

**IN THE LABOUR COURT OF SOUTH AFRICA
HELD AT JOHANNESBURG**

CASE NO: J1592/16

In the matter between:

BEMAWU

First Applicant

BUSISIWE NTULI

Second Applicant

LUKHANYO CALATA

Third Applicant

THANDEKA GQUBULE – MBEKI

Fourth Applicant

and

SOUTH AFRICAN BROADCASTING CORPORATION SOC

Respondent

FILING NOTICE

Document filed: (i) Respondent's Answering Affidavit

SIGNED and DATED in SANDTON on this 05TH day of AUGUST 2016.



NINGIZA HORNER INCORPORATED

Respondent's Attorneys

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Ref: Mr T. Ningiza

TO: THE REGISTRAR OF THE LABOUR COURT

Arbour Square Building

6th & 7th Floors

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AND TO: WEBBER WENTZEL

Attorneys for Applicants

90 Rivonia Road

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Tel: 011 530 5627

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Ref: Mr. N ROBB/3011519

Attorneys for Applicants

Received a copy hereof on this

the __ day of August 2016.

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LUKHANYO CALATA Third Applicant

THANDEKA GQUBULE – MBEKI Fourth Applicant

and

SOUTH AFRICAN BROADCASTING CORPORATION Respondent

RESPONDENTS' AFFIDAVIT

I the undersigned,

JAMES AGUMA

Handwritten signatures in black ink, appearing to be initials and a full name, located at the bottom right of the page.

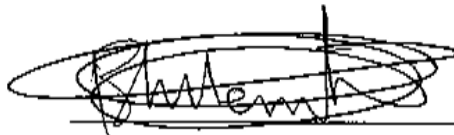
do hereby make oath and state that:

1. I am an adult male employed by the South African Broadcasting Corporation ("the SABC") as the Acting Group Chief Executive Officer. By virtue of my capacity and authority, I am duly authorised to depose to this affidavit on behalf of the respondent.
2. The facts herein contained are within my personal knowledge, save for where otherwise stated, or otherwise indicated by the context, and are to the best of my knowledge and belief, both true and correct.
3. I have read this Honourable Court's order which was granted on 28 July 2016. I depose to this affidavit in compliance with its directive in paragraph 7 thereof.
4. This Honourable Court has directed the SABC to file this affidavit within 5 days of the date on which it made its order, and in this affidavit to indicate which of its official(s) were involved in the decision to terminate the second to fourth applicants' contracts of employment with effect from 19 July 2016 in the case of the fourth applicant.
5. I state that the SABC's official who was involved in the decision to terminate the second to fourth applicants' contract of employment is Mr Simon Tebele, the SABC's Group Executive: News and Current Affairs.



**JAMES AGUMA**

I hereby certify that the deponent knows and understands the contents of this affidavit and that it is to the best of his knowledge both true and correct. This affidavit was signed and sworn to before me at JOHANNESBURG on this the 5th day of August 2016, and that the Regulations contained in Government Notice R.1258 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 (RSA)
Basanda Similo Mtembu - Practicing Attorney, RSA
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Full names:

Address:

Capacity: