

# Media Statement



Tel: +27 12 845 6000

Email:  
[media@npa.gov.za](mailto:media@npa.gov.za)

Victoria & Griffiths  
Mxenge Building  
123 Westlake Avenue  
Weavind Park  
Silverton  
Pretoria

[www.npa.gov.za](http://www.npa.gov.za)

**TO: ALL MEDIA**

**DATE: 31 AUGUST 2018**

**RE: KHAYELITSHA SERIAL RAPIST SENTENCED TO FIVE LIFE TERMS AND 58 YEARS**

The Western Cape High Court sentenced serial rapist, Aviwe Hoya, to five life terms and 58 years after convicting him on five counts of kidnapping, three counts of robbery with aggravating circumstances and ten counts of rape.

The 26 year old serial rapist who Advocate Maria Marshall described as danger to society, targeted innocent learners on their way to school. In one instance the learner was from school on her way home. Most of the victims were minors in school uniform and were aged between 10 and 18 years of age. His reign of terror ran between 2011 and 2012 in Khayelitsha.

His modus operandi was that he would run up to the victim, grab her around her neck, threaten her with a knife and demanded that they go to a secluded place where he would order them to strip naked and rape them. The rapes took place in open fields, a nearby toilet and in a shack. He robbed the 13 year old victim of her earrings, the second 13 year old was robbed of her cellular phone, he took R6, 50c from the 16 year old victim and he took R33 and a cellular phone from the 18 year old victim.

He raped the 10 year old victim twice and raped the 18 year old victim four times while holding them hostage. All other victims were raped once. He also asked the 18 year old victim if her father was a taxi driver, where she lived, who her friends were and threatened to kill her if police came looking for him.

The accused left Cape Town for Stutterheim, Eastern Cape, for circumcision but was arrested after he robbed someone of their laptop. The investigating officer in the Western Cape found out about this and went down to fetch him after the trial of the

Eastern Cape case. He was brought back to Cape Town. DNA evidence linked him to all the cases of rape.

While he ran away to the Eastern Cape, his victims were left traumatised and forced to pick up the pieces of their lives. Victim impact statements show victims who were struggling. One victim, 13 years old, fears men, attempted suicide, her mom suffered depression and ended up in hospital. The other 13 year old victim dropped out of school, doubted herself and feared that she would be raped again. Another victim suffered embarrassment, is angry, was forced to change school as she feared another attack on her and wished that the accused would spend a long time in prison.

Arguing in aggravation of sentence, Advocate Marshall said the accused was convicted on a number of serious crimes. She pleaded with the court not to deviate from the prescribed minimum sentences as there were no mitigating factors. "He did not testify and take the court into his confidence. He did not show any remorse for the crimes he committed. We ask the court to sentence the accused to life imprisonment for each of the rapes, sentence him to the prescribed minimum sentences for each of the robbery with aggravating factors and five years for each of the kidnapping charges. Judge Savage did not disappoint as she used her discretion in some of the sentences and sentenced the accused beyond the prescribed minimum sentence.

The NPA welcomes the sentences as it is a sentence that fits and the crime and the criminal.

Kind Regards,

**Eric Ntabazalila**  
**Regional Communications Manager**  
**DPP: Western Cape**  
**Tel: 021 487 7308**  
**Cell: 073 062 1222**