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TO: ALL MEDIA

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RE: APPEAL OF A POLICEMAN SENTENCED TO 5 YEARS FOR

EXTORTION DISMISSED

Last week the Western Cape High Court dismissed an appeal by a police officer who appealed against his conviction and sentence. The court confirmed that the trial court was right to sentence him to five years direct imprisonment. Detective Sergeant Walied Adams was charged with extortion after he unlawfully and intentionally pressurised Abdul Suleiman to give him R1000 as a condition to release his impounded vehicle.

Advocate Razia Valley-Omar successfully prosecuted the matter using the evidence of the complainant's cousin, Fahraan Abdi Bashier, and that of Warrant Officer Jason Petersen, Warrant Officer Randall Wessels and Warrant Officer Kiyaan Fredericks. The state's case was that a vehicle belonging to the complainant was alleged to have been used in a business robbery but it was subsequently released. The profile of the vehicle was never removed from the system. On 2 November 2011 the vehicle was again impounded and its occupants arrested. Adams was the investigating officer in that case. The next day, the complainant and Bashier went to Athlone Police Station to try to get the vehicle released. Adams and Bashier knew each other from previous corrupt dealings similar to the one the accused was convicted of. Adams asked Bashier to release the vehicle but lowered the amount to R1 000.

The demand for money led to an argument between the complainant and his cousin as the complainant believed that the accused was not supposed to request money from them as he worked for government. The complainant went to an acquaintance at the Bellville Police Station and explained the situation. His acquaintance referred the complainant to Warrant Officer Jason Petersen of the SAPS anti-corruption unit.

A trap was set up and the complainant was supplied with ten R100 notes whose serial numbers were copied. The complainant was also given an audio visual recording device to record the transaction but that failed as the batteries were flat. The accused was handed the R1 000 at the Athlone Police Station. He then proceeded with Bashier to Stikland pound to fetch the vehicle. He handed the vehicle to Bashier as he was still a registered owner although he had earlier sold it to the complainant. Adams was arrested and the money was found on him. When he was arrested he protested that the money was planted on him. Wessels and Fredericks, led by Advocate Valley – Omar, corroborated each other's evidence that the accused removed the money out of his pocket himself and that the serial numbers on the notes corresponded with those which were copied by the police when setting up the trap.

Adams testified in his defence listing a number of errors and irregularities committed by the magistrate. He also dismissed the complainant's version of events but the court dismissed his appeal.

The NPA welcomes this decision.

Kind Regards,

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