



**Certain govt buildings**



**Refineries & other industry**



**President's house at Nkandla**

**WE WANT THE LIST OF NATIONAL KEY POINTS!**

**Picket at South Gauteng High Court  
9am-1pm Monday 24 November**

**Join the fight for transparency!**

**WHY ARE WE GOING TO COURT?**

The **National Key Points Act** is an unconstitutional secrecy law that has been used to undermine our right to know many times! In Oct 2012 (two years ago) R2K and SAHA made a request using the Promotion of Access to Information Act (PAIA), asking the Police to release a list

of the buildings protected by the **National Key Points Act**. The police refused, and when we appealed to the Minister, he also refused. So now we are approaching the court to get the list of NKPs.

**TO JOIN:** Call Bongani (0739041626)

# What is the National Key Points Act?

The **National Key Points Act** is a law drafted in 1980 at the height of apartheid. It allows the Minister of Police to declare any building or place in SA to be a **National Key Point** if that place is considered important to “national security.”

Once a place has been declared a National Key Point, security must be upgraded and it is a crime to reveal information about its security measures to the public.

We know that **any site can be a National Key Point**, even the private sector. Though the full list remains secret, we know that it includes many government buildings, SABC offices, oil refineries, airports, telecommunications towers, and Reserve Bank buildings.

But the National Key Points Act has often been used to undermine transparency and to prevent unions and civil society organisations from exercising their right to protest! Many organisations are told by police that they cannot protest against institutions or corporations because the place is a **National Key Point** (even though the Act does not give them this power).

Many government departments and private bodies refuse to provide information to the public when requested because they say they are protected by the NKPA!

## Recent National Key Points abuses

- In 2013, Cabinet uses NKPA to justify secrecy around R215-m upgrades to President’s home in Nkandla.
- In 2013, Numsa is told by municipal officials that it cannot protest against electricity tariffs at offices of Nersa (electricity regulator) which is a NKP
- In 2014, SABC chairperson warned SABC staff that as employees at a NKP they should not leak information about internal strife and could be subject to surveillance.
- SASOL and NATREF (Petroleum Refineries) refused to give environmental information to the Centre for Environmental Rights in 2014, citing the NKPA
- In June 2014, Tshwane metro police cite the NKPA to stop R2K organisers from picketing the Seriti Commission on the Arms Deal
- In October 2014, Engen management sends a legal threat to environmental activists in South Durban, warning against protesting against the refinery as the site is a NKP.
- In November 2014, Eskom managers detain a journalist for photographing Majuba power station (the source of loadshedding) saying that it is illegal to take photos of NKPs!

## What are R2K’s demands?

1. The National Key Points Act must be scrapped, not amended!
  2. The public must have a full list of National Key Points and Strategic Installations!
  3. Parliament must produce a new, progressive, democratic law based on openness.
- Any law that can be abused to undermine our rights should be rejected!

