

Tuesday 06/07/2021

Just thought I would share my take on where I think we are right now in so far as the issuing of Jacob Zuma's Warrant of Arrest is concerned.

Bear in mind that we ALREADY find ourselves in a situation where our rule of law has been adulterated in that: -

1. Application has been made to a *lesser* court for a stay of execution of a warrant of arrest issued by the *highest* court in the land, *and it is being considered*. (To be heard today.)
2. Our Police Minister, Bheki Cele, and our national police commissioner, Khehla Sitole, have jointly stated quite plainly and publicly that until Jacob Zuma has exhausted all options in trying to find a way out of the hole he has dug for himself, not to mention for all of us South Africans, they will NOT be executing the warrant of arrest, even if they should be ***required*** to do so today. To be clear, deciding on whether to arrest Jacob Zuma, or not, is not optional on either Mr Cele's or Mr Sitole's part. They have neither the authority nor legal standing to make such a decision, let alone public statement, and they should thus both be taken to task for doing so forthwith. (But don't hold your breath) So, to avoid doing their job, both have put forward the circular argument that they will not act on the Warrant of Arrest ***issued by the Constitutional Court*** if required to do so today, ***unless specifically ordered to do so by the Constitutional Court***. (Go figure?)
3. The Constitutional Court has *accepted* an application made by Jacob Zuma to *rescind their own decision* and *will give it consideration*. (I can't even find words here...)

So, the damage done to our rule of law is *already* immense but hopefully not beyond repair.

However, going forward from now, only two things can happen. (What happens today is irrelevant thanks to Mr Cele and Mr Sitole – unless of course they are ordered (*again*) by the Constitutional Court to do their job)

The two things are that either the Warrant of Arrest ***is*** rescinded by the Constitutional Court, or it is ***not***.

Unfortunately, under both outcomes, South Africa will find itself in a bad place.

Scenario 1: If it is not rescinded and Jacob Zuma is arrested and placed in prison, violence will be the order of the day (for as long as it takes for order to be restored) as “die hard” supporters of Jacob Zuma go on the rampage. (Unless of course their threats turn out to be nothing more than all “bluff and bravado.”)

This will of course sadly and tragically result in significant loss of life and loss of property, not to mention the damage it will do to the economy.

Scenario 2: If rescinded, OR some creative solution is found resulting in zero time in prison for Jacob Zuma, our descent into a Banana Republic will have well and truly begun.

The rule of law will have been adulterated beyond all redemption.

Without a doubt, the loss of life and property and damage to the economy over the longer term will be exponentially greater under scenario two than scenario one, and thus we can only hope that the powers that be make the right, and obvious choice at this watershed moment in our history.