



**OFFICE OF THE NATIONAL DIRECTOR
OF PUBLIC PROSECUTIONS**

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Gildenhuis Malatjie Attorneys
Harlequins Office Park
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PRETORIA
0001

Dear Sir

Email: tmalatjie@gminc.co.za

**THE STATE VERSUS OUPA MAGASHULA, VISVANATHAN (IVAN) PILLAY
AND PRAVIN GORDHAN**

1. The decision to prosecute your client, namely Minister Pravin Gordhan, was made by the Acting Special Director of Public Prosecutions and Head: Priority Crimes Litigation Unit, Dr Torie Pretorius SC, in consultation with the Director of Public Prosecutions, North Gauteng, Adv Sibongile Mzinyathi in terms of section 24(3) of the National Prosecuting Authority Act, 32 of 1998 ("the NPA Act").
2. As you are aware, section 179(5)(d) of the Constitution, which is replicated in s22(2)(c) of the NPA Act, further empowers the National Director, if requested to do so, to review a decision to prosecute or not to prosecute, after consulting the relevant Director and after taking representations, within a period specified by the National Director, of the accused persons, the complainant and any other person or party whom the National Director considers relevant.
3. Earlier today Messrs Oupa Magashula and Visvanathan (Ivan) Pillay, through their legal representatives, made representations to me in which they requested me to review the decision by the Acting Special Director of Public Prosecutions.
4. I am currently considering the aforementioned representations.

5. In giving effect to the provisions of section 179(5)(d) of the Constitution and section 22(2)(c) of the NPA Act, notwithstanding the fact that I have learned through media reports that your client does not intend seeking me to review the aforementioned decision, I nevertheless invite your client to make representations to me in terms of the aforementioned provisions by no later than 17h00 on 18 October 2016.

Yours sincerely

A handwritten signature in black ink, appearing to be 'SK' followed by a long, sweeping flourish.

ADV SK ABRAHAMS

NATIONAL DIRECTOR OF PUBLIC PROSECUTIONS

DATE: 17-10-2016