February 24, 1988

The South African Government Issues New Banning Orders

Today, February 24th, the South African Government instituted one of the harshest crackdowns in years on lawful democratic opposition groups. Seventeen organizations, the Congress of South African Trade Unions (COSATU), and 18 individuals were placed under severe restrictions which effectively force them to cease functioning. The order, issued by the Minister of Law and Order under authority of the Public Safety Act, states that the named 17 organizations are prohibited "from carrying on or performing any activities or acts whatsoever." (emphasis ours) Technically, the 17 organizations retain their status as legal, but under the terms of the Order their only permitted activities are to preserve their assets, keep their books and records up to date, perform administrative tasks associated with those functions and comply with any obligations imposed on them by law.

The regulations also do not prohibit the organizations from seeking legal counsel, filing lawsuits or engaging in activities that have been explicitly consented to by the Minister of Law and Order.
The organizations restricted by the Order are:

AZANIAN PEOPLE'S ORGANISATION
AZANIAN YOUTH ORGANISATION
CAPE YOUTH CONGRESS
CRADOCK RESIDENTS ASSOCIATION
DETAINNEES PARENTS SUPPORT COMMITTEE
DETAINNEES SUPPORT COMMITTEE
NATIONAL EDUCATION CRISIS COMMITTEE
NATIONAL EDUCATION UNION OF SOUTH AFRICA
PORT ELIZABETH BLACK CIVIC ORGANISATION
RELEASE MANDELA CAMPAIGN
SOWETO CIVIC ASSOCIATION
SOWETO YOUTH CONGRESS
SOUTH AFRICAN NATIONAL STUDENTS CONGRESS
SOUTH AFRICAN YOUTH CONGRESS
UNITED DEMOCRATIC FRONT
VAAL CIVIC ASSOCIATION
WESTERN CAPE CIVIC ASSOCIATION

While allowing COSATU to continue to function, the Order restricts COSATU's activities to what the Government narrowly interprets as "shop-floor" issues.

The effects of the Order are devastating. For example, the Johannesburg-based Detainee Parents Support Committee will no longer be able to call for the release of detainees or publish statistics on how many children are in jail or even help distraught parents find in which jail their children are being held. The Cradock Residents Association will no longer be able to organize street committees or even memorial services for their political leaders who were assassinated. The National Education Crisis Committee will no longer be able to meet to discuss the crisis of the Bantu education system. All organized voices of opposition in South Africa will be silenced.

For further information contact Gay McDougall, Director, Southern Africa Project, (202) 371-1212.
ORGANISATIONS

COSATU STATEMENT ON LEAD TO AN ESCALATION OF CIVIL CONFLICT AND VIOLENCE IN SOUTH AFRICA, AND COSATU AND OTHER ORGANISATIONS ARE FAVOUR OF TOTAL CONTROL OVER DEMOCRATIC ORGANISATIONS CAN ARTICULATE LEGITIMATE TRADE UNION FUNCTIONS.

THE PROMULGATION OF THE ORDERS AFFECTING COSATU AND 17 OTHER ORGANISATIONS ARE A DIRECT ATTACK ON THE DEMOCRATIC MOVEMENT. THE STATE HAS OBVIOUSLY CHOSEN A PATH OF TOTAL REPRESSION, THEY INTEND TO DESTROY THE FEW REMAINING VESTIGES OF DEMOCRACY AFTER THE CLAMPDOWN OF THE EMERGENCY REGULATIONS.

THE CLOSING OF THE AVENUES OF DEMOCRATIC EXPRESSION WILL POSSIBLY LEAD TO AN ESCALATION OF CIVIL CONFLICT AND VIOLENCE, THERE CANNOT BE A PEACEFUL RESOLUTION OF S. AFRICA'S CRISIS WITHOUT FREEDOM OF EXPRESSION AND ASSOCIATION, AND WITHOUT CREDIBLE ORGANISATIONS WHICH CAN ARTICULATE THE NEEDS AND INTERESTS OF THE MAJORITY.

DEMOCRATIC ORGANISATIONS IN THE COUNTRY HAVE RECENTLY FACED SEVERE ATTACKS FROM VIGILANTE AND CONSERVATIVE RIGHT-WING FORCES. ALL PEACE INITIATIVES WE HAVE TAKEN TO RESOLVE THE VIOLENCE IN P. W. BURG, KTC, ETC ARE JEOPARDISED BY THE BANNING AND RESTRICTIONS WHICH OPEN THE WAY FOR CONSERVATIVE FORCES TO CONTINUE WITH THEIR CAMPAIGNS OF VIOLENCE AND INTIMIDATION AGAINST OUR MEMBERS AND THE COMMUNITY.

IT IS CLEAR THAT THE GOVERNMENT HAS BEEN ENCOURAGED TO OPT FOR THE PATH OF INCREASED REPRESSION THROUGH THE SUPPORT IT HAS RECEIVED FROM EMPLOYERS AND RIGHT-WING GOVERNMENTS OF THATCHER REAGAN AND KOMH, AS WELL AS THROUGH THE VIOLENT FANATICISM OF THE RIGHT-WING.

THE BANNING AND RESTRICTING OUR ORGANISATIONS IS THE ACTION OF PANIC STRICKEN GOVERNMENT WHICH IS UNABLE TO DEAL WITH THE REALITIES FACING SOUTH AFRICA TODAY. CONFLICT IN OUR COUNTRY IS INHERENT BECAUSE THE MAJORITY OF PEOPLE ARE DENIED ACCESS TO THE FORMAL POLITICAL INSTITUTIONS. THE GOVERNMENT HAS REJECTED THE OPTION OF STABILITY THROUGH DEALING WITH THE LEGITIMATE DEMANDS OF THE MAJORITY IN FAVOUR OF TOTAL CONTROL AND IRON FIST REPRESSION.

THE STATE IS ATTEMPTING TO RESTRICT COSATU TO WHAT THEY SEE AS LEGITIMATE TRADE UNION FUNCTIONS, WE REJECT THIS BECAUSE THERE IS NO DEMOCRACY IN SOUTH-AFRICA, AND COSATU AND OTHER ORGANISATIONS ARE PART OF THE EXTRA-PARLIAMENTARY OPPOSITION THAT ARE LEGITIMATELY PUTTING FORWARD THE DEMANDS AND INTERESTS OF OUR MEMBERS BOTH ON THE SHOPFLOOR AND IN BROADER SOCIETY.

THE PROMULGATION IS AIMED AT SMASHING THE CAMPAIGNS WHICH COSATU HAS ALREADY EMBARKED UPON AND UNDERMINING COSATU'S STRENGTH. ALL THESE CAMPAIGNS ARE LAWFUL AND REFLACT THE DEMANDS OF OUR MEMBERS AND THE CONCERNS OF THE OPPRESSED MAJORITY.

THE RESTRICTIONS ON COSATU, TAKEN TOGETHER WITH PROPOSED LABOUR RELATIONS AMENDMENT ACT, WILL PLACE COSATU IN ALMOST THE SAME POSITION AS THE OTHER 17 ORGANISATIONS WHICH HAVE BEEN EFFECTIVELY BANNED.
DPSC PRESS STATEMENT

Minister Vlok says that his latest draconian action is aimed at "only those activities which endanger the safety of the public, the maintenance of law and order or the termination of the State of Emergency".

No organisation has worked harder than the DPSC to terminate the State of Emergency. Indeed, the State of Emergency is our main point of contention with Mr. Vlok. Furthermore, the major part of our work is geared towards the welfare of detainees and their families, whose dire circumstances are directly caused by Mr. Vlok and his political police.

This attempt to silence the legitimate voices of opposition to apartheid is yet another example of the government's aggressively confrontational attitude and their refusal to attempt to negotiate with the leaders and organisations which represent the majority of South Africans.

Furthermore, the DPSC believes that the restrictions placed on the 17 organisations are ultra vires and that the Government is not empowered to issue these restrictions.

The DPSC is a welfare and service organisation. We are baffled as to how we can be a threat to public safety. We are, however, proud of our record in exposing state repression, and bringing to public scrutiny the excesses and abuses of the security police. The public will judge the true reasons for our banning.

The restrictions will not stop the thousands of South Africans who are working for the welfare of the victims of apartheid. We know that our cause is just, and that our work and beliefs will outlive those of Mr. Vlok, as they did those of his predecessor, Mr. Jet Grange.
## GOVERNMENT NOTICES

### MINISTRY OF LAW AND ORDER

No. 334  
24 February 1988

ORDER UNDER THE REGULATIONS MADE UNDER THE PUBLIC SAFETY ACT, 1953

Under the powers vested in me by regulation 6A of the Regulations published under the Public Safety Act, 1953 (Act 3 of 1953), by Proclamation R. 96 of 11 June 1987, as amended by Proclamation R. 106 of 26 June 1987 and Proclamation R. 23 of 24 February 1988, I, Adriaan Johannes Vlok, Minister of Law and Order, hereby prohibit the organisation mentioned in the Schedule hereto, as from the date of publication of this order and subject to regulation 6A (4) of the said regulations, from carrying on or performing any activities or acts whatsoever.

A. J. VLOK,  
Minister of Law and Order.

### SCHEDULE

- AZANIAN PEOPLE'S ORGANISATION
- AZANIAN YOUTH ORGANISATION
- CAPE YOUTH CONGRESS
- CRADOCK RESIDENTS ASSOCIATION
- DETAINED PARENTS SUPPORT COMMITTEE
- DETAINED SUPPORT COMMITTEE
- NATIONAL EDUCATION CRISIS COMMITTEE
- NATIONAL EDUCATION UNION OF SOUTH AFRICA
- PORT ELIZABETH BLACK CIVIC ORGANISATION
- RELEASE MANDELA CAMPAIGN
- SOWETO CIVIC ASSOCIATION
- SOWETO YOUTH CONGRESS
- SOUTH AFRICAN NATIONAL STUDENTS CONGRESS
- SOUTH AFRICAN YOUTH CONGRESS
- UNITED DEMOCRATIC FRONT
- VAAL CIVIC ASSOCIATION
- WESTERN CAPE CIVIC ASSOCIATION

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BEVEL KRAGTENS DIE REGULASIES UITGEGEVAR-
DIG KRAGTENS DIE WET OP OPENBARE VEILIG-
HEID, 1953

Kragtens die bevoegdheid my verleen by regulasie 6 A
van die Regulaties kragtens die Wet op Openbare Veilig-
heid, 1953 (Wet 3 van 1953), agterkundig by Proklamatie
R. 96 van 11 Junie 1987, soos gewysig deur Proklamatie R.
106 van 26 Junie 1987 en Proklamatie R. 23 van 24 Febru-
arie 1988, hierby die bevel uit in die Bylae hiervan uiteenge-
sit.

A. J. VLOK,
Minister van Wet en Orde.

BYLAE.

Omskrwing

1. In hierdie bevel, tansy uit die samehang anders blyk,
et 'n woord of uitdrukking waarin 'n betekenis in die
Veiligheidsregulaties geheg is 'n ooreenkomsstemme beteke-
nis, en beteken—

"alternatiewe struktuur"—

(a) in 'n struktuur bedoel in paragraaf (a) (viii) of (ix)
van die omskrwing van "ondermyne verklar-
ing" in regulasie 1 van die Mediaregalies; en
(b) in sover dit nie reeds deur paragraaf (a) omvat
word nie, ook 'n organisasie wat bekend staan as
'n "area committee"; 'n "block committee"; of 'n
"street committee"; en wat binne woongebiede vir
ledes van die Swart of Gekleurde bevolkingsgroepe
onder andere optree as 'n struktuur wat die gesag
van instellings en beambte van die Staat of van 'n
plaaslike overheid of sy beambte ondermy of
poog om sodanige gesag te usurper;

"gevangene" 'n persoon wat in 'n gevangenis aangehou
word—

(a) kragtens 'n bepaling van die Wet op Binnelandse
Veiligheid, 1982 (Wet 74 van 1982), of van regu-
lasie 3 van die Veiligheidsregulaties; en
(b) om 'n tydperk van gevangenisstraf hom weens die
pleging van 'n misdrey opgeeë, uit te dien; of
(c) in afwagting van sy verhoor weens 'n beweerde
misdrey;

"Mediaregalies" die regulaties afgekondig by Prok-
lamatie R. 97 van 1987, soos gewysig deur Proklama-
ties R. 123 van 1987 en R. 7 van 1988;

"onwettige organisasie" 'n organisasie wat 'n onwetige
organisasie insoef die Wet op Binnelandse Veilig-
heid, 1982, is;

"plaaslike overheid"—

(a) 'n plaaslike overheid soos omskryf in artikel 1 van
die Wet op Swart Plaaslike Owerbede, 1982 (Wet
102 van 1982);
(b) 'n plaaslike bestuurstiggaam wat ingestel is of
gestig word ingestel te wees kragtens artikel 30 van
die Swart Administrasie Wet, 1927 (Wet 38 van
1927); of
(c) 'n plaaslike overheid of bestuurstiggaam soos
omskryf in artikel 1 van die Wet op Strinsreg vir
Plaaslike Owerheidsliggaam, 1984 (Wet 117 van
1984);

"publisiteitsveldtoeg" 'n akse waarby inligting aan lede
van die publiek of aan lede van enige bepaalde sekte
die van die publiek oorgetred word, in inbegrip van—

(a) die maak van verklarings op 'n publike plek (soos
omskryf in regulasie 1 van die Mediaregalies) of
andersins in die openbaar of van deur tot deur;

ORDER UNDER THE REGULATIONS MADE UNDER
THE PUBLIC SAFETY ACT, 1953

Under the powers vested in me by regulation 6A of the
Regulations published under the Public Safety Act, 1953
(Act 3 of 1953), by Proclamation R. 96 of 11 June 1987, as
amended by Proclamation R. 106 of 26 June 1987 and
Proclamation R. 23 of 24 February 1988. I, Adrián Jo-
hannes Vlok, Minister of Law and Orde, hereby issue the
order set out in the Schedule hereto.

A. J. VLOK,
Minister of Law and Orde.

SCHEDULE.

Definitions

1. In this order, unless the context otherwise indicates, a
word or expression to which a meaning has been assigned in
the Security Regulations, shall have a corresponding mean-
ing, and—

"alternative structure" means—

(a) a structure referred to in paragraph (a) (viii) or (ix)
of the definition of "subversive statement" in regu-
lation 1 of the Media Regulations; and

(b) in so far it is not already included under paragraph
(a), also an organisation known as an "area com-
mittee", a "block committee" or a "street com-
mittee" and operating in residential areas for
members of the Black or Coloured population
groups inter alia as a structure subverting the au-
thority of Institutions or officials of the State or of a
local authority or its officials or attempting to
usurp such authority;

"local authority" means—

(a) a local authority as defined in section 1 of the
Black Local Authorities Act, 1982 (Act 102 of
1982);

(b) a local government body established or deemed to
be established under section 30 of the Black Ad-
ministration Act, 1927 (Act 38 of 1927); or

(c) a local authority or management body as defined in
section 1 of the Local Government Bodies Fran-
chise Act, 1984 (Act 117 of 1984);

"Media Regulations" means the regulations published
by Proclamation R. 97 of 1987, as amended by Procla-
mations R. 123 of 1987 and R. 7 of 1988;

"prisoner" means a person detained in a prison—

(a) under a provision of the Internals Security Act,
1982 (Act 74 of 1982), or of regulation 3 of the
Security Regulations;

(b) to serve a period of imprisonment imposed on him
for the commission of an offence; or

(c) to await trial for an alleged offence;

"publicity campaign" means an act by which informa-
tion is conveyed to members of the public or to mem-
ers of any particular section of the public, includ-
ing—

(a) the making of statements at a public place (as de-
fined in regulation 1 of the Media Regulations) or
otherwise in public or from door to door,
(b) die voer van persoonlike houde, die uitskakeling van persverklarings of die publiekstigting van advertenties in die pers;
(c) die uitgee of verspreiding van pamflette, brojures of sertolijette of die oppak of verspreiding van bijluite of plakketjies; of
(d) die uitgee of verspreiding van televisie, rolprent- of klankopnomae (soos omskryf in regulasie 1 van die Mediasregulasies);


Verbod

2. Die organisasie bekend as CONGRESS OF SOUTH AFRICAN TRADE UNIONS word hierby, vanaf datum van afkondiging van die bevel en behoudens regulasie 6A (4) van die Veiligheidsregulasies, verbied om bedrywighede of handelinge van die volgende aard, klas of soort te beoefen of te verrig, naamlik:

(a) die wening van ondersteuning by lede van die publiek of lede van 'n seksie van die publike (met inbegrip van skeës waarby beroeps of eise aan die Regerings gedaan of gestel word) by wyse van publisiteitsveldtoge vir:

(i) die herstel van 'n onwettige organisasie tot 'n organisasie met 'n wettige status;
(ii) die vertrekking van 'n volwasse persoon weens die pleging van 'n misdryf of opdrag;
(iii) die afskaming van 'n plaaslike ouderdom of van plaaslike ouderdom wat tot 'n kategorie plaaslike ouderdom behoort;

(b) die aanwakkerng, by wyse van publisiteitsveldtoe, van teenkanting by lede van die publike of lede van 'n seksie van die publike een —

(i) die aanbodnng van 'n persoon, of van persone wat tot 'n kategorie persone behoort, egaartans die bepalings van artikel 28 of 29 van die Wet op Binominoel Veiligheid, 1982, of van regulasie 3 van die Veiligheidsregulasies, of teen die stelsel van aanhouding waarvoor genoemde bepalings voorsiening maak;
(ii) die stelsel van plaaslike bestuur soos dit in die Republiek toegepas word; of
(iii) enige onderhandelinge of voorgestelde onderhandelinge aangetane 'n nuwe grondwetlike bedeling vir die Republiek waarby die Regering 'n party of woorde van belang is; of

(c) die doen van oproepe op, of die aanmoediging of aanhitting van, lede van die publike of lede van 'n seksie van die publiek by wyse van publisiteitsveldtoe —

(i) om 'n verkiesing van 'n plaaslike ouderdom te boikot of nie daaraan deel te neem nie of om enige ander handeling te verrig waardeur so 'n verkiesing verhinder, verydel of belemmer word;
(ii) om enige bepaalde dag te gedenk —

(ass) ter herdenking of viering van die stigting van 'n organisasie wat 'n onwettige organisasie of wat tot 'n geaffekteerde organisasie kragtens die Wet op Geaffekteerde Organisaties, 1974 (Wet 31 van 1974), verklaar is;

(b) die conduct of press interviews, the issue of press statements or the publishing of advertisements in the press:
(c) the issue or distribution of pamphlets, brochures or hand-bills, the posting-up or distribution of posters or stickers; or
(d) the issue or distribution of television, film or sound recordings (as defined in regulations 1 of the Media Regulations);


"unlawful organization" means an organization which is an unlawful organization in terms of the Internal Security Act, 1982.

Prohibition

2. The organization known as CONGRESS OF SOUTH AFRICAN TRADE UNIONS is hereby, as from the date of publication of this order and subject to regulation 6A (4) of the Security Regulations, prohibited from carrying on or performing activities or acts of the following nature, class or kind, namely—

(a) the soliciting of support among members of the public or members of a section of the public (including acts whereby appeals or demands are made to the Govern-
(b) the systemic, remission, reduction or non-carrying out of a sentence imposed on a person for the commission of an offence; or
(iv) the abolition of a local authority or local authorities belonging to a category of local authorities;

(b) the stirring-up, by way of publicity campaigns, of opposition among members of the public or members of a section of the public to—

(i) the detention of a person, or of persons belonging to a category of persons, under the provisions of section 28 or 29 of the Internal Security Act, 1982, or of regulation 3 of the Security Regulations, or towards the system of detention provided for in those provisions;
(ii) the system of local government as applied in the Republic;

(iii) any negotiations or proposed negotiations regarding a new constitutional dispensation for the Republic to which the Government is or is likely to be a party;
(c) the making of calls on, or encouraging or inciting members of the public or members of a section of the public by way of publicity campaigns—

(i) to boycott or not to take part in an election of a local authority or to commit any other act preventing, frustrating or impeding such an election;

(ii) to observe any particular day—

(ass) to commemorate or celebrate the founding of an organization which is an unlawful organization or an organization declared to be an affected organization under the Affected Organisations Act, 1974 (Act 31 of 1974);
(bb) ter herdenking of viering van 'n gebeurtenis in die geskiedenis van 'n organisasie waarna in item (aa) verwys word wat vir die organisasie van die een of ander belang is;

(cc) ter herdenking of viering van 'n voorval van oproer, openbare geweldpleging of oproepluierigheid of 'n protestbekenning of 'n oproepluierigheid wat op die een of ander tydstip in die Republiek plaasgevind het, of 'n gebeurtenis wat in die loop van sodanige voorval, blykens of optog plaasgevind het;

(dd) ter herdenking van die dood van 'n persoon of van persone wat behoor tot 'n kategorie van persone of

(ee) ter verering van 'n gevangene of van gevangenes wat tot 'n kategorie gevangenes behoort;

(d) die instelling, vestiging, propagering, financiering, organisering, bestuur of bedryf van alternatiewe structure;

(e) enige inmenging of bemoeiing, of die doen of opleg by wyse van publieke actiwiteitsdoelte, op lede van die publiek of 'n sekte van die publiek om in te meng of hulle te bemoei, met die sake of werksaamhede van 'n plaaslike overheid;

(f) die doen of opleg op of die aanmoediging of aanbieding van—

(i) 'n persoon wat sake in die Republiek of met persone in die Republiek doen, om uit die Republiek of ander land om sake in die Republiek of met persone in die Republiek te doen;

(ii) die regering van 'n ander land, om handels-, ekonomiese of ander strafmaatrekings teen die Republiek in te stel of toe te pas of om diplomatieke of ander betrekings met die Republiek te beperk of te beëindig; of

(iii) 'n persoon, organisasie of liggaam buite die Republiek om affiliaasie of bandes met 'n persoon, organisasie of liggaam buite die Republiek te bedryf, op te sterk of te beëindig;

(g) die tref van redesings vir, of die organisering, propagering of hou van bymekaars waargene van sy aangeleenthede in hierdie beveel vermeld, aangerus, aangemoedig, gepropageer, bespreek, bepleet of bevorder word.

(ba) to commemorate or celebrate an event in the history of an organization referred to in item (aa) which is of some importance or other to such organization;

(b) to commemorate or celebrate an incident of riot, public violence or unrest or a protest gathering or protest march which has taken place at some time or other in the Republic, or an event which has occurred in the course of such incident, gathering or march;

(dd) to commemorate the death of a person or of persons belonging to a category of persons;

(ee) In honour of a prisoner or of prisoners belonging to a category of prisoners;

(d) the founding, establishment, propagating, financing, organizing, management or operation of alternative structures;

(e) any interference in or meddling with, or the making of calls, by way of publicity campaigns, to members of the public or members of a section of the public to interfere in or to meddle with, the affairs or functions of a local authority;

(f) the making of calls on or encouraging or inciting—

(i) a person doing business in the Republic or with persons in the Republic, to disinvest from the Republic or to otherwise cease doing business in the Republic or with persons in the Republic;

(ii) the government of another country, to institute or apply trade, economic or other punitive measures against the Republic or to restrict diplomatic or other relations with the Republic; or

(iii) a person, organization or body outside the Republic to terminate, suspend or sever affiliation or ties with a person, organization or body inside the Republic;

(g) the making of arrangements for, or the organizing, propagating or holding of, public gatherings at which any of the matters mentioned in this order, is advised, encouraged, propagated, discussed, advocated or promoted.