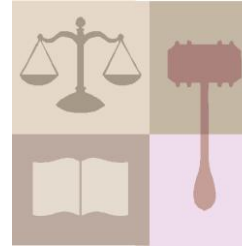


JASA

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25 November 2010

**The Speaker of the Parliament of South Africa
The Hon Max Sisulu
and
The Chairperson of the National Council of Provinces
The Hon Johannes Mahlanga**

By Facsimiles: 021 461 9462 and 021 461 9460

Dear Speaker and Chairperson,

The Protection of Information Bill and Section 72 of the Constitution

We write respectfully to remind you of the duty imposed on the NCOP to hold public hearings in respect of this Bill in view of its controversial nature. This duty of course follows from the landmark decision of the Constitutional Court in the case of Doctors for Life vs The Speaker of Parliament and others 2006(6) SA 416(CC), a case which the writer of this letter was instrumental in bringing to court, and the deponent of the founding affidavit. You will recall it was a case in which the NA had held proper public hearings, but the NCOP hearings were ruled inadequate.

JASA would respectfully urge the NCOP to hold public hearings in both Cape Town and the Provinces in view of the extremely controversial nature of the Bill.

JASA itself decided not to make representations at the NA public hearings in view of the enormous number of other submissions made, but we shall certainly wish to make written and oral submissions to the NCOP now that the issues have been distilled.

We attach a copy of a Media release which we are putting out today because we wonder whether other stakeholders realise that there must be further public hearings once the Bill goes to the NCOP.

Yours sincerely,

John J Smyth QC Hon Director

JASA
Upholding Justice in the Public Square

Executive Board

Grant Gunston (Chairman), Stephen van Rhyn (Vice-Chairman), Tendai Musikavanhu, Linda-Jane Tippoo
Quinton George, Nigel Desmond, John Smyth