address:						
	Code ( )					
Residential telephone number:						
Cellular telephone number:						
Work address:						
	Code ( )					
Work telephone number:						
Fax number:						
Physical address (where documents can be served):						
1 Almeria Crescent, Dainfern Ridge, Fourways, 2191						
	Code ( )					
Preferred method in which the form is to be served:	Registered post	E-mail	Fax	Sheriff	Clerk	
	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
Correspondence contact details (In terms of above):						
E-mail address:						
Other relevant information (such as financial position, availability of transport, socio-economic status, if an interpreter will be needed and if special requirements are needed e.g. wheelchair access) which may assist the presiding officer to make a decision regarding the forum which must deal with the complaint in terms of the Promotion of Equality and Prevention of Unfair Discrimination Act, 2000 (Act No. 4 of 2000):						

AKU

PART B: PARTICULARS OF PERSON ACTING IN TERMS OF SECTION 20(1)(b) - (f) ON BEHALF OF ANOTHER PERSON/ASSOCIATION/BODY (Proof of capacity of person acting in terms of section 20(1)(b) - (f) to be attached)					
Surname:	MAVHIDULA				
Full names:	AZWIDINI VICTOR				
ID. No./Date of birth:	7303037961084				
Capacity of person acting in terms of section 20 (1) (b) - (f):	SAHRC PROVINCIAL MANAGER LIMPOPO				
Registration number of corporate body:					
Residential address:	29 A BICCARD STREET POLOKWANE LIMPOPO <div style="text-align: right;">Code ( 0699 )</div>				
Residential telephone number:					
Cellular telephone number:	0767801500				
Work address:	29 A BICCARD STREET POLOKWANE LIMPOPO <div style="text-align: right;">Code ( 0699 )</div>				
Work telephone number:	0767801500				
Fax number:	N/A				
Physical address (where documents can be served):	29 A BICCARD STREET POLOKWANE LIMPOPO <div style="text-align: right;">Code ( 0699 )</div>				
Preferred method in which the form is to be served:	Registered post <input type="checkbox"/>	E-mail <input checked="" type="checkbox"/>	Fax <input type="checkbox"/>	Sheriff <input type="checkbox"/>	Clerk <input checked="" type="checkbox"/>
Correspondence contact details (In terms of above):	ecarter@sahrc.org.za				
E-mail address:	ecarter@sahrc.org.za				
Name(s) and address(es) of person(s) on whose behalf you are acting.					
Code ( )					

<b>PART C: PARTICULARS OF RESPONDENT(S)</b> (The under mentioned particulars should be furnished in respect of each respondent.					
Name of person(s)/organization(s) against whom/which proceedings are instituted:  MR ANTHONY MATHUMBA					
ID. No./Date of birth/ Registration No.:		8809215818085			
Residential address (if applicable): STAND 1057, VLEIFONTEIN, LOUIS TRICHARDT, LIMPOPO,  <div style="text-align: right;">Code ( 0948 )</div>					
Residential telephone number:					
Cellular telephone number:		076 725 0709 / 079 490 7114			
Work/Business address: MAKHADO LOCAL MUNICIPALITY 83 KROGH STREET, LOUIS TRICHARDT, LIMPOPO, 0920  <div style="text-align: right;">Code ( 0920 )</div>					
Work telephone number:		015 519 3000			
Fax number:					
Preferred method in which the form is to be served:		Registered post <input type="checkbox"/>	E-mail <input checked="" type="checkbox"/>	Fax <input type="checkbox"/>	Sheriff <input checked="" type="checkbox"/>
Correspondence contact details (In terms of above):					
Physical address (where documents can be served): STAND 1057, VLEIFONTEIN, LOUIS TRICHARDT, LIMPOPO,  <div style="text-align: right;">Code ( 0948 )</div>					
E-mail address:		N/A			

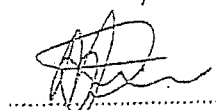
<b>PART D: PARTICULARS OF PERSON APPEARING ON BEHALF OF COMPLAINANT</b>					
Full names and surname of person appearing on your behalf: (representative)  SOUTH AFRICAN HUMAN RIGHTS COMMISSION					
ID. No./Date of birth:		N/A			
Postal address of representative: PO BOX 4431 POLOKWANE  <div style="text-align: right;">Code ( 0700 )</div>					
Residential telephone number:		N/A			
Cellular telephone number:		0726389016			
Fax number:		Fax: 086 608 4097			
E-mail address:		ECARTER@SAHRC.ORG.ZA			

4

PART E: PARTICULARS OF COMPLAINT AND RELIEF SOUGHT	
Nature of complaint: (Please give full details of the complaint, the date of the incident(s) and the particulars of possible witnesses. Also indicate which right has been violated and the reasons why you think such right was violated.)	Between 29 June 2020 and 6 August 2020 the Respondent posted several comments on Twitter constituting harassment as per section 11 read with section 1 of PEPUA, 2000. The Respondent has posted serious, demeaning and humiliating comments against women, and black women in particular. The Respondent further did so under the guise of being a white woman, one Tracy Zille; to further encourage racial discord and promote disunity.
How has it affected you?	The comments made by the Respondent is irreconcilable with the aims of PEPUA, as well as section 9 and 10 of the Constitution of the Republic of South Africa, and therefore infringes on the rights to equality and dignity of women in general, and black women specifically.
Documents: Are there any documents to substantiate your complaint (e.g. pay slips, references, records of conversations) to substantiate your claim? (If so please attach.):	Please see the annexures attached
Relief sought: (Please indicate what assistance you require. The court may make an interim order, declaratory order, an order for the payment of damages, an order that an unconditional apology be made etc.)	<ol style="list-style-type: none"> <li>1. Court to determine that Respondent's utterances constitute harassment as per section 11 read with section 1 of PEPUA;</li> <li>2. Respondent to apologise on all of his social media platforms for the impugned statements made;</li> <li>3. Respondent to clarify his identity in his Twitter handle so as to refrain from sowing racial discord;</li> <li>4. Respondent to pay R20 000 towards a non-profit organization working expressly with victims of gender based violence;</li> <li>5. Respondent to be ordered to serve 80 hours of community services at a non-profit organization working expressly with victims of gender based violence</li> </ol>

PART F: PARTICULARS OF INSTITUTIONS/BODIES APPROACHED	
Particulars of institutions/bodies previously approached in respect of the complaint:	SOUTH AFRICAN HUMAN RIGHTS COMMISSION
The response of the institutions/bodies mentioned above:	TO APPROACH THE EQUALITY COURT FOR RELIEF HEREIN

Signed at Polokwane this 09 day of September year 2020



Signature of Complainant/Representative of class of persons/institution/organisation

A



PART G: AFFIDAVIT

I certify that before administering the oath/affirmation, I asked the deponent the following questions and wrote down his/her answers in his/her presence:

(1) Do you know and understand the contents of the declaration?

Answer: Yes

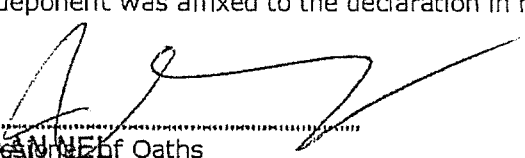
(2) Do you have any objection to taking the prescribed oath?

Answer: No

(3) Do you consider the prescribed oath to be binding on your conscience?

Answer: Yes

I certify that the deponent has acknowledged that he/she knows and understands the contents of this declaration. The deponent uttered the following words: "I swear that the contents of this declaration are true, so help me God."/" I truly affirm that the contents of the declaration are true." The signature/mark of the deponent was affixed to the declaration in my presence.



THABO M. NKOMO  
Commissioner Of Oaths  
Commissioner Of Oaths / Kommissaris Van Ede  
Practising Attorney / Praktiserende Prokureur  
25 Bodenstein Street  
Fullerton, Johannesburg 2017  
TOLUKWANE 0899

(Block letters)

Designation (rank).....Ex Officio Republic of South Africa

Business address.....

.....Code.....

(Street address must be stated)

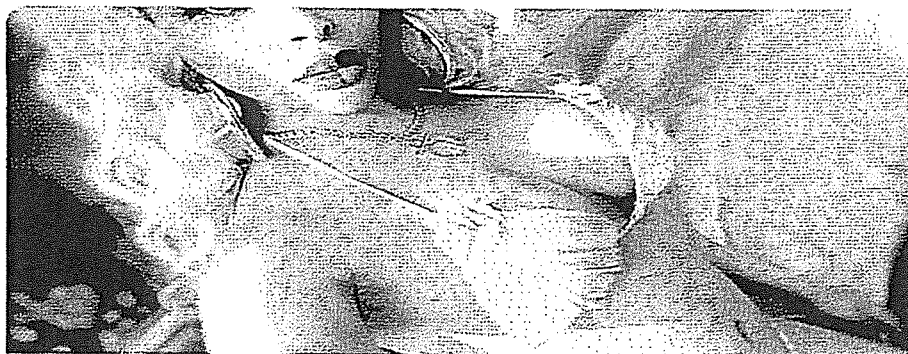
Date: 9/9/2020 Place: Pretoria

## Annexure A



Tracy Zille  
@TracyZille

Khanyi Mbau paid more than R100 000 to look like us White people. She paid money to live life as a White Woman. Is this not self hate and self racism? What happened to Black Lives Matter when a Black woman is paying money to live as a White woman? [bit.ly/2LK9RrZ](https://bit.ly/2LK9RrZ).



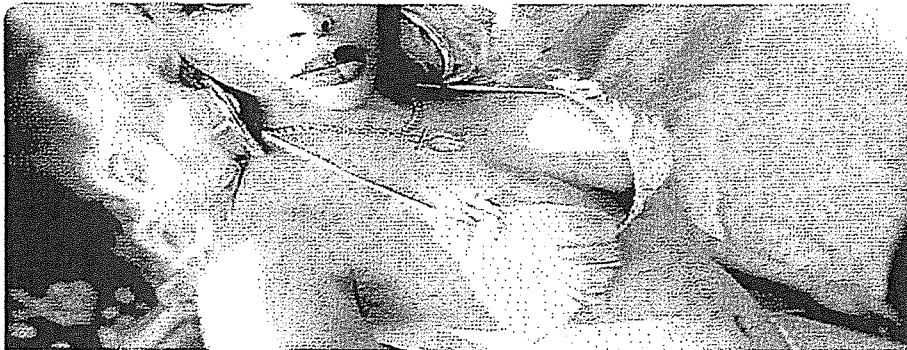
Khanyi Mbau spend R10 000 a month to maintain her light complexion or ...  
The star has been bleaching her skin for years despite receiving flak for drastically changing her looks. Khanyi recently sat down for an interview with [search57.com](https://search57.com)

## Annexure A



Tracy Zille  
@TracyZille

Khanyi Mbau paid more than R100 000 to look like us White people. She paid money to live life as a White Woman. Is this not self hate and self racism? What happened to Black Lives Matter when a Black woman is paying money to live as a White woman? [bit.ly/2LK9RrZ](https://bit.ly/2LK9RrZ).

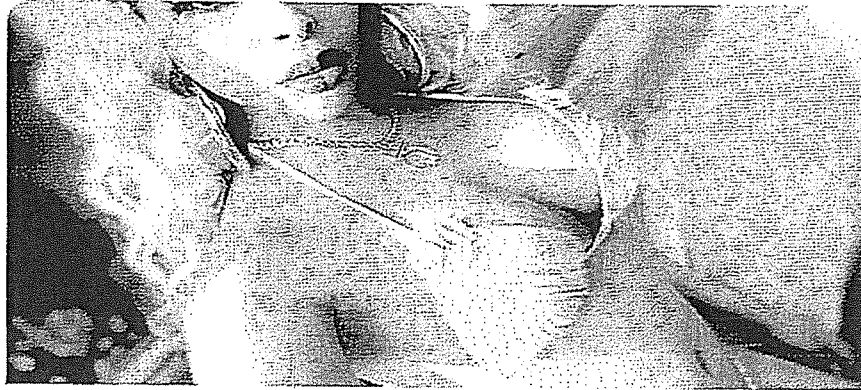


Khanyi Mbau spend R10 000 a month to maintain her light complexion or ...  
The star has been bleaching her skin for years despite receiving Rak for  
drastically changing her looks. Khanyi recently sat down for an interview wi...  
[search57.com](https://search57.com)



Tracy Zille @TracyZille · Jun 29

Where have you seen White/Indian/Chinese people buying Black people's hair? Our pride will never ever allow us to do that. We don't want our children 2 grow up thinking that God created us as less human race that buy hair of another race 2 look beautiful bit.ly/2LK9RrZ .



Khanyi Mbau spend R10 000 a month to maintain her light compl...  
The star has been bleaching her skin for years despite receiving flak for drastically changing her looks. Khanyi recently sat down for an...  
search67.com

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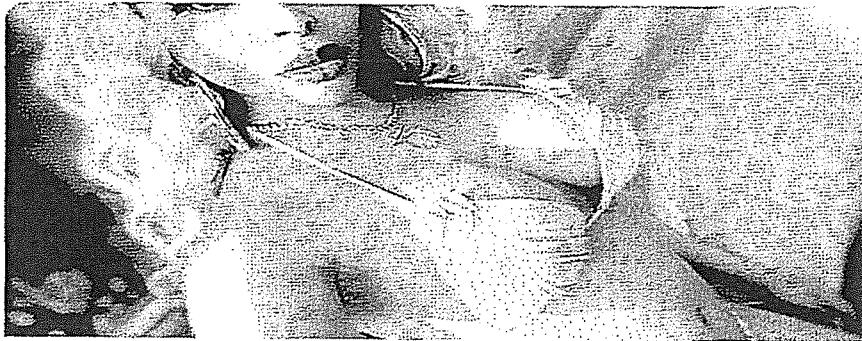




Tracy Zille @TracyZille · Jun 29  
Dear Black Women

Stop spending your hard earned money on buying our old hair. Why spend more than R4000 on our old hair. Some of you spend lot of money on bleaching your skin to look like us for example: [@W/WhiteJuice](#). Have self love please

Message from White Women.



Khanyi Mbau spend R10 000 a month to maintain her light compl... The star has been bleaching her skin for years despite receiving flak for drastically changing her looks. Khanyi recently sat down for an... [search67.com](#)

181

135

106

↑



Tracy Zille @TracyZille · Jun 30

Did you know that majority of White men are stressed by Black women who always throw themselves at them? But you can't blame them. Our boys are hot and it unlike those ANC crooks with big fat stomachs from tenders. White women are not suffering from sexual starvation [#W/WhiteJuice](#)



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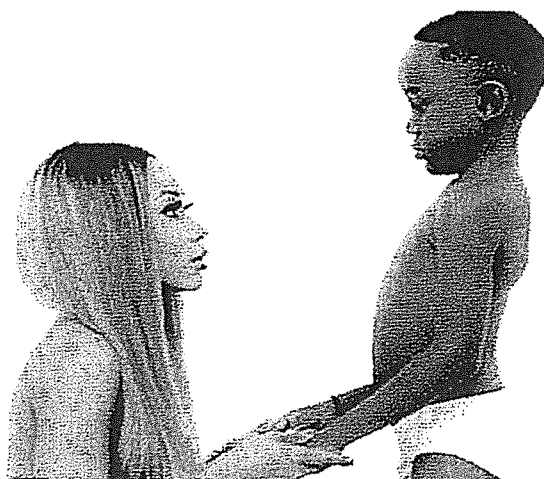
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**Tracy Zille** @TracyZille · Jun 30

Things Black children go through for their mothers to get likes and followers on Instagram. Poor boy is being used to replace his absent father. Imagine if it was a Black man and his daughter. Did you see what they were writing on Father's day? EAT ME



80

100

196



**Tracy Zille** @TracyZille · Jul 1

What will happen if White people stop selling their hair to Black women? What if we just wake up and decide to stop selling our hair. I am sure black women who don't appreciate their natural African hair like Bonang Matheba will cry to death.

#WhiteHairMatters #KeepYourBlackHair



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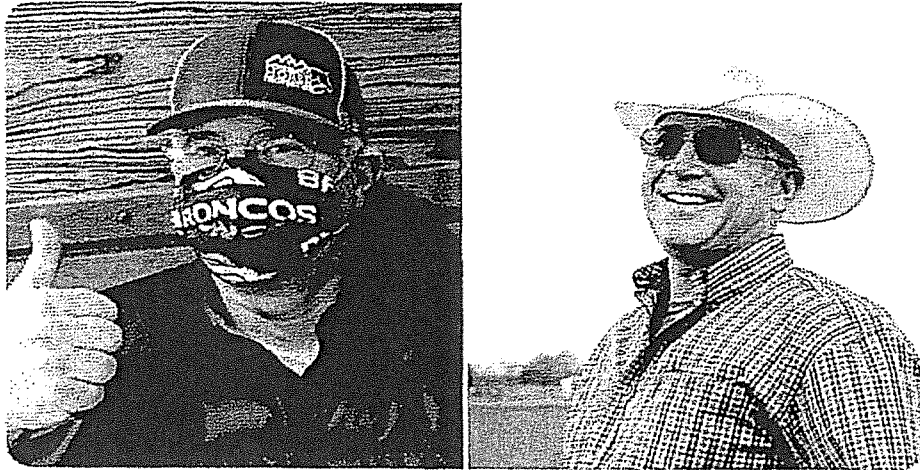
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Tracy Zille @TracyZille · Jul 1

Khanyi Mbau stay away from Oom Paul van Vuuren. He is not your type. He only fell for your tricks because he was drunk the day you met. We saw the R76 000 he transferred to your account. Leave him alone he thought you were a White Girl. This is not Mandla Mthembu we will fight...



36

69

98



Tracy Zille @TracyZille · Jul 5

This is not a White Wedding. It is a European Traditional Wedding for White people. This is our traditional wedding. The question to Black people is WHY DO YOU SPEND SO MUCH MONEY TO BE LIKE WHITES? African wedding & European Wedding wearing White people's hair. #CoconutsMustFall



147

337

509



4 av



Tracy Zille @TracyZille · Jul 5

Bonang bought used White people's hair for R12 729? Things Black women go through to look like us whites. Why all that money to buy white people's body parts (Hair) to put on your head. Do you get buried with our hair or put them on your will? LOVE YOUR NATURAL HAIR. #TracyZille

RECENTLY VIEWED



R 12 729,00  
3A Peruvian Full Lace



322

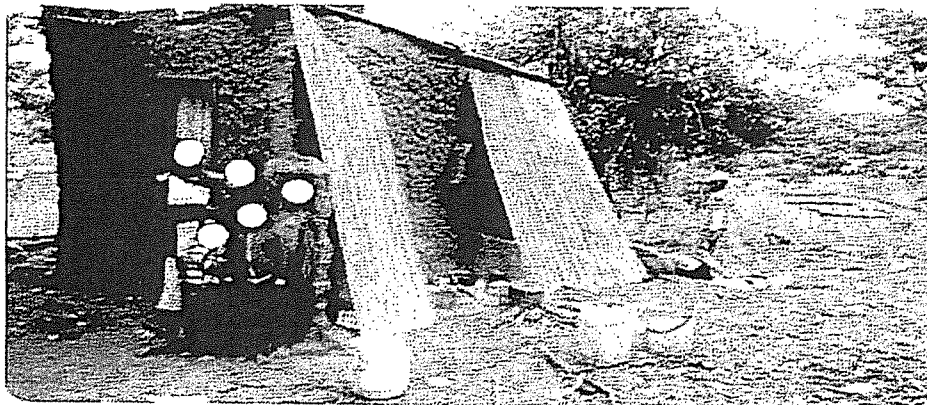
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740



Tracy Zille @TracyZille · Jul 8

How can a person have 4 children in this level of poverty? You are not working but you are busy making babies. After that you will blame government and relatives for not taking care of you. But you are the one having sex irresponsibly with unemployed man. @TracyZille #tracyzille



166

250

524



AV

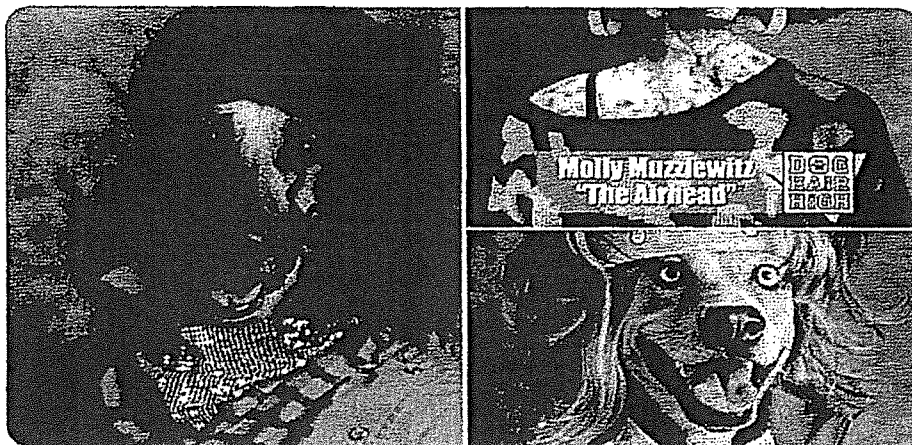




**Tracy Zille** @TracyZille · Jul 8

You can go on and say @TracyZille is a racist but the fact remain. You are wearing White people's body parts (weave) on your head. You are a scam, guys spend money on Evelyn and wake up with Steven. Love your natural African hair.

My Facebook Page link: [facebook.com/Tracy-Zille-10...](https://facebook.com/Tracy-Zille-10...)



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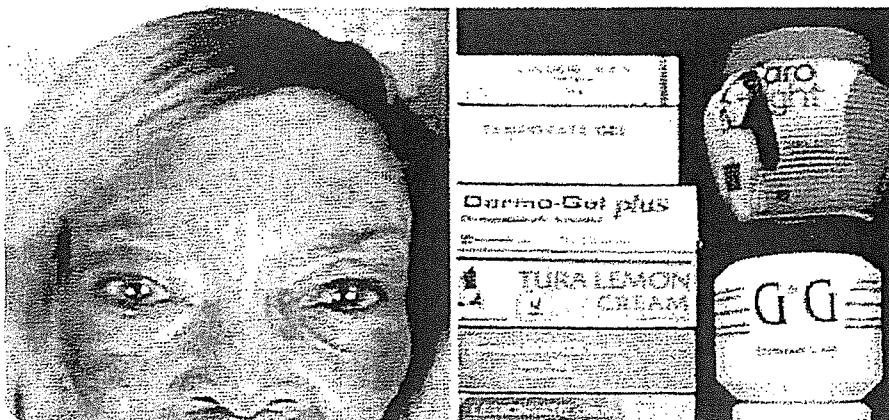
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**Tracy Zille** @TracyZille · Jul 27

This is how Khanyi Mbau, Mshoza and other temporary White girls are going to look like in few years to come. God made you Black but you want to be White because you are ashamed of your own color. Nature will shame you later. Be Black and proud of who you are.

#FakeYellowBones



77

136

508



A Ad



Tracy Zille @TracyZille · Jul 27

This is Evita Bezuidenhout. She and Cyril Ramaphosa were dating. She was supposed to be the first wife. But Thabo Mbeki happened and Cyril didn't become a president. Cyril left her for Patrice Motsepe's sister. While Blacks couldn't get near Whites, Cyril was having sex with them



363

566

1.9K



Tracy Zille @TracyZille · Jul 27

I am not okay, Khanyi Mbau tweeted "Fake people". But she is the one who is more fake than the whole of South Africa. Her skin color is fake, her lips are fake, her booty is fake, her hair belong to a dead White woman, in fact she is just a Michael Jackson fake.



KHANYI MBAU @MbauMbau

Fake people



82

79

386



KHANYI MBAU @MbauMbau · Jul 27  
Fake people



KHANYI MBAU @MbauMbau · Jul 27





Tracy Zille @TracyZille · Aug 6

Going to bed with Khanyi Mbau is a real adventure. You start by foot massage with a Black women and end up kissing a White woman. She is a two in one. Somalian Spaza owners were right when they said "Pinky pinky that one".

#SlavesinDunai



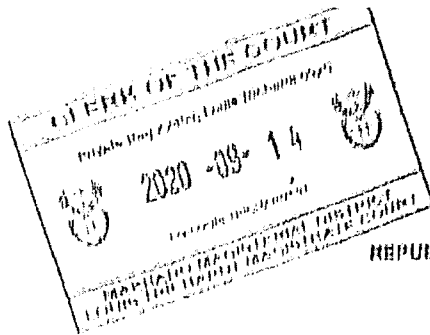
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REPUBLIC OF SOUTH AFRICA

FORM 3

NOTICE TO RESPONDENT REGARDING INSTITUTION OF PROCEEDINGS IN TERMS OF SECTION 20 OF THE PROMOTION OF EQUALITY AND PREVENTION OF UNFAIR DISCRIMINATION ACT, 2000 (ACT NO. 4 OF 2000)  
[Regulation 6 (2)]

File No: 01/2020

IN THE EQUALITY COURT HELD AT THE MAGISTRATE'S/HIGH COURT

LOUIS TRICHARDT

HELD AT LOUIS TRICHARDT

In the matter between: MAVHIDULA AZWIDINI VICTOR and MR ANTHONY MATHUMBA

ID No./Date of Birth/Registration No.: 7303037001084

Complainant  
And

MR ANTHONY MATHUMBA

ID No./Date of Birth/Registration number: 8809215818085

Respondent

NOTICE TO RESPONDENT

PART A: PARTICULARS OF RESPONDENT	
Residential address: STAND 1057, VLEIFONTEIN, LOUIS TRICHARDT, LIMPOPO	
Code ( 0948 )	
Residential telephone number:	076 725 0709 / 079 490 7114
Cellular telephone number:	
Work address: MAKHADO LOCAL MUNICIPALITY 83 KROGH STREET, LOUIS TRICHARDT	
Code ( 0920 )	
Postal address:	
Code ( )	
Work telephone number:	015 519 30000
Physical address (where documents can be served): MAKHADO LOCAL MUNICIPALITY 83 KROGH STREET, LOUIS TRICHARDT	
Code ( 0920 )	

**PART B: PARTICULARS OF COMPLAINT**

On 09 SEPTEMBER 2020  
(Date), the Complainant instituted proceedings in the above-mentioned court.

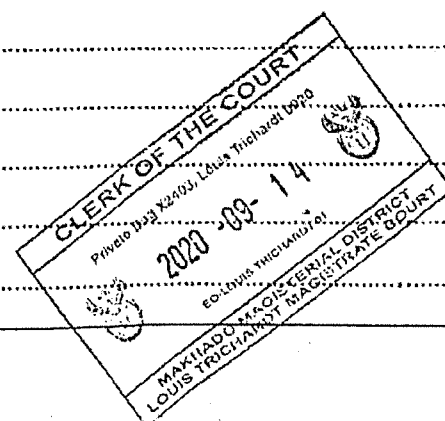
The alleged complaint(s) against you is/are as follows:

BETWEEN 29TH JUNE AND THE 06TH AUGUST THE RESPONDED POSTED SEVERAL COMMENTS ON TWITTER CONSTITUTING HARRASSMENT AS PER SECTION 11 READ WITH SECTION 1 OF PEPUDA 2000. THE RESPONDED HAS POSTED SERIOUS, DEMEANING AND HUMILIATING COMMENTS AGAINST WOMEN AND BLACK WOMEN IN PARTICULAR. THE RESPONDED FURTHER DID SO UNDER THE GUISE OF BEING A WHITE WOMAN, ONE TRACY ZILLE, TO FURTHER ENCOURAGE RACIAL DISCORD AND PROMOTE DISUNITY

The Complainant is seeking the following assistance/relief:

- (1) COURT TO DETERMINE THAT RESPONDENT'S UTTERANCES CONSTITUTE HARRASSMENT AS PER SECTION 11 READ WITH SECTION 1 OF PEPUDA. (2) RESPONDED TO APOLOGISE ON ALL OF HIS SOCIAL MEDIA PLATFORMS FOR THE IMPUGNED STATEMENTS MADE. (3) RESPONDED TO CLARIFY HIS IDENTITY IN HIS TWITTER HANDLE SO AS TO REFRAIN FROM SOWING RACIAL DISCORD.
- (4) RESPONDENT TO PAY R20 000 TOWARDS A NON-PROFIT ORGANIZATION WORKING EXPRESSLY WITH VICTIMS OF GENDER BASED VIOLENCE.
- (5) RESPONDED TO BE ORDERED TO SERVE 80 HOURS OF COMMUNITY SERVICES AT A NON-PROFIT ORGANISATION WORKING EXPRESSLY WITH VICTIMS OF GENDER BASED VIOLENCE.

Copies of the following documentation are herewith attached for your information:



**PART C: INVITATION TO RESPONDENT TO RESPOND TO ALLEGATIONS AND TO SUBMIT INFORMATION**

- (a) You are hereby invited to -
- (i) respond to the complaint(s) mentioned in part B; and
  - (ii) submit any information you wish to bring to the attention of the presiding officer, relating to your personal circumstances (e.g. your financial and socio-economic position). You may also indicate whether the matter in your opinion should be heard by the court or any other forum, stating reasons for your preference.
- (b) The information must be in writing and in the form of an affidavit and must be submitted to the clerk of the above-mentioned court on or before
- 29TH SEPTEMBER 2020
- (c) At the date referred to in paragraph (b) above, the matter will be referred to the presiding officer.

**PART D: GENERAL INFORMATION**

Your attention is drawn to the fact that the presiding officer may decide to refer the matter to an alternative forum (such as the Human Rights Commission, the Gender Commission etc.) in terms of section 20(5)(a) of the Promotion of Equality and Prevention of Unfair Discrimination Act, 2000 (Act No. 4 of 2000), for a decision and that the alternative forum may refer the matter back to the equality court for finalisation. The clerk of the court will inform all the parties accordingly.

Signed at Louis Trichardt this 14th day of SEPTEMBER year 2020

[Signature]  
Clerk of the Equality Court

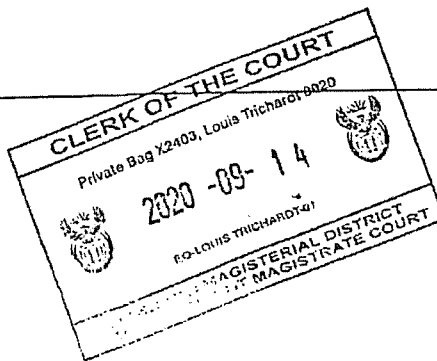
**PART E: RETURN OF SERVICE**

I, MAURENE MIKATELO DILLOU, certify that I have delivered a copy of the notice to MR ANTHONY MATHUMBA personally.

Signed at Louis Trichardt this 14th day of SEPTEMBER year 2020

\*Sheriff/ Clerk of the Court

\*Delete whichever is not applicable



IN THE EQUALITY COURT HELD AT THE MAGISTRATE'S/HIGH COURT LOUIS TRICHARDT

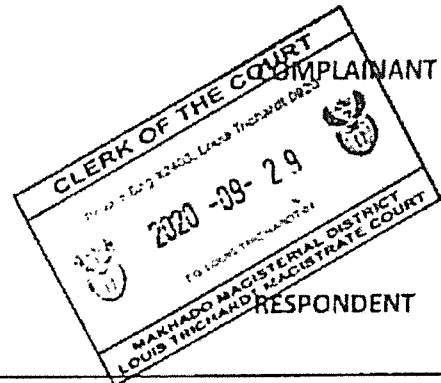
In the matter between:

File No: 01/2020

MAVHIDULA AZWIDINI VICTOR

And

ANTHONY MATUMBA



OPPOSING AFFIDAVIT

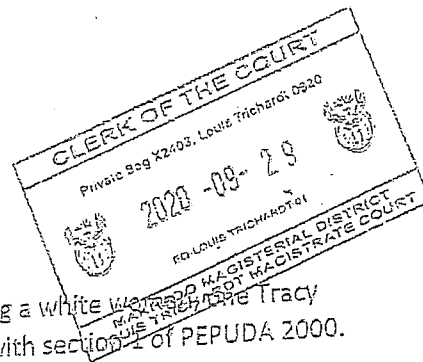
I, the undersigned

ANTHONY MATUMBA

ID NO: 880921 581 8085

hereby state the following under oath as follows:

1. I am the respondent in this matter and reside at stand 1057, Vleifontein, Louis Trichardt Limpopo.
2. The facts contained in this affidavit are; to the best of my knowledge, true and correct and are, unless indicated by the context, within my personal knowledge.
3. I make this affidavit on my own behalf.
4. I have read the complainant Form 3 in terms of Section 20 of Promotion of Equality and Prevention of Unfair Discrimination Act, 2000 (Act No. 4 of 2000).



5. I deny that I posted several comments under the guise of being a white woman Tracy Zille, on twitter constituting harassment as per section 11 read with section 2 of PEPUDA 2000.

6. The rest of the affidavit proceeds as follows:

6.1 In PART A, I set out the essence of the complainant's case.

6.2 In PART B, I summarise my main arguments.

#### THE ESSENCE OF THE COMPLAINANT'S COMPLAINT.

7. What gave rise to the complaint is several comments made on twitter by a twitter account of Tracy Zille.

8. The complaint have nothing to do with my personal twitter account which is operated by myself using my names, Matumba Anthony.

8.1. See document of my twitter account attached in Annexure A of this affidavit.

#### SUMMARY OF MY MAIN ARGUMENTS.

9. I am not the person behind the Tracy Zille Twitter account and therefor I did not post any comments under the guise of Tracy Zille.

10. In PART E of FORM 2 of the complainant:

10.1. There are no details proving the connection between me and the Tracy Zille Twitter Account.

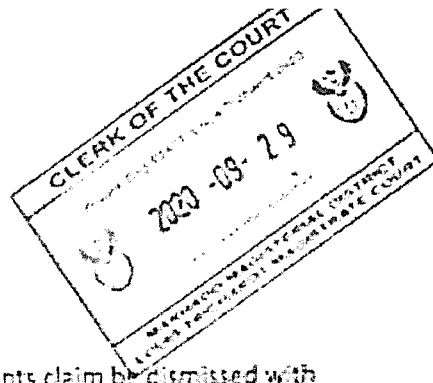
10.2. There are no witnesses to give evidence proving the connection between me and the Tracy Zille Twitter Account.

10.3. There is no single evidence in Annexure A proving that I disguised myself as one Tracy Zille. The complainant did not submit documents in Annexure A to corroborate claims that I operated the Tracy Zille Twitter account.


10.4 The burden to prove the allegations and submit substantive evidence lies with the complainant and with respect, the complaint had failed dismally to provide any shred of evidence connecting me with the allegations herein.

10.4 I further submit that what the complainant has submitted in its applications is merely speculations perpetuated by the media pressure. Courts of law work with evidence and if there is no evidence submitted proving the said allegations, then therefore the application stands to be dismissed with costs.

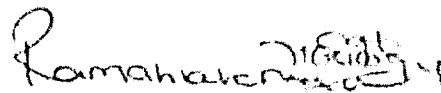




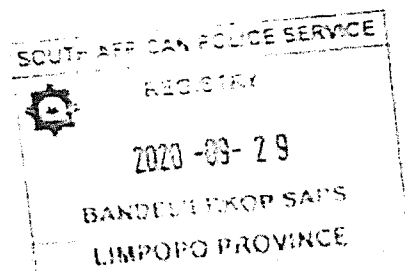
Wherefore to Respondents prays that the Applicants claim be dismissed with costs.

  
DEPONENT

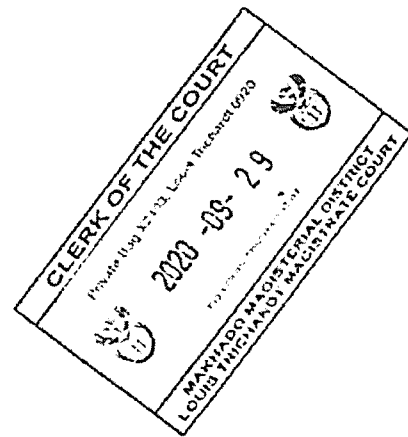
I HEREBY CERTIFY that the deponent has acknowledged that he knows and understands the contents of this affidavit, which was signed and sworn before me at Bandellierkop on this the 09 day of 29 2020, the regulations contained in Government Notice No R1258 of 21 July 1972, as amended, and Government Notice No R1648 of 19 August 1977, as amended, having been complied with.

  
COMMISSIONER OF OATHS

COMMISSIONER OF OATHS: Maache Eweka  
FULL NAMES: Ramathema  
CAPACITY: Sgt  
ADDRESS: Bandellierkop SAPS  
DATE: 2020-09-29



## Annexure A



IN THE REGIONAL EQUALITY COURT FOR THE REGIONAL DIVISION OF  
LIMPOPO HELD AT LOUIS TRICHARDT

FILE NO: 01/200

In the matter between:

MAVHIDULA AZWINDINI VICTOR

COMPLAINANT

And

ANTHONY MATUMBA

RESPONDENT

---

RESPONDENT'S ANSWERING AFFIDAVIT

---

I, the undersigned,

MATUMBA ANTHONY

ID NO: 880921 581 8085

Do hereby make an oath and say:

1.

- 1.1 I am an adult male person residing at stand no: 1057, Vleifontein  
Louis Trichardt Limpopo.

A.2.01

- 1.2 The facts disposed to hereunder are within my personal knowledge except where otherwise indicated and are true and correct unless otherwise stated and/or it appears otherwise from the context.
- 1.3 Any legal submissions made herein are so made pursuant to legal advice given to me by my Legal Representative and in respect of which I have no reason to disbelieve.

2.

I have read / perused the complainant form 3 in terms of section 20 of promotion of Equality and prevention of unfair Discrimination Act, 2000 (Act no.4 of 2000) and I wish to answer thereto as stated in this answering Affidavit before I answer to the merits herein.

3.

The respondent denied that he posted several comment under the guise of being a white women, one Tracy Zille, on twitter constituting harassment as per section 11 read with section 1 of PEPUDA 2000. The rest of the allegations contained in this paragraph the complainant is put to the proof thereof.

4.

The rest of the affidavit proceeds as follows:

#### 4.1 PART A

#### IN PART C

The contents of these paragraphs are noted the Respondent set out the essence of the complainant's case.

4.2 PART B

IN PART B

The contents of these paragraphs are noted the Respondent summarize his main arguments.

5.

THE ESSENCE OF THE COMPLAINANT'S COMPALINT

What gave rise to the complainant is several comments made on twitter by a twitter account Tracy Zille.

6.

The complainant have nothing to do with the Respondent's personal twitter account which is operated by himself using his names, Matumba Anthony.

7.

SUMMARY OF THE RESPONDENTS MAIN ARGUMENTS

The Respondent is not the person behind the Tracy Zille Twitter account and therefore he did not post any comments under the guise of Tracy Zille.

8.

PART E OF FORM 2

8.1 There are no details proving the connection between the Respondent and the Tracy Zille Twitter Account.

8.2 There are no witnesses to give evidence proving the connection between the Respondent and the Tracy Zille Twitter Account.

2401

- 8.3 There is no single evidence in Annexure A proving that the Respondent disguised himself as one Tracy Zille Twitter account.
- 8.4 The Respondent has his own twitter account which is registered and operated by himself using his names.

WHEREFORE I PRAY THAT THE APPLICANTS CLAIM BE DISMISSED WITH COSTS.

"I swear that the contents of this declaration are true, so help me God"

  
.....  
DEPONENT

SIGNED AND SWORN BEFORE ME AT Therapy and ON THIS  
THE 8 DAY OF June 2021.

I CERTIFY THAT BEFORE ADMINISTERING THE PRESCRIBED OATH I ASKED THE DEPONENT THE FOLLOWING QUESTIONS AND WRITE HIS/HER ANSWERS IN HIS/HER PRESENCE.

