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## **ARMS PROCUREMENT COMMISSION**

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*Transparency, Accountability and the Rule of Law*

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For attention: Mr David Cote  
Lawyers for Human Rights

Copied to: Adv Gina Snyman

Dear Sirs

Your letter dated 15 August 2014 refers.

We note that two issues are raised in the above letter. The first is the Commission's approach to documents that are introduced by a witness who is not the author thereof, the contents of which are not within his/her personal knowledge and who cannot attest to the authenticity thereof. In this regard, the Chairperson has taken a decision that he will treat such documents on a case by case basis and will decide as and when the document is introduced, whether it is admissible or whether to provisionally admit it. The decision in this regard will be influenced by the circumstances of each case, including the document's relevance to the terms of reference and the purpose for which it is sought to be used.

The second issue relates to your clients' request for documents. The same issue was raised in your letter of the 17<sup>th</sup> June 2014 addressed the Commission and to which the Commission responded in full by letter dated the 10<sup>th</sup> July 2014. The Commission stands by its response in this regard and has nothing further to add.

Furthermore, if the visa application of Mr Holden has not yet been approved we once again offer to assist by liaising with the relevant authorities in this country.

Yours sincerely

**Adv Fanyana Mdumbe**

**Arms Procurement Commission**

**Date: 27 August 2014**

(sent electronically and thus not signed)

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Commissioners: LW Seriti JA (Chairperson); HTM Musi JP

Head of Secretariat: P.N Luphondo