

AFFIDAVIT

I,

GERALD LLEWELLYN BOUCHER

Do hereby state under oath and declare the following:

1. I am a 38 year old male, living at 502, Hoeveldt Flats, 581, Belvedere Street, ARCADIA, Pretoria. Telephone number 083 776 9043.

2. During late 2000, I was actively employed in the South African Police as an Inspector and filled the role of Shift Commander at 'Cargo Investigations' at Johannesburg International Airport 'JIA'. It was part of my duty, to detect illegal goods coming into the Republic and to refer same to the relevant body. For example, if we saw illegal shipments of medicine, we would refer these to the Port Health authority. If we saw narcotics we would call the narcotics unit.

3. In respect of counterfeit goods, such as fake branded clothing, CD's and DVD's, I was instructed by Supt Frans Kloppers of the Border Police, to call him should I see such goods. He, in turn, would attend to the matter, utilising the services of Johann Heydenreich of KPMG.

4. It was during this time, around mid November 2000, that I particularly recall stopping a large shipment of counterfeit clothing. There were quite a few bales and I could see that it was counterfeit, such as Nike, Addidas etc. I

b/s

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could not get hold of Kloppers, or KPMG, so I called another company that was involved in tracing and detecting such goods, Associated Intelligence Network. They came to the airport and confirmed that the goods were counterfeit and arrangements were being made to seize the goods.

5. About thirty minutes after I took the decision that the goods should be seized, I received a call from a black male, who's name I do not now recall, who advised me that he was phoning from the head office of the African National Congress. He further stated that I had no right to seize these goods and that it would be wise of me to let them go. I pointed out to this person that I did not take my instructions from him and was simply doing my duty. The call was then terminated.

6. About a day or two later, I received a call from a certain Supt van der Merwe from the Commercial Crime Unit in Johannesburg. He advised me that he was acting on the direct instructions of Commissioner Selebi and that Selebi had instructed that under no circumstances were goods to be seized at JIA, but that the goods were to be allowed through and details of same passed to him (Supt van der Merwe).

7. The next day I saw Supt Frans Kloppers who advised me that he and others had been called to a meeting with Selebi who had instructed that I should be arrested, together with my colleagues. However, he (Kloppers) said he pointed out to Selebi that there were no grounds for any arrest. Kloppers reinforced the instruction from Supt van der Merwe that we must not stop or seize and further consignments of counterfeit goods, but simply advise the Commercial Unit in Johannesburg.

b/s



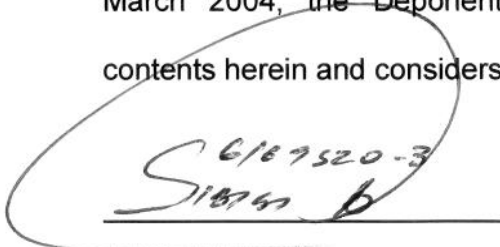
8. Pursuant to these instructions, we attempted to advise Commercial Branch of all such shipments of counterfeit goods, but, eventually gave up doing so as no-one ever attended at JIA to deal with the shipments and we had our authority removed to stop them.

9. After this I became disenchanted with my work as I observed an escalation in the number of counterfeit goods shipments coming through JIA. It was as if the counterfeit goods importers had been given the green light. I later took the decision to leave the Police as I was fed up with this type of interference in the good work that I was doing. Many other good police officers at JIA, some of them with much more experience and seniority than me, also took the decision to leave.



DEPONENT

Thus signed and sworn before me at Kempton Park on this the 30th day of March 2004, the Deponent having acknowledged and understood the contents herein and considers the oath to be binding on his conscience.



COMMISSIONER OF OATHS