1. Do you know and understand the contents of this affidavit?

Answer yes

2. Do you have any objection to taking the prescribed oaths?

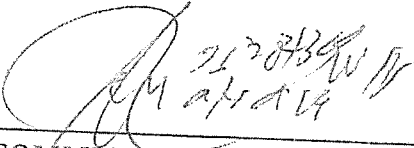
Answer No

3. Do you consider the prescribed oaths to be binding on your conscience?

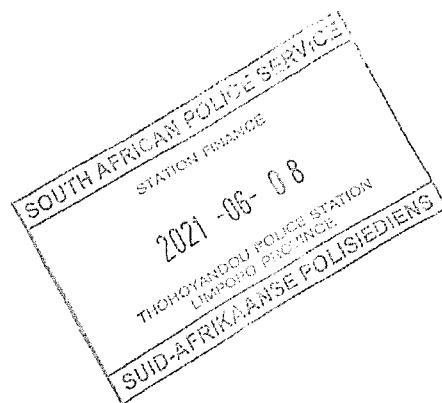
Answer

yes

I certify that the Deponent has acknowledged that he/she knows and understands the contents of this declaration, which was sworn to before me and Deponent's signature was thereon placed in my presence.

  
 COMMISSIONER OF OATHS  
 FULL NAMES :  
 CAPACITY :  
 ADDRESS :  
 STREET ADDRESS :

Matidya Mahingind  
 Warrant Officer  
 Japhonyanla SACS  
 Njaphophy



## ANNEXURE TO FORM 2

**IN THE EQUALITY COURT OF LOUIS TRICHARDT  
(HELD AT LOUIS TRICHARDT)**

Case No: 01/2020

In the matter between:

**SOUTH AFRICAN HUMAN RIGHTS COMMISSION**

Applicant

**ANTHONY MATHUMBA**

Respondent

---

**SUPPLEMENTARY AFFIDAVIT**

---

I, the undersigned

**AZWIDINI VICTOR MAVHIDULA**

do hereby make oath and say that

1. I am an adult male attorney and Provincial Manager in the Limpopo Provincial Office of the South African Human Rights Commission ("**SAHRC**" or "**Commission**") with its Head Office situated at 33 Hoofd Street, Braampark – Forum III, Braamfontein, Johannesburg.
2. The facts contained herein are, unless otherwise stated or implied by the context, within my personal knowledge and belief and are both true and correct. Where I rely on facts imparted to me by third parties, I verily believe same to be both true and correct.
3. I am duly authorised to depose hereto on behalf of the Commission by virtue of my position as a Provincial Manager of the Commission in the Limpopo Province.

*Av*      *BM*



### THE PARTIES

4. The Complainant is the South African Human Rights Commission, a state institution established, in terms of section 181 of the Constitution of the Republic of South Africa of 1996 ("the Constitution"), to support constitutional democracy. In terms of section 13(3)(b), of the **South African Human Rights Commission Act 40 of 2013 (the SAHRC Act)**, the Commission is empowered to bring proceedings in a competent court or tribunal in its own name.
5. The Respondent is Anthony Mathumba, an adult male residing at stand 1057 Vleifontein Louis Trichardt, Limpopo.

### JURISDICTION

6. This complaint concerns conduct that constitute harassment as contemplated in terms of section 11 of the Promotion of Equality and Prevention of Unfair Discrimination Act, 2000 (PEPUDA or Equality Act);
7. As such, in **terms of section 21(1) of the Equality Act**, the above Honourable Court is empowered to determine whether harassment has taken place as alleged; and to make a determination and order appropriate relief.
8. The Respondent is a resident within the area of jurisdiction of the above Honourable Court.
9. It is accordingly submitted that the above Honourable Court holds jurisdiction over this application.

### LOCUS STANDI OF THE COMPLAINANT

10. It is necessary to outline the constitutional and statutory mandate of the Commission. The Commission is a constitutional institution under chapter 9 of

AV BAN

the Constitution. It is mandated, in terms of section 184(1) of the Constitution, to promote respect for human rights and a culture of human rights; to promote the protection, development and attainment of human rights; and to monitor and assess the observance of human rights in the Republic.

11. Under section 184(2) of the Constitution, the Commission is empowered to investigate and to report on the observance of human rights and to take steps to secure appropriate redress where human rights have been violated.
12. The Commission has additional powers as regulated by national legislation including the SAHRC Act and Equality Act.
13. In terms of section 13(3) (b) of the SAHRC Act, the SAHRC is competent to bring proceedings in a competent court or tribunal in its own name, or on behalf of a person or a group or class of persons.
14. Section 20 of Equality Act, states that:

*(1) Proceedings under this Act may be instituted by*

- (a) any person acting in their own interest;*
- (b) any person acting on behalf of another person who cannot act in their own name;*
- (c) any person acting as a member of, or in the interests of, a group or class of persons;*
- (d) any person acting in the public interest;*
- (e) any association acting in the interests of its members;*
- (f) the South African Human Rights Commission, or the Commission for Gender Equality*

Av BWN

15. Accordingly, the Commission brings this application on its behalf and in the public interest in terms of section 20(1) of the Equality Act.

#### **NATURE OF THIS APPLICATION**

16. This application concerns social media posts made by the Respondent on Twitter which amount to harassment as per Section 11 read with section 1(1) of the Equality Act.
17. In these proceedings I seek, among others, an order from this Honourable Court to declare that the social media posts made by the Respondent constitute harassment on the basis of gender and race, as will be elaborated upon further herein below.
18. Misogynistic and harassing conduct undermines substantive equality, dignity and infringes women's rights to safety and security. It constitutes a form of violence against women, and creates and entrenches the patriarchal structures, institutions, attitudes and practices that enables violence against women;
19. The fragile nature of gender and race relations and social cohesion in South Africa, frequently dominates media reports. As such it is my humble submission that it would be in the public interest to utilise the Equality Courts in order to obtain appropriate relief, and for the Court to make an appropriate order against statements constituting harassment directed at women and black women in particular based on their gender and skin colour.
20. There is a great need to promote unity and to fight the scourge of gender based violence within the country. Any person who adds fuel to this current wildfire must be stopped in his or her online tracks, and must be exposed as contravening respect for Human Rights values as enshrined in our Constitution which is the supreme law of the Republic.
21. I also seek an order:

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- a. For the Court to determine that the Respondent's utterances online constitute harassment as per section 11 read with section 1 of the Equality Act;
- b. That the Respondent donates an amount of R 20 000 (twenty thousand rand) to a charitable organisation of my choice working expressly with victims of gender based violence;
- c. That the Respondent clarifies his identity in his Twitter handle so as to refrain from sowing racial discord;
- d. That Respondent issues an unconditional apology on all of his current social media accounts, to all South Africans, in writing – for harassing women and especially black women, on social media. The Apology will be provided to the South African Human Rights Commission for approval and also be published on the Commission's website.
- e. That the Respondent be ordered to serve 80 hours of community service at a non-profit organization working expressly with victims of gender based violence.

#### **DETAILS OF THE COMPLAINT**

##### **RESPONDENT'S IDENTITY**

22. On or around the 10<sup>th</sup> of July 2020, the South African Human Rights Commission received a complaint from a Mr Joshua Carstens, alleging as follows, in sum:

- a. That the Respondent was posing as a racist white woman, one Tracy Zille, on the social media platform Twitter;
- b. That the Respondent's Tweets were used to spark outrage and funnel users to websites which he owned, and through which he would then generate an income.

23. The complaint further directed the Commission to several media reports outlining the details of the posts made by the Respondent. A copy of the complaint received from the complainant is attached hereto as "SAA 1".

Av BAW

24. Upon receiving the Complaint, as per the Commission's constitutional mandate and gazetted Complaints Handling Procedures, it proceeded to investigate the complaint.
25. As the Commission had limited information of the alleged Respondent at this stage of its investigation, the Commission appointed a tracing agent to locate the details of the alleged Respondent as mentioned in the complaint received.
26. The Commission accordingly requested the tracing agent, Goldview Tracers, to provide it with the contact details of the person linked to the Twitter account "Tracy Zille", and provided it with the details included in the complaint.
27. On the 29<sup>th</sup> of September 2020 the tracing agent provided the Commission with the contact details of Mr Anthony Mathumba. The tracing report is herewith attached as "SAA 2".
28. Further to this, and as part of the Commission's investigation powers as mandated by the Constitution, the Commission requested access from Twitter Inc, the social media platform of which the impugned comments were made by the apparent "Tracy Zille," to the details of the registered account relating to this complaint.
29. On the 23<sup>rd</sup> of June 2021, Twitter Inc through its legal representatives provided the Commission with data relating to the creation of the account of "Tracy Zille". According to the information received, the number which created the "Tracy Zille" account, reflected as 063 391 4979. The data in text form is herewith attached as "SAA 3"
30. Upon receiving this information, the Commission registered this number on its system, where it reflected a number on the Whatsapp Platform with a message stating:

"Please be patient you'll receive vacancy links soon at the moment you can go to [jobsdepartment.co.za](http://jobsdepartment.co.za) Just be patient !!!! Thank you !!!!"

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BWL

31. A screenshot of this message is herewith attached as "SAA 4".
32. Through a further investigation, our office found that the website which the abovementioned number referred users to, [jobsdepartment.co.za](http://jobsdepartment.co.za), was created by the email address currently used by the Respondent herein, Mr Anthony Matumba. In this regard, Mr Matumba was directly linked with the sole number used to register and birth the "Tracy Zille" account on Twitter. A screenshot informing on this finding is herewith attached as "SAA 5".
33. Through its further assessment, the Commission also consulted with an expert witness, who will be called to provide evidence in this matter, to ascertain the probability of the Respondent being linked to the Tracy Zille account.
34. After this consultation, the assessment of information before it, as well as the confirmation by the tracing agent, the Commission was satisfied that on a prima facie basis, the person posing as Tracy Zille on Twitter was indeed the Respondent as cited in this matter.

#### MERIT

35. In proceeding with its investigation, the Commission found that between 29 June 2020 and 6 August 2020 the Respondent posted several comments on Twitter constituting harassment as per section 1 of the Equality Act, 2000.
36. The Commission found that the Respondent posted serious, demeaning and humiliating comments against women, and black women in particular. The Respondent further did so under the guise of being a white woman, one Tracy Zille so as to further encourage racial discord and promote disunity.

AV BAN

37. The comments made by the Respondent, very importantly, posing as a white woman, included, but are not limited, to the following:

- a. 29 June 2020: Where have you seen white/indian/Chinese people buying black people's hair? Our pride (*white people*) will never ever allow us to do that
- b. 29 June 2020: Some of you spend a lot of money on bleaching your skin to look like us (*white people*)
- c. 30 June 2020: Did you know that majority of white men are stressed by black women who always throw themselves at them? But you cant blame them. Our boys (*white people*) are hot and fit unlike those ANC crooks with big fat stomachs.
- d. 5 July 2020: The Question to Black People is why do you spend so much money to be like whites?
- e. 6 July 2020: Bonang bought used white people's hair...things Black women go through to look like us whites;

38. A sample of the disparaging and harassing posts are herewith attached as "SAA 3".

39. To amplify the effect of his sordid actions, and possibly the most disparaging outcome emanating from these posts, it appeared that the Respondent was earning an income off of sowing discontent on social media.

40. The Respondent was therefore making money out of exploiting the divisive history of our country, and fuelling same in order to line his pockets.

41. Accordingly, the Commission resolved, as per its mandating legislation, to institute proceedings against the Respondent in a relevant court of law as it was of the view that the Respondent's actions were irreconcilable with the aims of the Equality Act, as well as sections 9 and 10 of the Constitution of the Republic of South Africa.

AV BOW

42. The Commission is of the view that the Respondent's conduct infringed on the rights to equality and dignity of women in general, and black women in particular.

### **RELEVANT LEGISLATION**

43. The PEPUA is the legislation mandated by section 9(4) of the Constitution to achieve a society in which women fully enjoy all rights and freedoms, experience de facto equality and also equality in terms of outcomes.
44. To achieve this purpose, section 11 regulates harassment directed at women and other vulnerable groups.
45. PEPUA recognises that women are one of the many groups whose structural disadvantage and vulnerability to violence is embedded in and sustained by continuous harassment based on their gender, and in casu, on their skin colour as well. Equality is particularly important in light of the fact that the majority of women in this country sit at the intersection of different vulnerable groups such as illustrated in this matter.
46. Women in South Africa are further subjected to harassing, misogynistic, sexist or gendered speech daily online.
47. PEPUA strikes an appropriate and proportionate balance between the right to freedom of expression, and the rights to equality, dignity and safety and security. Any limitation of the right to freedom of speech imposed by section 10(1) of PEPUA is reasonable and justifiable under section 36 of the Constitution.

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48. In *Tshabalala v S; Ntuli v S 2020 CC*<sup>1</sup> the Constitutional Court reiterated its duty to develop and implement sound and robust legal principles that advance the fight against gender-based violence in order to safeguard the constitutional values of equality, human dignity and safety and security of women.

49. Furthermore, in the Equality Court case of *Sonke Gender Justice Network v Malema 2009*<sup>2</sup> the court found that words uttered by the Respondent in that matter constituted harassment based on gender. The words were as follows:

*"When a woman didn't enjoy it [i.e. sex] she leaves the next morning. Those who had a nice time will wait until the sun comes out, request breakfast and taxi money. In the morning, that lady requested breakfast and taxi money. You don't ask for taxi money from somebody who raped you."*

50. Misogynistic harassment threatens the constitutional project and democratic pluralism. The late Chief Justice Langa acknowledged this danger when he acknowledged that: "The pluralism and broadmindedness that is central to an open and democratic society can, however, be undermined by speech which seriously threatens democratic pluralism itself."

51. Speech and posts such as those made by the Respondent herein that infringes the right to dignity, safety and security and equality of women is outlawed by section 11 of PEPUA.

### CONTEXT AND EFFECT OF THE RESPONDENT'S STATEMENTS

52. It is trite that South Africa is still a divided country, not only along racial lines but also in respect of gender.

<sup>1</sup> *Tshabalala v S; Ntuli v S* [2019] ZACC 48; 2020 (3) BCLR 307 (CC) at para 63.

<sup>2</sup> *Sonke Gender Justice Network v Malema* (02/2009; 15 March 2010).

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53. From the Commission's assessment, as well as the expert evidence it intends to lead during this inquiry, it appears that the Respondent, an African male, falsely posed as a white woman, one Tracy Zille on the social media platform Twitter.
54. The Respondent did so, to amplify the effects of impugned statements he made in order to produce online traffic to websites from which he generated an income.
55. In this regard, the Respondent abused the fragile history of our country, one where white supremacy caused immeasurable hurt against the black majority of South Africa.
56. The Respondent knew that if he posed as a white woman making disparaging and harassing comments against black women, he would cause massive reaction online. He did so notwithstanding the hurt and upset it would cause.
57. The Respondent also did so regardless of the effect it would have on social cohesion. By posing as a white woman making ongoing insensitive and disparaging comments about black women, the Respondent wished to capitalise on a still delicate relationship between white and black South Africans.
58. The Commission is tasked by the Constitution as well as our founding legislation to promote respect for, as well as the protection of human rights.
59. The Commission is also task with the duty to take steps to secure appropriate redress where human rights have been violated.
60. In this instance, the Commission is of the view that the Respondent's actions violated the dignity rights of women, and black women in particular. The Respondent further did so in order to benefit himself, despite the effects of his actions resulting in social discontent.

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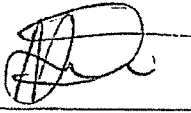
61. This action, although novel in its presentation within the new democratic dispensation, can not be allowed as it is in stark contradiction of the Commission's duty to promote a united South Africa.

### RELIEF SOUGHT

62. In the circumstance, the Commission prays for an order on the following terms:

- a. For the Court to determine that the Respondent's utterances online constitute harassment as per section 11 read with section 1 of the Equality Act;
- b. That the Respondent donates an amount of R 20 000 (twenty thousand rand) to a charitable organisation of my choice working expressly with victims of gender based violence;
- c. That the Respondent clarifies his identity in his Twitter handle so as to refrain from sowing racial discord;
- d. That Respondent issues an unconditional apology on all of his current social media accounts, to all South Africans, in writing – for harassing women and especially black women, on social media. The Apology will be provided to the South African Human Rights Commission for approval and also be published on the Commission's website.
- e. That the Respondent be ordered to serve 80 hours of community service at a non-profit organization working expressly with victims of gender based violence.
- f. Further and/or alternative relief.

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**Azwidini Victor Mavhidula**

**Deponent**

**I CERTIFY** that the deponent has acknowledged that he knows and understands the contents of this affidavit and has no objection to taking the prescribed oath. Thus done, signed and sworn to before me, at Polokwane on this the 13th day of July 2021, in terms of the Regulations contained in Government Notice No. R.1258 dated 21 July 1972 (as amended) and Government Notice No. R.1648 dated 19 August 1977 (as amended), which have been complied with.



**COMMISSIONER OF OATHS**

Name:	Bianca de Vries
Address:	Commissioner of Oaths/ Kommissaris van Ede
Capacity:	Appointed i.t.o. Act 16 of 1963 Aangestel i.t.v. Wet 16 van 1963 25 Bodenstein St / Bodensteinstr 25 Polokwane 0699

"SAA1"40

Flora Dipela

From: The South African Human Rights Commission <fdipela@sahrc.org.za>  
Sent: 10 July 2020 03:09 PM  
To: Flora Dipela  
Subject: New submission: Complaint on behalf of another

You have a new submission: Complaint on behalf of another.

Complainant's Name: Joshua Carstens  
Complainant's Surname: Carstens  
Complainant's ID number or passport: 8810265202089  
Complainant's Date of birth: 26/10/1988  
Complainant's Race: White  
Complainant's Gender: Male  
Complainant's Province: WESTERN CAPE  
Complainant's Town-City: Cape Town  
Complainant's Email: joshuacarst@gmail.com  
Complainant's Telephone: 0763846651  
Complainant's Telephone Alternative:  
Complainant's Fax Number:  
Complainant's Preferred method communication: Email  
Complainant's Contact person: Joshua Carstens

#### DETAILS OF COMPLAINT

Date of incidents:

Is it still happening: Yes

Incident Province: fdipela@sahrc.org.za

Incident Town-City: {Incident Town-City:value}

Where did incident/s happen: Where did incident/s happen

Do you know the persons details: No

Persons First and Last Name:

More than one person: No

Second Persons Name Surname:

Any information about them: Twitter profile: <https://twitter.com/TracyZille>

Contact number of the person against whom you are lodging the Complaint: 0763846651

Contact email of the person against whom you are lodging the Complaint: joshuacarst@gmail.com

Was there a witness and do you have their details: No

Witness details:

Tell us what happened: A South African government official posing as a racist white woman on Twitter posted several racially incendiary tweets that were designed to spark outrage. The furor generated by these tweets was used to funnel users to at least three of his websites, where he hoped to net an income off the back of the outrage caused by his tweets.

Anthony Marumba, employed by the Makhado Local Municipality in the northern province of Limpopo, is also a member of the radical left Economic Freedom Fighters (EFF) political party, well known for its outspoken views on racism and racial inequality. Marumba has registered multiple websites in his name, which he monetized using Google's AdSense.

