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## AFFIDAVIT

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I, the undersigned,

**YUSUF CASSIM**  
(ID NR: [REDACTED])

do hereby make oath and say that:

1. I am an adult male and a Member of the Eastern Cape Provincial Legislature and a member of the Education Portfolio Committee of the above-stated legislature, with business address - Office of the Democratic Alliance, Eastern Cape Provincial Legislature Independence Avenue, Bhisho and cellular telephone number 083-788-5088.
2. The facts contained herein are true and correct and are within my personal knowledge, save where it is otherwise stated or where it appears otherwise from the context.
3. A tender was awarded to the Sizwe Africa IT (hereinafter referred to as Sizwe Africa) by the Eastern Cape Department of Education (hereinafter referred to as ECDoE) for the supply of an e-learning platform and tablets for 55 000 Grade 12 learners which was awarded on 2 April 2020 under the Department of Economic Development, Tourism and Environmental Affairs tender BID NO PP09-18/19-22", see Annexure 1, sub-question 1 (6) on page 3;
4. During an Education Portfolio Committee meeting held on 13 May 2020, the ECDoE made a presentation on procurement of goods for the department and what the status was on the items, see Annexure 2;

- 4.1 On page 4 of the report, lines 3 and 4, the Mr T Kojana produced to the portfolio committee, under oath, a report stating that the costs for procuring 72 000 sim cards and the 13 broadcasting studios will cost R49,022,181.00;
- 4.2 On slide 4 of the report, line 5, the Mr T Kojana produced to the portfolio committee, under oath, a report stating that acquiring the 55 000 Samsung tablets will cost R123,704,778.00;
- 5 During another Education Portfolio Committee meeting held on 16 July 2020, the ECDoE Head of Department Mr KT Kojana, under oath, produced a report to the committee relating to the procurement status of the Samsung tablets and broadcasting studios, or also referred to as virtual classrooms, see Annexure 3;
- 5.1 On page 22 of the report dealing with 'FINANCIAL SAVINGS' under table 1, the cost of virtual classrooms is R133,436,229.34. The aforesaid amount is R84,414,048.00 more than the amount reported in 4.1 above;
- 5.2 On page 22 of the report dealing with 'FINANCIAL SAVINGS' under table 2, the cost of tablets is R404,852,000.15. The aforesaid amount is R280,709,270.00 more than the amount reported in 4.2 above;
6. During the same Education Portfolio Committee meeting of 16 July 2020, the ECDoE Head of Department, Mr T Kojana, under oath, produced a report, see Annexure 3, page 22, that the contract to procure 55 000 tablets and related equipment with Sizwe Africa and I quote, "*It is the best value for money*".
- 6.1 The South African market price for a Samsung tablet is approximately R3 279.00 and not the best value of over R7000.00 per tablet as per the ECDoE Head of Department, Mr T Kojana's report to the portfolio committee. The aforementioned R7000. 00 per tablet is, I allege false, and further Mr K Kojana willfully deceived the Education Portfolio Committee by producing said report under oath.

7. The material differences between the amounts stated in paragraphs 4 and 5 above, I allege, point directly to false information being produced to the committee;
8. Paragraph 6 sets out, I allege, to a false inflated market price for the tablets and goods so procured by the ECDoE so as to illustrate a false saving made by the department;
9. I am therefore alleging that the ECDoE Head of Department, Mr T Kojana in terms of paragraphs 5 and 6 above breached the Evidence and Information Before the Eastern Cape Provincial Legislature Act 4 of 2007 (EC): by committing in terms of the Act in terms of section:

*5(2)(d) with the intent to deceive a House or Committee, produces to the House or Committee any false, untrue, fabricated or falsified document; or*

*5(2)(e) whether or not during examination under section 3, willfully furnishes the House or Committee with information or makes a statement before it, which is false or misleading, commits an offence and is liable to a fine or to imprisonment for a period not exceeding two years or to both the fine and imprisonment.*

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## **DEPONENT**

THUS SIGNED and SWORN to BEFORE ME at Port Elizabeth on this day the **6<sup>th</sup> of August 2020**, the Deponent having knowledge that he knows and understands the content of this Affidavit and that he has no objection to taking the prescribed oath, which he regards binding on his conscience and that the allegation herein contained are all true and correct.

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**COMMISSIONER OF OATHS**

Full names:

Capacity:

Address: