

**IN THE REGIONAL COURT FOR THE REGIONAL
DIVISION OF SOUTH GAUTENG HELD AT SPECIALISED
COMMERCIAL CRIME COURT**

CASE NO: SCCC50/2016

DATE: 2016-03-22

BAIL APPLICATION

THE STATE *versus* ELLAINE BOBROFF

BEFORE: MR JJ VAN VUUREN

ON BEHALF OF THE STATE: MS A CARSTENS

ON BEHALF OF THE DEFENCE: MR DJ JOUBERT

INTERPRETER:

CHARGE: (SEE CHARGE SHEET)

PLEA: (SEE CHARGE SHEET)



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STATE v ELLAINE BOBROFF

CASE NUMBER: SCCC50/2016

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CRIME COURT

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PROCEEDINGS ON 22 MARCH 2016

[11:33]

PROSECUTOR: [Indistinct] bail. Case SCCC50/2016. State v Ellaine Bobroff. On this, the 22nd day of March 2016, in Regional Court B at the Specialised Commercial Crime Court. Appearances are as follows. Presiding officer, Mr JJ Van Vuuren. Public prosecutor, Ms A Carstens. Defence, [indistinct] DJ Joubert. Matter on the roll today as a first appearance and for determining of bail.

COURT: Thank you, you may be seated, Ms Bobroff. Thank you, Ms Carstens.

10 PROSECUTOR: As the court pleases. The matter of...the charges against the accused. The allegations are of fraud, as well as money laundering in terms of sections 4, 5 and 6 of The Prevention of and Committing of Organised Crime Act. The state therefore, it falls within the [indistinct] as schedule 5 as the amount involved is an amount of R26 million. The state is opposing bail and would put the defence to [indistinct] evidence as to release of the accused.

PROSECUTOR PUTS CHARGES TO ACCUSED

COURT: Thank you. Mr Joubert?

EVIDENCE FOR THE DEFENCE

20 MR JOUBERT ADDRESSES COURT: As the court pleases, Your Worship. I confirm my appear on behalf of the applicant, accused, on instructions of BDK Attorneys. Your Worship, without being unnecessary difficult, we just want to put it on record, that we take on face value what the state tells this court, that this is a schedule 5 offence. We do not know...in fact know, whether any specific alleged

amount involved was over R500 000. Because the law clearly states that, it is opposed before it is a schedule 5, any one transaction must be over R500 000 and not accumulative amount.

But be that as it may, we will clear it up. But for the purposes of the application, we will accept the *bona fides* by the state and the police, that this is indeed a schedule 5 offence. We have prepared a written affidavit. There is a signed copy, which I can hand to the court pending the reading out thereof into the record, as Exhibit A, Your Worship. I have a unsigned copy and the prosecution was also given a
10 copy.

COURT: Thank you.

MR JOUBERT: And with the leave of the court, then I will proceed to read it into the record and submit...and request to submit it as Exhibit A.

COURT: Thank you.

MR JOUBERT: So, it has the usual heading:

“I, the undersigned, Ellaine Bobroff, do hereby make oath and state as follows.

I am an adult female, South African citizen of full legal capacity and the applicant in this application
20 for bail. The content of this affidavit is true and correct and to the best of my belief and fall within my personal knowledge [indistinct] where I state the contrary or where such appear from the context thereof.

I was arrested by members of the directed priority

crime investigation unit, the Hawks of the South African Police Services on 21 March 2016, that is last night at 21:30 at the residence of Advocate Azir Kassim SC and in the presence of an attorney, Reel Zimmerman.

My arrest follows allegations that I am in somewhere involved in the alleged unlawful activity by my husband and son, Mr Ronald Bobroff and Darren Bobroff respectively. I must state at the
10 onset, I deny any involvement in any unlawful activity, nor did I have any knowledge of wrongfulness, to commit any crime.”

Your Worship, we...because of the short notice, the purpose was two-fold. But paragraphs 6 to 10 becomes irrelevant, because there is not a request by the state for a postponement of seven days to verify anything. So then I would go over to paragraph 11, because the first portion of any alleged postponement falls away.

The only important thing there we can point out, Your Worship, is perhaps from paragraph 8.

20 “In addition hereto, I invite the honourable court’s attention to the fact that I have been informed by my legal representatives, that CAS number attached to this matter is Rosebank CAS10504/2013. The docket was accordingly apparently registered during April 2013, approximately three years ago. Three

years is more than enough time for the Investigation Officer herein to have completed his investigation into any alleged unlawful activity by me.

My legal representatives has been in constant contact with the Investigating Officer herein, Colonel Marais from The Hawks. At no stage has there been any reference to me being arrested and it does come as a complete shock to me when Colonel Marais effected my arrest, during the evening of 21 March 2016.”

10

We will address the court later. But my instructions are, at no stage did either the state or the IO indicate, that the applicant is a suspect. It was always just her husband, her son and her son’s wife, another colleague who worked there, Mr Bezuidenhout. But I will address the court fully later here on, on that point. I now go over to her personal particulars, paragraph 11:

“I am a adult female, South African citizen with identity number: 470723 0062 081. I was born in Johannesburg on 23 July 1947 and matriculated at Greenside High School in 1964. I am currently 68 years old. I obtain a qualification from The Secretarial School and work for a Dr Sydney Freedman as an officer...a office manager, for a period of approximately 10 years.

20

I was married to my husband, Mr Bobroff, during

1971 in Johannesburg Gauteng. My first child, Darren Bobroff, was born in 1973. I stopped working when Darren was born. My eldest daughter, Lisa, was born in 1974. Whilst my youngest daughter, Cindy, was born in 1978.

I raised my three children and did not take up any further employment. I have however been involved in a Jewish women benevolent charity for the past 30 years.”

10 So she has not been working for the past approximately 40 years, Your Worship.

“I reside at 40 Pentrich Road, Victory Park. I have been residing at this address for the past 27 years and the house is registered in my name.”

Your Worship will note, as an annexure to the bail application, the cipro [indistinct] was done where it is confirmed and it will also be verified by the Investigating Officer that, that property is indeed registered in the name of Mrs Bobroff, the applicant before you.

20 “in this regard, please find attached hereto the title deeds confirming same. The mortgage bond over the property has been paid up. I reside at the said address with my husband and three dogs. I drive a BMW 2...2014 5 series, which is also registered in my name. apart from my house and car, I have no fixed assets registered in my name and possess

other household goods and movable property, such as lounge suites; beds; kitchen utilities to the value of approximately R300 000.

I have a credit card in my name which is linked to my husband's bank account, whilst I also have a ABSA Money market account, in which I deposited my inheritance upon my mother's passing away three years ago. The current value of the said investment is approximately R700 000. I also have
10 an investment account at Investec, which to the best of my knowledge, is valued at approximately R500 000.

I point out, that I am not personally involved with any finances of my husband and our household, as I have been a housewife for the past 40 years. I own no assets outside the Republic of South Africa, that I am aware of and I also have no investments abroad which I am aware of.

I have a brother who lives in Sydney and he is in
20 Dallas...in Dallas, USA in and distant cousins in Melbourne, Australia. My husband, son and daughter-in-law are currently in Australia, for what I was informed, relates to a business trip. I could not accompany them on the said trip, as I do not possess over a valid passport. I am also not

involved at all in any business interests of my husband and my son. Thus there was no reason for me to accompany them on the said trip.

As stated above, I have three children who are all married and who all reside in Johannesburg, South Africa with their minor children. I have seven grandchildren. My two daughters both reside in same suburb as....reside in the same suburb as I do, same being Victory Park, Johannesburg.

10 I assist in the daily care of my grandchildren, which includes tasks, such as collecting the children from school and transporting them to their various extra mural activities. I have a brother, Sevin[?] Coonen, who resides in Melrose Arch, Johannesburg. Whilst I also have a sister, Cheryl Nested, who resides in Dunkeld West area in Johannesburg.

20 I have no previous convictions and there are no criminal matters pending against me at present. I do not possess a passport, as it was lost approximately eight years ago and I have not applied for another passport, or travel document. I last travelled abroad in 2006, when I accompanied my husband to a conference on behalf of the Law Society of South Africa. The conference was in Chicago, Dallas in the United States of America. I

am extremely claustrophobic and have a fear for flying and therefore, I travel as little as possible.”

I will come back to the claustrophobic issue later on, with regard to the events of last night, Your Worship.

“I respectfully submit, that my release on bail will not endanger the safety of the public, or any particular person, or that there is a likelihood that I will commit an offence referred to in schedule 1 of The Criminal Procedure Act.

10 I respectfully submit, that there is no degree of violence implicit in the charge against me and that it cannot in the circumstances be said, that I uttered a threat of violence against any other person.

I hold no resentment against any other person, as is evident from my past conduct. I have no disposition to violence. I also have no disposition to commit offences referred to in schedule 1 of The Criminal Procedure Act and respectfully submit, that there is [indistinct] no likelihood, that my release on bail will
20 endanger the safety of the public, or any particular person.

I have strong emotional family and occupational ties in the division of this honourable court. All my assets are held and situated within the division of this honourable court. If released on bail, the bail

money will be paid from my personal savings and I cannot afford for this amount to be forfeited.

Although the charge is, at face value, at least serious, I respectfully submit, that the strength of the state case is [indistinct], that it can hardly be argued that I will serve as an incentive...that it will serve as incentive for me to evade my trial. The same applies to the nature and the gravity of the punishment likely to be imposed, should I be convicted of a charge against me.

10

I am nevertheless willing to abide by any reasonable conditions of bail which this honourable court may deem appropriate to impose. In the circumstances, I accordingly submit, that there is no likelihood, that my release on bail will result in an attempt to evade my trial.

I do not know who the state witnesses are. I am unaware as to whether all the state witnesses have made statements. But I undertake not to make contact with any witness which the honourable court may deem necessary. I am also unaware of the progress made in the cause of the investigation.

20

In the circumstances I respectfully submit, that there is no likelihood, should I be released on bail, that I will attempt to influence or intimidate witnesses, or

to conceal or destroy evidence. I have not supplied any false information to the Investigating Officer, or to this honourable court, for purposes of this application for bail. I am not in custody on any other charge and I am presently not on parole.

As is evidence from the aforesaid, I have not previously failed to comply with bail condition and submit, that there cannot be any indication that I will do so now. I accordingly submit, that there is no likelihood, should I be released on bail, that my release as such will undermine or jeopardise the objectives, or the proper functioning of the criminal justice system, including the bail system.

10

I respectfully submit, that there is also no likelihood, should I be released on bail, that my release as such will disturb the public, or undermine the public peace or security. In the circumstances, I urge the honourable court to take into consideration, the fact that I might be detained in custody for a considerable period of time pending the outcome of this trial.

20

I presently suffer from ill health and have been diagnosed with a prolapsed bladder and degeneration of my spine. Should I be detained pending the finalisation of my trial, I will not have

access to proper medical attention and will accordingly be in severe pain whilst in custody.

In the circumstances of this matter, I readily concede that the offence with which I am charged with, resorts under schedule 5 of The Criminal Procedure Act and that the provisions of section 60(11)(b) of The Criminal Procedure Act is applicable. I must accordingly satisfy this honourable court, that the interest of justice permit my release on bail. In the circumstances, I respectfully submit that the aforementioned information clearly supports a contention, that the interests of justice will permit my release on bail.

10

I need to reiterate, that I have no knowledge of any so-called crimes that I have allegedly committed and I am innocent of any unlawful acts and or wrongdoing. I point out, that I was not provided with a copy of the docket and or any other information of the alleged charges levelled against me.

20

I am very confident that the state will not be able to prove any wilful, or knowing involvement, by myself in relation to the alleged charges I am faced with. I have an amount of R50 000 immediately available, which amount I can affor...cannot afford to have forfeited to the state due to my non-compliance with

any condition to which my release on bail may be subject to.

I respectfully submit, that not only does the interest of justice permit my release on bail, but the aforesaid amount is in the circumstances, more than reasonable to ensure that I will stand my trial, especially in light of my co-operation with the investigation as aforementioned.

10 I respectfully submit, that taking into account my age and my personal circumstances, there are no grounds at all to justify my incarceration. I have an unconditional undertaking, that I will not leave the...I give an unconditional undertaking, that I will not leave the country and that I will not apply for a passport, or any other travel document as I am innocent of the alleged charges levelled against me and I will stand my trial to prove my innocence.

20 I will also adhere to any reasonable condition of bail as set by this honourable court for me and therefore, I humbly pray to be released on bail in a reasonable amount and subject to the reasonable conditions.”

It was then signed this morning by the applicant, Your Worship. Your Worship, if I may just add, that my instructions are and that can also be confirmed by the police, after the applicant’s arrest last night, there was

not a cell available at Rosebank, she was taken to Norwood Police Station. As a result of her claustrophobic state, they did not and could not detain her in a police cell, but rather detained her in the charge office. Because the only alternative was perhaps to take her to hospital, because of her anxious claustrophobic state. That is the unfortunately reality she is facing, with regard to that condition.

Your Worship, if I may add already at this stage, the state and the defence have concluded certain conditions, should the court be persuaded that the accused be released on bail. First of all, the date for
10 the matter to be postponed to is 1 July 2015...or rather 2016 for further investigation.

Secondly, the state requires the applicant not to leave the area of Gauteng without the permission of the Investigating Officer, which will be adhered to. To report, at least for the next week, whilst they are making arrangements in terms of section 26...rather 62(f) of The Criminal Procedure Act with the Department of Correctional Supervision, for her to be placed under the supervision of a probation officer and to be monitored as such. But pending that period, she will report daily between the hours of 08:00 and 17:00 at the Linden Police
20 Station, which is the closest police station to her, Your Worship.

And then the final, obviously, should the court be persuaded that the amount tendered of R50 000 immediately is enough. Should there be other guarantees required, she will also be prepared to put up a security, either her property or her investments as set out in the bail affidavit, if required. That in the meantime, are the...the only common

ground between the state and the defence, with regard to the conditions.

Your Worship, I do not believe there is any other additional conditions. But that in conclusion I will address the court later, after the evidence of the state is presented, with regard to the other merits. But that concludes the applicant's basis for her application to be released on bail.

10 COURT: Thank you. Thank you, Mr Joubert. Ms Ellaine Bobroff, you confirm what your attorney has read out, the affidavit, that it is correct and true?

ACCUSED: Correct, Your Worship.

DEFENCE CASE

COURT: Thank you. You may be seated again. Thank you, Ms Carstens?

PROSECUTOR: As the court pleases. Your Worship, the state calls Lieutenant Colonel Marais to the stand.

COURT: Thank you. I have just marked this as EXHIBIT A.

PROSECUTOR: As the court pleases.

20 COURT: Thank you, bail application, EXHIBIT A. thank you, sir, your full names please?

MR MARAIS: Tobias Arnold Marais.

COURT: Will you be able to give evidence in English, or do you wish to give it...of verkies jy om in Afrikaans getuienis te gee?

MR MARAIS: I will give in English evidence, Your Worship.

EVIDENCE FOR THE STATE

TOBIAS ARNOLD MARAIS: (Duly Sworn States)

COURT: Thank you. Ms Carstens?

EXAMINATION BY PROSECUTOR: As the court pleases, Your Worship. Sir, is it correct that you are a Lieutenant Colonel with the South African Police and the Investigating Officer in this matter before court? --- That is correct, Your Worship.

Could you summarise the allegations pending against the accused before court? --- Your Worship, the allegations currently against this accused, is that an amount of approximately R53 million
10 was fraudulently transferred to the auditors account of Ronald Bobroff and Partners Incorporated, which is Mr Andre Van Der Merwe and that an amount of approximately R26 million was transferred then from the account of Mr Van Der Merwe to an account held in the name of the accused at Bidvest bank.

The account to which the accused, is there documents linking her to this account? --- That is correct, Your Worship. There is opening documentation for the bank account and one of the opening documentation that was submitted, or retrieved from the bank, is a copy of the identity document of Mrs Ellaine Bobroff, the accused.

20 And the charges therefore amount to what formal charges? --- It will be for then money laundering, Your Worship. Section 4, 5 and 6 of The Prevention of Organised Crime Act.

Now, you have a position with bail. Could you please share that with the court? --- Yes, Your Worship. I...originally I obtained warrants of arrest for four suspects, which was Mr Darren Bobroff, Mr Ronald

Bobroff, Mr Steven Bezuidenhout and then Lisa Bobroff, who is the wife of Darren Bobroff. That was on 14 March and because of a prior arrangement that was made by...[intervened]

Just give a moment for the magistrate to take note, if you could please, sir.

COURT: So these are all other persons, excluding the applicant before court? --- But she was a suspect, but I did not obtain a warrant of arrest for her.

Okay, so you said, because of a prior arrangement? --- By the
10 clients...by with the attorney of the Bobroff's, with the National Prosecuting Authority, where they said that, once we were ready to...

Yes? --- To arrest their clients, that they will give their co-operation.

Thank you? --- In an effort to honour that arrangement, I made contact with Mr Ulrich Roux, he was the attorney representing the Bobroff's.

Mr? --- Mr Roux, Ulrich.

Mr Roux? --- Ulrich Roux, he is the attorney in the court currently.

20 Yes? --- And arrangements was made that the four suspects for whom I had the warrant of arrests, would hand themselves over on 23 March, which is tomorrow. In our con...dialogue, we agreed that the four suspects will not go to the airports of South Africa and try and leave the country and for that reason, I blacklisted them as such, on the same day, 14 March.

Okay.

PROSECUTOR: Continue? --- On Monday, yesterday, I received a call from one of my witnesses who informed me, that Mr Darren Bobroff, Ronald Bobroff and Lisa Bobroff left the country and that they were in Australia.

COURT: Darren, Lisa and? --- Ronald.

Thank you? --- I verified that it was in actual fact so and I was informed by my witness, that Mr Lisa Bobroff...Mrs Ellaine Bobroff, the accused in front of court, did not leave the country, as she was
10 attending a bar mitzvah and that she was also staying behind to try and start negotiations on behalf of Mr Ronald, Darren and Lisa Bobroff, to settle the outstanding civil matters that is currently [indistinct] in the courts. The money laundering charge sheet was sent to me by Advocate Carstens on Friday. In that charge sheet, there are several other suspects, together with Mrs Ellaine Bobroff, that will be charged. Your Worship and based on these circumstances, it was decided...I decided that we will effect the arrest of Mrs Ellaine Bobroff, to prevent her from also possibly leaving the country, because her husband already left the country. I can confirm that she was arrested last night
20 and that she was detained at the Norwood Police Station. That she informed us that she had a claustrophobic condition and I established this morning, that the police station then made her sleep in the reception room for the cells, not the charge office. I can confirm, that I met her two daughters and the son...sons-on-law. That I verified that she is currently staying at 40 Pentrich Road in Victory Park and that the

last travel movement that we could pick up, was in 2006, on her passport.

So it sounds like you have got the passport? You have the passport? --- No, I do not have the passport.

Oh, you just looked at it? --- Ja, we just looked on the system. The concern regarding the bail, is that her husband is currently not in South Africa and looking at the circumstances that they left the country, it is...I think it is fair to assume that there is not much that is keeping her currently in South Africa.

10 PROSECUTOR: Where did you arrest her? --- I arrested her at the residence of Mr Kassim, Azir Kassim. I think it is at...he is the senior counsel in their civil matter and I can confirm, that Mr Zimmerman was also present.

The place of her arrest, did it confirm, or supplement the information you had, that she was stayed behind to settle civil matters? --- That is correct. Then it was also so confirmed by Mr Kassim.

This...would you say, this is indicative of an involvement in her husband business affairs? --- That is correct, Your Worship.

20 Regarding assets outside of South Africa, as was stated in the bail affidavit, do you have any comment on that? --- Sorry?

Assets outside South Africa, do you have any information regarding this point? --- Your Worship, my...if you look at the transactions that has been disseminated by the forensic accountants that we have appointed, for example, one transaction is...was made from that account of Ellaine Bobroff to the amount of R4 million to an

account in Israel, just for one example. So I believe there should be assets.

Is there [indistinct] investigation of the, not only the accused, but also the rest of her family, is there other amounts involved in Forex that you could pick up? --- That is correct, Your Worship. A total amount of approximately R53 million left the country through various accounts of the family.

Regarding contact with witnesses, do you have any comment you wish to make about the witnesses in this matter? --- Your Worship, I
10 believe that they will know who the witnesses, or some of the witnesses is in this matter, because of the civil proceedings that has been on-going and you know, if I can recall some of the calls that was made last night from cell phones, it seems to me that there was an attempt to phone some of these witnesses.

Regarding the period of detention, should the court refuse bail, how long is envisioned. Do you have any comment on that? --- Sorry?

The period of detention should the court refuse bail, on the length, do you wish to comment at all how long it will take before this matter can get to trial? --- Your Worship, you would later apply for a
20 extradition of the other suspects in this matter. That will be a prolonged process in itself. I cannot give a time period for that. But ja, it will be extensive, I think.

Your Worship, just a bit of a disturbance, [indistinct]. There was a statement in the bail affidavit, that there was no reference made at any stage to the accused being arrested. Is there anything further you wish

to comment regarding that aspect? --- [indistinct].

There is no re...the accused said in an affidavit, that there was no reference made to her arrest when the other warrants was signed, could you just on that, comment? --- Yes, Your Worship. There is numerous other suspects in this case which we did not obtain warrants of arrest for. On last week on the 14th and the 15th there was in a civil matter two applications. One by The Law Society and one private application to struck the Bobroff's and Mr Bezuidenhout from the roll.

COURT: To stop them from? --- To struck them from the roll.

10 Oh, I see. --- I also received correspondence that reflected that Mr Bobroff, or the [indistinct] Bobroff and Partners Incorporated, was actually, the firm itself, was sold to another individual and that was one of the reasons why we applied for the warrants of arrest for only those four suspects.

PROSECUTOR: If I can just summarise. The warrants were circulated on 14 March? --- That is correct.

And in the days thereafter, the people, the three parties, the Ronald, Darren and Lisa Bobroff, left the country, in spite of this warrants being circulated? --- That is correct, yes. Darren and Lisa
20 and the two children left on the 16th and Ronald left on the 19th.

And these circumstances pushed you to act in the manner you did, by arresting Ms...the accused before court without further fail? --- Your Worship, part of it is [indistinct] indicated to me, that they have no intention of standing their trial, in the way they acted. I mean, we had the arrangement with their attorney and that was not honoured.

Should the court decide to give bail, certain bail conditions were mentioned by the applicant's attorney. The not leaving the area of Gauteng, is the area acceptable? Is that the wish...arrangements? --- That will be acceptable, Your Honour.

The section 62(f) monitoring, can you just explain what the...we would require for that? --- The Correctional Services will visit the accused home, to establish that is actually the premises where she is staying and then they will equip her with a monitoring system, or unit that will be able to track her wherever she goes.

10 And the restriction of her movement with this equipment, what is the...what would you require as an area for this, once this device is attached? --- I believe there is a 10...20 kilometre radius for that specific equipment, to operate properly.

The reporting daily, is that also as a...until such section 62(f) restrictions are in place? --- That will be sufficient, Your Honour.

And do you have any comment on the quantum of the amount suggested of R50 000? --- I will leave it in the court's hand, Your Worship.

Is there anything further you wish to add, regarding this position?

20 --- No.

Your Worship, no further questions.

COURT: [Indistinct] adjourn for a minute or two and then I will be back.

PROSECUTOR: As the court pleases.

COURT: Thank you.

COURT ADJOURNS [12:19]

--- **[12:24] COURT RESUMES**

TOBIAS ARNOLD MARAIS: (Still Under Oath)

COURT: Still under oath and you...Mr Joubert is going to ask you questions and cross-examine you now, thank you.

CROSS-EXAMINATION BY MR JOUBERT: Colonel, as you know, at this stage of the proceedings, a bail application, the defence is not entitled to copies of the police docket and or other information and the court has to rely heavily on you, being the Investigating Officer, to tell us about the allege merits of the state case against a specific applicant, or accused, like Mrs Bobroff before court today. You appreciate that? ---

10 That is correct, Your Worship.

Now, Colonel, you will confirm that this investigation commenced already as far back as April 2013, is that correct? --- That is correct, Your Worship.

And you were the appointed Investigating Officer from inception of this investigation? --- That is correct, Your Worship.

Were the forensic accountants you referred to, also appointed long time ago? --- They were appointed at certain dates, Your Worship. I cannot remember it now.

Who are they? --- It is Mr AE Praka.

20 Mr AE? --- Praka.

Now, it appears that very fairly, the state and the police in this instance, first completed their investigation, before they decided to arrest anybody. Is that correct? --- That is correct, Your Worship.

Now, you will concede as a very honourable procedure and that is actually the way the justice system should operate, correct? --- That

is correct.

Now, the important aspect thereof, it appears that up until 14 March, Colonel and in all fairness you must concede this, that Mrs Bobroff was not regarded as an accused as...when the investigation, on your own version now, was completed, warrants of arrest were only issued for four persons; Mr Bezuidenhout, Bobroff senior, Bobroff junior and his wife, is that correct? --- No, that is not correct. Mrs Bobroff was always a suspect.

No, but the question is something different. Warrants were only
10 issued...[intervened] --- That is correct, we are on...[intervened]

After it was decided now, it is time to charge somebody, for four persons? --- I applied for warrants for four persons, that is correct, Your Honour.

Yes. Mr Bezuidenhout, who was a partner at Bobroff and Partners, there is also a warrant for him? --- That is correct, Your Worship.

He was not arrested last night? --- No, Your Worship, because he is...[intervened]

Because he arranged to give himself over tomorrow? --- He is
20 honouring his arrangement with Your Worship.

So, despite that there is a warrant out...let me rather put it...just want to take it one step back. The arrangement was that they will all hand themselves over...over to the state and the police tomorrow, which they still can do and then the...they would have put through a bail application without objection against bail, is that right? --- The

agreement was, that they will not leave the country, Your Worship, that is the reason why they were blacklisted.

No *maar* I am ta...[intervened]? --- And that they will hand themselves over tomorrow.

For a bail application? --- For the arrangements, yes.

And there would not have been opposition to the bail? --- Your Worship, I believe that the state would have reach an agreement with the parties as arranged.

So bail would have been agreed? --- I cannot say, Your
10 Worship. It would have been dependant on the day that it would have taken place, which is apparently not going to happen tomorrow.

Well, except for Mr Bezuidenhout, he is going to hand himself over and there will be an arrangement for him to be released on bail? --
- Mr Bezuidenhout is going to hand himself over tomorrow, that is the arrangement, yes, Your Worship.

He is a partner to that firm? --- That is correct, Your Worship.

You see, Mr...Colonel, I apologise, those appointed forensic accountants, are they finished with their investigation as well, I take it?
--- They are continuing with the investigation as and such things are
20 needed, Your Worship.

In their investigations, could they and is there in the docket, any indication at all, that Mrs Bobroff have any assets, or investments overseas in her name, after their thorough investigation? --- The assets that I was explaining to you, was the transfer of cash amounts to foreign bank accounts, Your Worship. I am not talking about property

itself.

Well, Colonel, let me rephrase the question then. In their investigation and in the docket, did they find and is there in their investigations, overseas any money in the name of Mrs Bobroff? Yes or no? --- We have not established that as yet, Your Worship.

So despite the investigation, a diligent search by them, there is still no proof of any accounts, or investments, in the name of Mrs Bobroff? --- Your Worship, as I explained, the money that was into the...went into the...some of the money that went into the account of
10 Mrs Bobroff this side at Bidvest bank, was transferred as cash to a bank in Israel. We do not have the particulars of that bank account as yet.

Colonel, if I listen to the version of your summary of the facts in the...contained in the police docket, you say, that monies was transferred from Ronald Bobroff and Partners, that is the law firm, is that correct? --- The business account, that is correct.

The business account, to the auditors account, Mr Andre Van Der Merwe? --- That is correct, Your Worship.

And then from the auditors account to Mrs Bobroff account? --- That is correct, Your Worship.

20 Where it was then apparently transferred overseas? --- Disbursed again, that is correct, ja.

Now would you, in all fairness concede, because logic would dictate, that Mrs Bobroff had no authority of any payments from the business account of Bobroff and Partners to the account of the auditor and from the account of the auditor to her? --- I can concede that, yes.

Yes, Your Worship.

Because my instructions and it appears to coincide and is corroborated by your investigation, that at worst Mrs Bobroff was not involved at all. Maybe her account was used, after it was lawfully opened by her, without her knowledge, by other persons involved and not her personally? --- I do not know if that is possible, Your Worship. I think we are all equally responsible for our bank accounts, as it also described by the banks instructions themselves.

Well, let me ask you this. Do you have proof of any single
10 transaction where Mrs Bobroff was personally involved in this whole money laundering scheme, which you were...which you are investigating? --- Your Worship, I am unable to go into the cash flow analysis, as Mr Joubert want me to go into it now, because I have not done that, it was done by the forensic accountants.

But still, they did not even report to you, that they have specific proof where Mrs Bobroff was involved in any transaction. Because if it was there, it would have been contained in your docket, not so? --- Your Worship, as I referred to you, I have one document here that reflects the R4 million payment. There is only one document that I took
20 from a docket that currently consist of 62 arch lever files.

Mr...Colonel, with all respect, you are not assisting this court in establishing, in fact if there is any strong case against Mrs Bobroff. Is there, it is very simple, do you have proof currently in your docket of any transactions, specifically which corroborates the involvement by Mrs Bobroff? Yes or no? --- Yes, Your Worship. Yes.

And what...what would that constitute? --- The bank account was opened by Mrs Bobroff, the accused in front of this court.

Is that the only proof you have for corroboration? --- And the monies that went into that bank account was transferred and used by her...the holder of that account, which is Mrs Bobroff.

But you cannot exclude that it may have been done without her knowledge? --- Well, Your Worship, I cannot say what Mrs Bobroff is going to say.

You see, Colonel, I have listened to your evidence carefully and it
10 appears, that you...it is common cause and you concede, Mrs Bobroff is not currently in possession of a valid passport. She informed you, that she...her passport got lost eight years ago and you corroborated that, or verified that? --- She informed me, I have not verified it as yet.

But you did, because you have checked the move...the human movement register at all the ports of this country and the last activity of that passport was in 2008 and that co...2006 and that corroborates her version, that the passport got lost? --- It just corroborates her version, that she...the last movement was in 2006.

She did not apply for a new passport? --- I cannot confirm or
20 deny.

You cannot confirm. Will you accept that? --- If it is coming from you, sir, I might accept it, yes.

Thank you, Colonel. Colonel and I have listened to you, it appears that you did not get a warrant for arrest for Mrs Bobroff, is that correct? --- That is correct, Your Worship.

You only, in accordance to your evidence, decided to arrest her for one purpose, to allegedly prevent her from leaving the country. Is that correct? --- That is one of the reasons, Your Worship.

But in all fairness, I assume, you look like a fair man, you will also concede, there was no indication at all and no corroboration of any arrangements which she took, or made, to leave this country, up to her arrest last night? Not so, Colonel? --- The witness that phoned me was concerned that she will leave the country, Your Worship.

No but...[intervened] --- And that was, seen in the light of what
10 happened, was also a true concern for me.

I appreciate the concern of the so-called witness. But you have no information at your disposal, that she made any arrangements at all, which you can verify, to leave the country? --- I could not confirm any arrangements and that is correct, Your Worship.

Her bags were not packed. She did not buy a flight ticket. She simply going about doing her daily business, to look after her grandkids? --- And looking after Mr Bobroff's affairs.

Who...just...let us just pause there for a moment. The...in the
so-called civil claims that are pending, Colonel, are you familiar with it?
20 --- In part, Your Worship.

Is there...is she fingered, or sighted, as a respondent, or a defendant, in any of those civil claims? --- Not that I am aware of, Your Worship.

So the only respondent, defendants, in those civil claims are the firm Bobroff and Partners and perhaps Mr Bobroff senior, junior and his

wife and Mr Bezuidenhout? --- They...I cannot tell you the details of that, Your Worship.

So you cannot dispute that? --- I cannot dispute it.

Because those are my instructions. She is not involved? --- I cannot dispute that, Your Worship.

Colonel, in all fairness, you conceded correctly in my view, that you have no problems that she may not leave the Gauteng area without your consent; that she can report daily to the Linden Police Station; you do not have a problem with the R50 000 bail and that once the...she is
10 being monitored with the required device, in terms of section 62(f), she...you are happy that she will be properly monitored. Is that correct?
--- Except for the amount, that I suggested that I will leave in the court's hands...[intervened]

Well, fairly, I must say, you correctly left it in the hands of the court, because it is in any event. But you do not have a problem with the R50 000? --- That is correct, Your Worship.

You leave it in the hands of the court, because the court in the end will decide which amount may be appropriate? --- That is correct, Your Worship.

20 But will you then concede, Colonel, that if these arrangements are in place, that would again say and suffice all, any, or all, or perhaps misplace fears you or any witness may possibly now have, that she will not stand her trial, if those arrangements are put in place? --- If it works, Your Worship, it should not be a problem.

So then in all fairness, you cannot really object to her being

released on bail? --- I...[intervened]

She will stand her trial if those conditions are in place to monitor her? --- Your Worship, I feel it is my duty to inform the court what the circumstances was, so that an infirmed decision can be made.

In other words, that...those arrangements will suffice that she will stand her trial, you concede that? --- If the court finds it...[intervened]

If the court agrees with that? --- Yes.

Thank you very much, Colonel. Colonel, this so-called informer, or witness you were referring to, can you tell the court perhaps, who he
10 or she is? --- I can tell the court, he will come and testify. It is Mr George Van Niekerk.

He is the attorney with ENS? --- That is correct, Your Worship.

So he is the attorney, Mr George Van Niekerk, employed at ENS, who can obviously know what to do and how to do it, but he acts for the complainant, I am infirmed, in the matter against the other accused persons for whom you obtained the warrants for and that is Discovery Limited? --- I do not know whether that is true. I have...I am not dealing with Discovery, Your Worship.

But they are the complainant? --- No, they are not my
20 complainants.

Can you just perhaps then explain to the court, how does an attorney play the role to be a witness? --- He became a witness when they got involved through their client, which is Mrs...Mr Graham.

Oh, who laid complaints with The Law Society? --- That is correct, Your Worship.

Very well. --- Which is also witnesses in this case.

Just then to put it in the correct context. So it was just on the fears expressed by Mr Van Niekerk, that you also formed a similar fear, that it is better to go and arrest Mrs Bobroff, just to prevent her from leaving the country? --- No, that is not correct, Your Worship. I have explained to the court, what the arrangements was and what happened and that is what triggered the actions that we took.

But Mrs Bobroff was never part of that arrangements? --- She was always a suspect, Your Worship.

10 But it was not decided to issue a warrant for her arrest? --- The charge sheet for Mrs Bobroff was compiled on Friday morning, it was already Friday morning available, Your Worship.

But in summary, Colonel, you would concede, that there is no real fears with the required conditions in place, for Mrs Bobroff to be released on bail, should the court so decide? --- Should the arrangement work, Your Worship, it should be sufficient to keep her in the country.

As the court pleases, I have no further questions.

PROSECUTOR: Your Worship, I see that it is 13:00. I have only two
20 questions in re-examination, if I may final...finish this before we address after lunch.

COURT: Thank you.

RE-EXAMINATION BY PROSECUTOR: The focus of the forensic report, was that in fact to establish assets outside the country? --- No, Your Worship, that was not the focus of the forensic investigation.

And just a last aspect. The arrangements with the other suspects, was that they would not leave the country and they were blacklisted, yet they managed to leave? --- That is correct, Your Worship.

So the system...the arrangements did not work, the system did not work in that regard? --- Apparently there was a hiccup somewhere, Your Worship, which must still be established.

And that adds to your fear, regarding these new arrangements, that they too may not work? --- That is correct, Your Worship.

10 Thank you, Your Worship, no further questions.

COURT: Thank you. Mr Marais, you may stand down, thank you. ---
Thank you, Your Worship.

NO FURTHER QUESTIONS

STATE CASE

PROSECUTOR: As the court pleases. Your Worship, if the court can then take the lunch interval. We will address the court at 14:00.

COURT ADJOURNS [12:44] --- **[13:57] COURT RESUMES**

COURT: Thank you. Thank you. Mr Joubert, thank you.

MR JOUBERT ADDRESSES COURT: As the court pleases. Your
20 Worship, I would respectfully submit on behalf of the applicant, accused, that she must have persuaded this court on a balance of probabilities, that it is in the interest of justice for her to be released on bail.

We have accepted on the bona fides presented by the IO, apparently that at least one transaction was over R500 and therefore it

is a schedule 5 offence. The eye watermark of the argument on behalf of the applicant, is cumulatively and one can and it appears to be plain, Your Worship, that there cannot be any case of any strength against the accused, because after a three year investigation and on 13 March this year when it was decided that accused must be arrested and warrants of arrest to be issued, she was clearly not in the picture.

I know that there was an attempt to try and implicate her, apparently subsequently with a further charge of money laundering by last Friday, which was the 18th. But it is very extra ordinary, Your
10 Worship, that the state would in this instance, finish and complete their investigation, decided only four persons are to be arrested and prosecuted and she is not one of them.

It is indeed extra ordinary and it is submitted, that the only reasonable inference that can be drawn is that, that was raised to try and justify at least some grounds for her to be arrested without a warrant and it is plain, Your Worship, that the reasoning for arrest was not, it appears anything else at this stage, as was fairly conceded by the IO, but only for one purpose and one purpose only, that is apparently because a fear was expressed by some other witness who is an
20 attorney called Van Niekerk and that she may leave the country.

From the evidence and it appears that the golden threat through this investigation were...and what is contained in the diary, that at best her account may have been used without her knowledge. She claims that she has no knowledge of wrongfulness. If one carefully dissects the manner in which the information was summed up to this court, is

that there were some transfers by the attorney's firms to an auditor and thereafter from the auditor's firms via her account to somewhere else.

It is undisputed that she is a housewife for the past 40 years. There appears to be no direct evidence, at least on the concession by Colonel Marais, that there is anything, or any proof, that she was personally involved in any of the alleged offences, except for the fact that she opened her account and which is indeed every thin at this stage.

Your Worship, it is plain that according to the case law and I refer
10 you to the well-known case of *S v Viljoen* 2002 (4) SA 10 (SCA) 14-16,
that the cumulative effect of a very weak state case and compelling
reasons of health, it appears and it is undisputed, Your Worship, that
unfortunately the accused suffers from a claustrophobia condition and
when one looks at the authorities, like *S v Junta* 2000 (1) SACR 237
(THS) 250c-d, in *S v Kay* 2003 (1) SA 551 (SCA) 24, that and obviously
the well-known decision of *S v Van Wyk* 2005 (1) SACR 41 (SCA) 9,
that the cumulative effect of all these circumstances may and indeed
justify exceptional circumstances, with the effect that the applicant
discharge her onus on the balance of probabilities. That it is in the
20 interest of justice for her be...to be released on bail.

Your Worship, at the most, compelling condition, or
circumstances here, is the concession fairly made and one would not
expect anything else from the Investigating Officer and the state, it is
plain that the matter is to be postponed for a long time, be it for further
investigation, at least provisionally until 1 July.

But the conditions, or the provisions of The Criminal Procedure Act with regard to number one, not leaving the area without the consent; number two, that she is prepared to report daily between the hours of 08:00 and 17:00 at the Linden Police Station until the conditions of section 62(f) of The Criminal Procedure Act is met and furthermore, that she is not in possession of any travel documents or passport, it is plain and it is...it will suffice that there is no fear that she will not stand her trial and try and evade justice by leaving the country.

All in all, Your Worship, with the cumulative effect of the facts, the
10 undisputed facts before this court, it is my submission that the court will and should exercise the court's discretion to grant the applicant bail in the amount of R50 000, which she has available to pay through the assistance of her children who brought the money for her and to set out the conditions, which is not in dispute as between the state and the defence.

COURT: Should it be so drastic as to have a device fitted to her?

MR JOUBERT: Your Worship, she is 68 years old. She is here. Her children, her grandchildren. I do not even, with respect, think it is necessary to do that. But the most important point is, Your Worship,
20 she is not a healthy woman. Her health is not up to standard. We are however prepared and I do not even think it is required, as the court correctly remarked, to go so far. But the prime objective here, is that she should not and could not be detained, pending this trial, in these circumstances as it unfolded, Your Worship.

That would conclude my address, Your Worship.

COURT: Thank you.

PROSECUTOR: As the court pleases.

COURT: Mrs Carstens?

PROSECUTOR: Thank you, Your Worship. Dealing with issues of bail and specifically in schedule 5 and 6, the state wishes to refer the court to the matter of *S v Hudson* 1980 (4) SA (D) 148e and the state would like to quote:

10 “Where an accused applies for bail and confirms on oath, that he has no intention of absconding, due to...due weight has of course to be given to the statement on oath. However, since an accused who does have such an intention, is hardly likely to admit it. Implicit reliance cannot be placed on the mere say-so of the accused. The court shall examine the circumstances.”

20 Circumstances in the court be...in the case before court, is that there was an agreement between the state and the attorneys, for the handing over of ac...the accused husband, son and daughter-in-law tomorrow and that there would be a restriction on their travel. It is not in dispute, that these conditions were not met and that these three parties have indeed left the country, contrary to the agreement that was reached.

 These cir...the accused as the wife and as a housewife to the person that the state is now seeking, her ties, the state will submit, is with her husband. The strong ties she has. The home she is also in, is with...understandably lives with her husband and the state

therefore...the flight of her husband, or the leaving of South Africa of her husband, has weakened her ties to South Africa considerably and that there is a real possibility that she may decide to risk it and to leave to be with her long standing husband of many years.

The court also have reference to the matters of *Scheffer and [indistinct] Public Prosecutions of Transvaal* 2004 (2) SACR 92 (T) 101 31. The applicant [indistinct] certainly not an accomplice indication that he will not abscond or to return to the country, if his conditions were [indistinct] and stand trial. Further case state wishes to refer to, is
10 regarding should the accused leave, extradition possibilities. There are two cases. *S v Peterson* 2008 (2) SACR 355 (C) 376 78 the following is said:

“The existence of extradition agreements, is no guarantee that she would, if she should relocate for purpose of evading her trial, in fact be extradited.”

A similar sentiment is expressed in the matter of *S v Vermaas* 1996 (1) SACR 528 (T) 539g it is said:

20 “Is extradition deterrent? It may be more easy to obtain nowadays than it was in the past, but is not a watertight remedy and the chances are such, that a desperate man would take them, thinking that he might escape the net.”

Your Worship, the state...defence have stated, that the case against the accused is weak. The state, it is not in dispute, it would appear that the accused...the money went through the accused account. That the state

submits that, at the very least, this requires an answer from the accused as to, if she is not in control of her own accounts, who in fact would be the person that would be in control of this account and that the state's case is not so weak, as it not...would not withstand an application of section 174, if should the matter go to trial.

Your Worship, the defence...the Colonel Marais has also testified, that the fear was not by a witness, but given the circumstances regarding the leaving of the country of the other three parties, there was a fear in his mind as well. He also stated, that there was...the reason
10 for not issuing a warrant, the warrants were only issued for the four parties mentioned, due to the circumstances in the civil matter where she was not at that stage implicated, but that the circumstances forced her hand...and in some way forced her hand and lead to the arrest on yesterday, on the charges which the state was in the process of formulating and had formulated by Friday already.

Your Worship, the state submits, that given the facts in this matter, that there is a real possibility of flight from the accused. That the accused should give due weight to this and in consideration of bail, should the court decide in fact to grant bail, the state would submit that
20 the conditions as have been agreed to, should be imposed, including the electronic monitoring.

It is my understanding, that the correctional services will take the matter to their board, the correctional board, who will then approve such a request and after verifying the address of the accused and then the device will be fitted. The state can confirm, the date of 1 July as being

a date provisionally for other purposes. Purposes of adding accused and possible further investigation. The court will be court C.

COURT: What has happened to the charge sheet in this matter?

PROSECUTOR: The charge sheet?

COURT: Yes.

PROSECUTOR: Is it not...Your Worship, I have...did not take it myself.

COURT: Did you hand it to me?

PROSECUTOR: Is it not there? Okay, then I do not have [indistinct].

10 COURT: I wonder if I took it out in the office.

PROSECUTOR: Okay, we can briefly adjourn then, Your Worship, just for Your Worship's [indistinct].

COURT: I will just briefly adjourn just to get it.

COURT ADJOURNS [14:11] --- [14:15] COURT RESUMES

COURT: No, it is not in my office. I do not remember having it in my office. I do not have the charge sheet. You have not got a Bobroff charge sheet?

PROSECUTOR: I was the last...[intervened]

20 MR JOUBERT: Your Worship, I suppose at the very worst, we can simply prepare a duplicate charge sheet.

PROSECUTOR: Duplicate charge sheet quickly for Your Worship.

MR JOUBERT: Because it should only be two pages.

PROSECUTOR: Ja, [indistinct] and the affidavit, was it attached?

COURT: No, the affidavit is not attached.

PROSECUTOR: Then it is just...we can just get a J15 from the clerk of

the court and we can quickly do it.

MR JOUBERT ADDRESSES COURT: The court orderly is on his way to enable the state advocate to complete so, Your Worship. Your Worship, with the leave of the court, just shortly in reply. The submissions made by my learned friend here, may have...may be applicable to matters where the facts support it. But it is respectfully submitted, this facts presented before Your Worship today, does not make any of the case law my learned friend referred to, applicable at all.

It was plain and it is undisputed, that there was no preparations
10 by the applicant to leave the country. She could have done so with the...and the company her husband with the bus...or on the business trip. But she did not. She wanted to go nowhere. She remained here. This is where she stays. This is where her grandchildren are and there, it is in my submission, already played on the concession made by the state, that there is not such a strong case. It appears and the inference is justified, that perhaps her account was used for transactions, she was totally unaware of it and all the facts indicate the same, if that was indeed the case.

Your Worship, the merits, I would submit, is so overwhelming that
20 it simply justifies her release on bail in the circumstances, in the amount and on whatever the conditions this court may deem appropriate in these circumstances. She cannot be blamed for any conduct contrary to any arrangements, because she was not involved and not part thereof and there is perhaps, well, the arrangements was to hand themselves over tomorrow. Only time will tell what is going to happen.

As the court pleases.

COURT: Thank you. Thank you, I just need to make an note on, even if it is the new charge sheet.

PROSECUTOR: Your Worship, I just do not have a stapler. Unfortunately my stapler [indistinct], [indistinct] approach the court?

COURT: Thank you, you may, thank you. Thank you. Just shortly.

JUDGMENT

The court can see from the evidence of Lieutenant Colonel Marais, who is the Investigating Officer present in this matter, that at first the applicant was not one of the main perpetrators in this matter and only as recently today it was said, she has always been a suspect. The court can also see from his evidence, the allegations that he makes, that there is a prima facie case against the applicant. But in the same breath, as is clear from questions put to the Lieutenant Colonel Marais, the applicant has a defence to these allegations and further, the
10 applicant is presumed innocent until proven guilty, so at this stage, she is still presumed innocent.

The court agrees that there is an onus on the applicant to show on a balance of probabilities, that the only ground of opposition to bail being granted to her, is that there is no likelihood that she would evade her trial. The evidence of Lieutenant Colonel Marais is that, it was a state witness who contacted him to inform him, that some of the persons with whom he had an arrangement, that they would hand themselves over later this week, I heard now it is tomorrow, fled the country to Australia.

20 He also checked the movement control system to confirm this and these persons had indeed left South Africa. Since this witness of the state had a fear that the applicant before court today would also flee, the investigation Officer in turn also feared that this may be the case, that she may flee, hence she was arrested and spent the night in custody as indicated to the court, in the reception area of the police

cells.

This was to prevent her from fleeing, according to [indistinct]. As far as this court can see, the court is of opinion that this is not a real likelihood. This is an assumption that the applicant will flee. There is no evidence that she has made any preparations to flee the country. She has strong ties here in South Africa. Not only family ties, it is emotionally, but also to assets and the court is of opinion, that it has not been shown that there is a likelihood that applicant will flee.

The court is therefore prepared to grant the application bail. The
10 bail amount is set in R50 000, as was argued. The court thinks this amount would cause the applicant to stand her trial, rather than flee. As the court indicated to advocate Joubert, the court does not see it's way clear to impose such drastic conditions as suggested, that the applicant be fitted with a device to monitor her movements. There is no indication so far before this court, that she wanted to flee.

This type of device is usually only fitted to someone after a conviction and in most drastic conditions, where there is some indication that the applicant might want to flee, then this could be done. I do not think it is necessary in this case. The court will however see to
20 adding reporting conditions to her bail. That is, the applicant must report once a week personally to the police station, between the hours of 08:00 and 16:00, that is every Monday, between 08:00 and 16:00. I must just find which police station was it?

MR JOUBERT: Linden Police Station.

COURT: Sorry?

MR JOUBERT: Linden.

COURT: Linden Police Station. Just note that, thank you. The date is 1 July 2016, which court, Ms Carstens?

PROSECUTOR: Court C.

COURT: Court C. matter then postponed, Ms Ellaine Bos...Bosroff, to 1 July 2016, Court C, for further investigation. You are in custody. Bail is set, as you heard, R50 000. If you pay this, you will be released, on condition you appear in court 1 July 2016, in Court C and remain present. If you do not appear, or do not remain present, a warrant of
10 arrest will be issued. Your bail [indistinct] and the state might oppose any further bail applications [indistinct] bail being set for you. The condition is, that you report personally to the Linden Police Station, so you cannot send someone else. Report once a week on Mondays, between the hours of 08:00 and 16:00 the afternoon. Thank you.

PROSECUTOR: As the court pleases, Your Worship.

MR JOUBERT: As the court pleases, Your Worship.

PROSECUTOR: That is then the roll for the court for the day.

MATTER POSTPONED TO 1 JULY 2016

COURT ADJOURNS

[14:29]