Av Baw

See news articles at:

<https://medium.com/dfrlab/government-official-monetized-racial-tensions-on-south-african-social-media-d99b9f2b3995>

<https://www.iol.co.za/news/politics/eff-central-command-team-member-linked-to-race-baiting-tracy-zille-account-50799868>

<https://citizen.co.za/news/south-africa/general/2318886/govt-official-and-eff-member-allegedly-behind-racist-tracy-zille-twitter-account/>

Have you reported the matter to anyone else: No

To who did you report the matter:

Did they try to resolve the matter: No

How did they try to resolve the matter:

Do you need an interpreter: No

Interpreter Language: Afrikaans

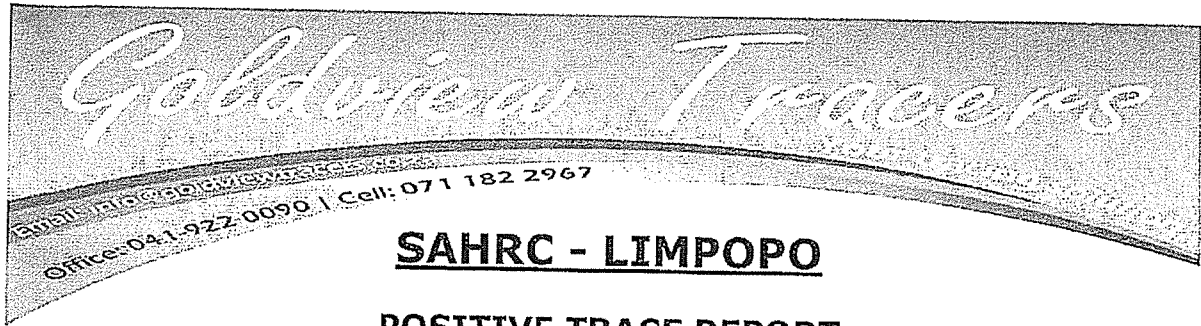
If other please indicate-interpreter:

Relief Sought: Other

How you heard about the SAHRC: Social Media

Tell us how you heard about the SAHRC:

SAA2 42



## SAHRC - LIMPOPO

### POSITIVE TRACE REPORT

<b>DATE:</b>	13 July 2021
<b>OUR REF:</b>	GL3187
<b>YOUR REF:</b>	LP/2021/0096
<b>HANDOVER DATE:</b>	29 JULY 2020
<b>AGENT:</b>	YVETTE
<b>PERSONAL DETAILS:</b>	
<b>DEBTOR NAME &amp; SURNAME:</b>	ANTHONY MATUMBA
<b>ID NUMBER:</b>	880921 5818 085
<b>RESIDENTIAL ADDRESS:</b>	STAND 1057, VLEIFONTEIN, LOUIS TRICHARDT, LIMPOPO, 0948
<b>CONTACT DETAILS:</b>	
<b>CELLULAR:</b>	076 725 0709
<b>TIME OF CALL:</b>	13:30
<b>EMAIL ADDRESS:</b>	NO EMAIL
<b>ALTERNATIVE NUMBER:</b>	079 490 7114
<b>CONTACT DETAILS:</b>	
<b>COMPANY NAME:</b>	MAKHADO LOCAL MUNICIPALITY
<b>COMPANY ADDRESS:</b>	83 KROGH STREET, LOUIS TRICHARDT, LIMPOPO, 0920
<b>COMPANY NUMBER:</b>	015 519 3000
<b>EMPLOYED AS:</b>	COUNCILLOR
<b>CONFIRMED WITH:</b>	BEATRICE
<b>ALTERNATIVE INFORMATION:</b>	BEATRICE CONFIRMED DEBTOR IS ON CONTRACT FOR 5 YEARS.

**TOTAL DUE: R250.00**

#### NEW BANKING DETAILS:

FIRST NATIONAL BANK

GOLDVIEW TRACERS

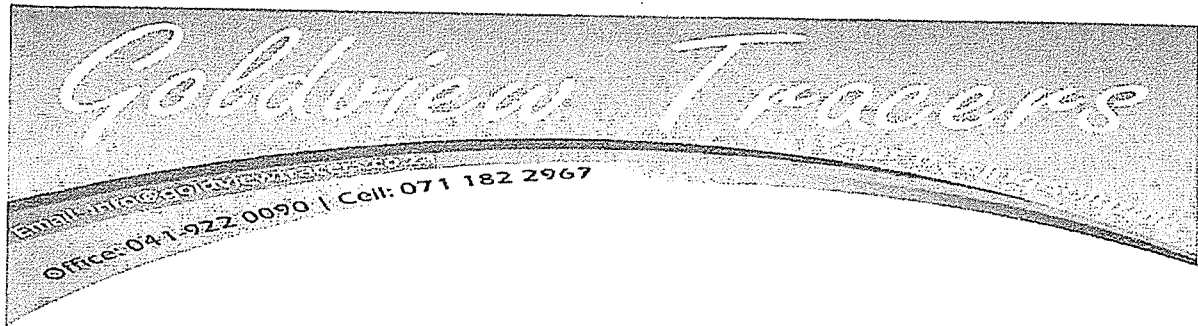
ACC: 62836594003

BRANCH CODE: 255355


accountsdept@goldviewtracers.co.za

TEL: 041 922 0090 / 071 182 2967


AN BAN





83 Krogh Straat  
83 Krogh Straat, Limpopo, Louis Trichardt, 0920, South Africa


Steers 


Anders

Nando's Louis Trichardt (Makhado) 


KFC Louis Trichardt 1 

Unisa Louis Trichardt 

Clicks Pharmacy-Kamma Crossing 

P&L Hardware 


Makhado Municipality 


AutoZone 

President St

Joubert St

Erasmus St

PG Glass Louis Trichardt   
Google

M Premjee & Sons (Pty) 

Map data ©2020 AfriGIS (Pty) Ltd

**NEW BANKING DETAILS:**

**FIRST NATIONAL BANK**

**GOLDVIEW TRACERS**

**ACC:** 62836594003

**BRANCH CODE:** 255355

**accountsdept@goldviewtracers.co.za**

**TEL:** 041 922 0090 / 071 182 2967

*Handwritten signature/initials: Au B W*



48  
"SAA3"

-----BEGIN PGP SIGNED MESSAGE-----  
Hash: SHA512

```
[
  {
    "device" : {
      "phoneNumber" : "+27633914979"
    }
  }
]
```

-----BEGIN PGP SIGNATURE-----  
Version: BCPG v1.66

iQIHBAEBCgDxBQJg0yU9wCkcVHdpdHR1ciBTZWN1cm10eSBPcGVyYXRpb25zIChU  
aGlzIGlziHRoZSBHUEcgS2V5IGZvciB0aGUGZW1haWwgYWxpYXMgc2VjdXJpdH1A  
IGJlaW5nIHJlbmV3ZWQgZm9yIFNFQ1VSSVRZLTizMTg3LiBUaGlzIGtleSBpcyBw  
cm1tYXJpbHkgdXNlZCB0byBzaWduIGRhGEgdGhhdCBpcyB0cmFuc21pdHRlZCBi  
eSBBZ2VudC1Ub29scywgWmlwYmlyZCBhbm5kIFppcGJveCkgPHNlY3VyaXR5QHR3  
aXR0ZXIuY29tPgAKCRBxyfgLhkT88/7eB/9fneIZ936QC5I20E9T9q+hx6TLOrb  
d2FAkLvYz/ci+z8bFI8LZvy+lyyHXSL5g0sHyRvF1s1yB85GAIX0yb0a/uVA02YD  
4mNFDcduxutDQoyBw0ELE44vPMJ9Ndd3BBWvT53b6g2kDN7Hhwoe092E7mvNteoG  
g8k7F15COq2v6KH11bbp1TkY1CwgRvWrFyGdTf2SInJfQTAvH1j012Wx55fV+v1  
ZMZi0bBHjndQVRK25ILQzIDoFakTKs1FxSTU4eLH8fCqOVyQpmeEOSa697qC1cNT4  
Os7DC/3KXe1NQ8J29mS5E8y1YafFVy3zYH19uOr11fWFrjzK2Rt5sAVz  
=BqtX

-----END PGP SIGNATURE-----

Av BAN.

-----  
Messages and calls are end-to-end encrypted.  
Tap to verify.

SA44S  
4S

## About and phone number

Please be patient you'll receive vacancy links soon at the moment you can go to [jobsdepartment.co.za](http://jobsdepartment.co.za) Just be patient !!!!  
Thank you!!!!

18 January 2017

+27 63 391 4979

Mobile



## Other phones

+27 63 391 4979

Mobile



Block

Av BdW



Report contact

46  
"SAA5"

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47

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General Info

Stats & Details

Whois

IP Whois

Collapse all blocks

Jobsdepartment.co.za

Keywords: sassa jobs, sassa admin jobs

Last scanned: Mar 25, 2021

Created: 2021-02-13  
Expires: 1970-01-01  
Owner: REDACTED  
Hosting company: Afrinhost Cloud  
Registrar: UnlForum Association  
IPs: 197.242.144.246  
DNS: ns.dns1.co.za  
ns.dns2.co.za  
ns.otherdns.com  
ns.otherdns.net  
Email: See owner's emails

website.informer.com

Site is dead

[Show the last thumbnail alive](#)

Stats & Details

Siteadvisor.com

Status: good

Whois

simple CO.ZA whois server  
The CO.ZA simple whois server  
© Copyright ZACR 1995-2021  
Use of this facility subject to the terms of site usage  
Your query has generated the following reply:-

Search on jobsdepartment (.co.za)  
Match: One

Domain: jobsdepartment.co.za

Accounting info...

Date | Type | Cost | Invoices are E-Mail to.... | Paid Date | ICnt | TrkNo | Billing Info

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1/4

40 BOW

38  
48

7/2/2021

jobsdepartment.co.za at Wl, Jobsdepartment.co.za

Flashing RED indicates that payment has not been received - please confirm with the ZACR accounting department, accounts@co.za, should this not be according to your records. You have been sent 0 invoices/statements.

```

0a. lastupdate           :
0b. emailsource          : REDACTED
0c. emailposted          :
0d. emailsubject         :
0g. historycount         :
0h. invoiceno            :
0i. contracttype         :
0j. rcsversion           :
1a. domain               : jobsdepartment.co.za
1b. action               :
1c. Registrar            : Afrihost
2a. registrant           : REDACTED
2b. registrantpostaladdress: REDACTED
2c. registrantstreetaddress: REDACTED
2d. amount               : REDACTED
2e. paymenttype          : REDACTED
2f. billingaccount       : REDACTED
2g. billingemail         : REDACTED
2i. invoiceaddress       : REDACTED
2j. registrantphone      : REDACTED
2k. registrantfax        : REDACTED
2l. registrantemail      : REDACTED
2n. vat                  : REDACTED
3b. cname               :
3c. cnamesub1           :
3d. cnamesub2           :
3e. creationdate         : 2021/02/13 06:47:58
4a. admin               : REDACTED
4b. admintitle           : REDACTED
4c. admincompany         : REDACTED
4d. adminpostaladdr     : REDACTED
4e. adminphone          : REDACTED
4f. adminfax            : REDACTED
4g. adminemail          : REDACTED
4h. adminnic            : REDACTED
5a. tec                 : REDACTED
5b. tectitle            : REDACTED
5c. teccompany          : REDACTED
5d. tecpostaladdr       : REDACTED
5e. tecphone            : REDACTED
5f. tecfax              : REDACTED
5g. tecemail            : REDACTED
5h. tecnic              : REDACTED
6a. primnsfqdn          : ns.dns1.co.za
6b. primnsip            :
6c. primnsipv6          :
6e. secns1fqdn          : ns.dns2.co.za
6f. secns1ip            :
6g. secns1ipv6          :
6i. secns2fqdn          : ns.otherdns.net
6j. secns2ip            :
6k. secns2ipv6          :
6m. secns3fqdn          : ns.otherdns.com
6n. secns3ip            :
6o. secns3ipv6          :
6q. secns4fqdn          :
6r. secns4ip            :
6s. secns4ipv6          :

```

[https://website.informer.com/jobsdepartment.co.za/#tab\\_ip\\_whois](https://website.informer.com/jobsdepartment.co.za/#tab_ip_whois)

AV  
BW 2/4

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49

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8a. netblock1start :  
8b. netblock1end :  
8c. netblock2start :  
8d. netblock2end :  
8e. netblock3start :  
8f. netblock3end :  
9a. description1 :  
9b. description2 :  
9c. description3 :  
9d. description4 :  
9e. description5 :  
9f. description6 :

Next Query - Domain name  
.co.za

Please refer to the CO.ZA contact details should you have any problems

#### IP Whois

% This is the AfrinIC Whois server.

% The AFRINIC whois database is subject to the following terms of Use. See <https://afrinic.net/whois/terms>

% Note: this output has been filtered.

% To receive output for a database update, use the "-B" flag.

% Information related to '197.242.144.0 - 197.242.151.255'

% No abuse contact registered for 197.242.144.0 - 197.242.151.255

inetnum: 197.242.144.0 - 197.242.151.255  
netname: Afrihost-Cloud  
descr: Afrihost Cloud  
country: ZA  
admin-c: PFM1-AFRINIC  
tech-c: PFM1-AFRINIC  
status: ASSIGNED PA  
remarks: abuse e-mail: , phone: +27(11) 612 7300  
mnt-by: AFRHOST-MNT  
source: AFRINIC # Filtered  
parent: 197.242.144.0 - 197.242.159.255  
  
person: P F Meintjes  
address: Afrihost HQ  
address: 376 Rivonia Boulevard  
address: Sandton  
address: Gauteng  
address: johannesburg  
address: South Africa  
phone: tel:+27-11-612-7300  
fax-no: tel:+27-86-552-8000  
nic-hdl: PFM1-AFRINIC  
mnt-by: GENERATED-BEWULSCW9BUCEOJVNGIETHCY41TTISDN-MNT  
source: AFRINIC # Filtered

% Information related to '197.242.144.0/20AS37611'

route: 197.242.144.0/20  
descr: Afrihost  
origin: AS37611  
mnt-by: AFRHOST-MNT  
source: AFRINIC # Filtered

[https://websites.informer.com/jobsdepartment.co.za#tab\\_ip\\_whois](https://websites.informer.com/jobsdepartment.co.za#tab_ip_whois)

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BW

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50

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Domain Registered

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EPC

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SAbestjobs.Com

latestjobs.co.za

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sajobs - Jobs Hiring Latest Posts

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atuttamamma.net

singleandlonely.net

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BW 4/4

IN THE EQUALITY COURT AT THE MAGISTRATE'S COURT  
HELD AT LOUIS TRICHARDT

Case number: 01/2020

In the application of:

**MEDIA MONITORING AFRICA TRUST**

Applicant for admission  
as an amicus curiae

In the matter between:

**MAVHIDULA, AZWIDINI VICTOR (ON BEHALF OF  
THE SOUTH AFRICAN HUMAN RIGHTS COMMISSION)**

Complainant

and

**MATUMBA, ANTHONY**

Respondent

---

**NOTICE OF MOTION:  
APPLICATION FOR ADMISSION AS AN AMICUS CURIAE**

---

**KINDLY TAKE NOTICE THAT** the applicant for admission as an amicus curiae applies to this Court for an order in the following terms:

1. Admitting Media Monitoring Africa as an amicus curiae;
2. Granting Media Monitoring Africa —
  - 2.1. the opportunity to file written submissions; and
  - 2.2. the opportunity to present oral argument at the hearing of the appeal,provided that such argument does not repeat matters set forth in the arguments of the parties;
3. Costs against any party that opposes this application;



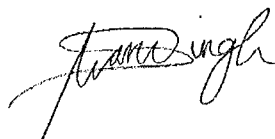


4. Further and/or alternative relief.

**TAKE FURTHER NOTICE** that the affidavit of **WILLIAM ROBERT BIRD** and the annexures thereto will be used in support of this application.

**TAKE FURTHER NOTICE** that the applicant for admission as an amicus curiae has appointed the address of its correspondent attorneys, **COXWELL STEYN VISE & NAUDE INC.**, at 31 Songowezi Street, Louis Trichardt, 0920, as the address at which it will accept notice and service of all process in these proceedings. Electronic service will also be accepted at [avani@powersingh.africa](mailto:avani@powersingh.africa).

**DATED AT JOHANNESBURG ON THIS 20<sup>TH</sup> DAY OF JULY 2021**



---

**POWER SINGH INC.**

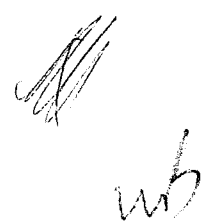
Attorneys for the applicant for  
admission as an amicus curiae  
First Floor, 20 Baker Street  
Johannesburg, 2196  
Tel: 011 268 6881  
E-mail: [avani@powersingh.africa](mailto:avani@powersingh.africa)  
Ref.: PSIMM-201912  
**c/o COXWELL STEYN VISE  
& NAUDE INC.**  
31 Songozwi Street  
Louis Trichardt, 0920  
Tel: 015 516 0116  
Email: [legal11@csvn.co.za](mailto:legal11@csvn.co.za)  
Ref: A Steenkamp / JF Steyn

**TO: THE CLERK OF THE  
ABOVE HONOURABLE COURT**



**AND TO: DDKK ATTORNEYS**  
 Attorneys for the Complainant  
 19 Watermelon Street  
 Platinum Park, Bendor  
 Docex 17  
 PO Box 55  
 Polokwane, 0700  
 Tel: 015 297 3310  
 Fax: 015 297 3422  
 Email: [mdk@ddkk.co.za](mailto:mdk@ddkk.co.za) / [tn@ddkk.co.za](mailto:tn@ddkk.co.za)  
 Ref: MC De Klerk / TN / MH005865

**AND TO: TSHILIDZI MAKUYA ATTORNEYS**  
 Attorneys for the Respondent  
 RR Mashapa Building  
 Thohoyandou  
 Limpopo, 0971  
 PO Box 6075  
 Thohoyandou  
 Limpopo, 0971  
 Tel: 015 962 5044  
 Cell: 072 384 7341  
 Fax: 015 962 6267  
 Email: [tconsultant590@yahoo.com](mailto:tconsultant590@yahoo.com) / [antenlegal2@gmail.com](mailto:antenlegal2@gmail.com) /  
[ettmkr@gmail.com](mailto:ettmkr@gmail.com)  
 Ref.: Ms Kedibone



IN THE EQUALITY COURT AT THE MAGISTRATE'S COURT  
HELD AT LOUIS TRICHARDT

Case number: 01/2020

In the application of:

**MEDIA MONITORING AFRICA TRUST**

Applicant for admission  
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In the matter between:

**MAVHIDULA, AZWIDINI VICTOR (ON BEHALF OF  
THE SOUTH AFRICAN HUMAN RIGHTS COMMISSION)**

Complainant

and

**MATUMBA, ANTHONY**

Respondent

---

**FOUNDING AFFIDAVIT**

---

I, the undersigned,

**WILLIAM ROBERT BIRD**

hereby make oath and state:

1. I am an adult male, and the Director of Media Monitoring Africa ("MMA"), a not-for-profit organisation with registered offices at Suite No. 2, Art Centre, 22 6th Street, Parkhurst, Johannesburg.
2. I am duly authorised to bring this application and to depose to this affidavit on behalf of the MMA Trust.



3. The facts to which I depose are true and correct and are within my personal knowledge, except where it is apparent from the context that they are not. Where I make submissions of law, I do so on the advice of MMA's legal representatives.
4. This is an application in terms of regulation 10(5)(c)(iv) of the Regulations Relating to the Promotion of Equality and Prevention of Unfair Discrimination Act, 2000 ("the Regulations"), in terms of which MMA seeks leave to be admitted as an *amicus curiae* in this matter.
5. In line with MMA's particular areas of interest and expertise, and fully cognisant of the duty of an amicus not to repeat any of the submissions that have already been canvassed by the parties, MMA's proposed submissions are narrowly tailored to three key issues of relevance to the present matter:
  - 5.1. **First**, the appropriate balance to be struck between the right to freedom of expression, on the one hand, and other competing rights and interests (such as the rights to dignity and reputation), on the other, with a specific focus on the particular context of speech on social media platforms.
  - 5.2. **Second**, the nature of harassment online, given the speed with which it spreads and the amplification of the audience, and how the effects of such harassment may be exacerbated in circumstances where this is coupled with the dissemination of false information (i.e. mis- and/or disinformation).
  - 5.3. **Third**, the appropriate remedy in such proceedings, including the elements of a swift and effective remedy, the factors to be taken into account in respect of online publications, and the importance of an apology as a remedy.
6. In this affidavit, I begin by dealing with the interest that MMA has in this matter, followed by a brief overview of the submissions that MMA seeks to advance.