POLITICAL VIOLENCE REPORT

July 2005

30 September 2005

A report by the Zimbabwe Human Rights NGO Forum
OVERVIEW

Reports in the month of July were considerably fewer due to the continuation of Operation Murambatsvina as most NGOs are involved in relief work for the victims of the Operation. As the Operation continued, perennial victims, Porta Farm residents, were again targeted for eviction. Reports are that the residents were evicted and asked to go where they wanted to, but many of them had nowhere to go. Others were reportedly taken to Hopley Farm but before they could settle down, the Minister of Local Government, Dr Ignatius Chombo is said to have told them that there were no longer any available stands at the Farm so all the other people had to move on elsewhere. The Human Rights Forum condemns the manner in which the evictions at Porta Farm continue to be executed and notes that it is the duty of the Government to provide housing for its citizens.¹

Police reportedly assaulted and arrested members of the NCA as they demonstrated in favour of a new constitution for Zimbabwe. The Human Rights Forum notes the importance of the right to freedoms of association, assembly and movement as fundamental pillars for democratic progress. The Forum further urges the Government to ensure respect for these rights.

Infighting in the ZCTU reportedly intensified as Phoebe Vhareta, Women’s Advisory Council (WAC) Chairperson and Thabitha Khumalo (WAC) Secretary, were allegedly assaulted and the meeting of the WAC disrupted by another ZCTU faction. The Human Rights Forum urges the ZCTU to resolve their differences in a peaceful manner that ensures tolerance and respect for differing views.

¹ For a discussion of housing rights and the Government obligations as regards housing, please refer to the July 2005 Human Rights Monthly Number 37 by the Zimbabwe Human Rights NGO Forum entitled “Housing Rights in Zimbabwe”
Totals: 1 July-31 July 2005

<table>
<thead>
<tr>
<th>Violation</th>
<th>Total</th>
</tr>
</thead>
<tbody>
<tr>
<td>Unlawful detention</td>
<td>9</td>
</tr>
<tr>
<td>Unlawful arrest</td>
<td>11</td>
</tr>
<tr>
<td>Torture</td>
<td>0</td>
</tr>
<tr>
<td>School closure</td>
<td>0</td>
</tr>
<tr>
<td>Rape</td>
<td>0</td>
</tr>
<tr>
<td>Property related</td>
<td>0</td>
</tr>
<tr>
<td>Political discrimination/intimidation/victim</td>
<td>1</td>
</tr>
<tr>
<td>Murder</td>
<td>0</td>
</tr>
<tr>
<td>Freedom of expression/association/movement</td>
<td>12</td>
</tr>
<tr>
<td>Disappearance</td>
<td>1</td>
</tr>
<tr>
<td>Displacement</td>
<td>0</td>
</tr>
</tbody>
</table>

Cumulative totals: 1 January – 31 July 2005

<table>
<thead>
<tr>
<th>Violation</th>
<th>Total</th>
</tr>
</thead>
<tbody>
<tr>
<td>Unlawful detention</td>
<td>497</td>
</tr>
<tr>
<td>Unlawful arrest</td>
<td>527</td>
</tr>
<tr>
<td>Torture</td>
<td>132</td>
</tr>
<tr>
<td>School closure</td>
<td>4</td>
</tr>
<tr>
<td>Rape</td>
<td>22</td>
</tr>
<tr>
<td>Property related</td>
<td>4</td>
</tr>
<tr>
<td>Political discrimination/intimidation/victim</td>
<td>104</td>
</tr>
<tr>
<td>Murder</td>
<td>380</td>
</tr>
<tr>
<td>Freedom of expression/association/movement</td>
<td>451</td>
</tr>
<tr>
<td>Disappearance</td>
<td>4</td>
</tr>
<tr>
<td>Displacement</td>
<td>0</td>
</tr>
</tbody>
</table>

The cumulative graph should be read along with the table depicting the monthly totals of violations from 1 January 2005 to 31 July 2005. The total quantifiable number of victims reported in July 2005 is 17.
Key Abbreviations

AIPPA – Access to Information and Protection of Privacy Act
CIO – Central Intelligence Organisation
MDC – Movement for Democratic Change
MP – Member of Parliament
ZPS – Zimbabwe Prison Service
NAGG - National Alliance for Good Governance
NCA – National Constitutional Assembly
OVT – Organised Violence and Torture
POSA – Public Order and Security Act
PTUZ – Progressive Teachers Union of Zimbabwe

UMP – Uzumba Maramba Pfungwe
ZANU PF – Zimbabwe African National Union Patriotic Front
ZCTU – Zimbabwe Congress of Trade Unions
ZNA – Zimbabwe National Army
ZRP – Zimbabwe Republic Police
ZNLWVA – Zimbabwe National Liberation War Veterans
ZIMTA – Zimbabwe Teachers Association
ZUPCO – Zimbabwe United Passenger Company

Sources: The information contained in this report is derived from statements made to the Public Interest Unit of the Zimbabwe Human Rights Forum, statements taken by a network of human rights activists and newspaper reports.

Notes to the tables:

Torture:
All cases of torture fall under the definition of torture according to the general definition given in the United Nations Convention against Torture and Other Forms of Cruel, Inhuman and Degrading Treatment and Punishment.

The four elements of torture are:
1. **Severe** pain and suffering, whether physical or mental
2. **Intentionally** inflicted
3. With a **purpose**
4. By a state official or another individual acting with the **acquiescence of the state**.

Those individuals referred to in point # 4 include the ZRP, ZNA, ZPS and the ZNLWVA (as a reserve force of the ZNA) and by any other grouping when directly sanctioned by the state.

Unlawful arrest and detention:
Arrest by the Zimbabwe Republic Police (ZRP) with no reasonable suspicion that an offence has been committed. Detention thereafter for a period exceeding 48 hours without access to redress through the courts or subsequent release without charge.

Abduction/kidnapping:
A kidnapping by a member(s) of an organised group that is not the ZRP, political party, ZNLWVA, ZNA, MDC, Zanu PF etc

Disappearance:
Kidnapped persons whose whereabouts remained unknown at the time of reporting. Their whereabouts have still to be ascertained through follow up reports or further investigation.

Property related
These are incidents in which property rights have been violated. This includes arson, property damage and destruction and theft.
Cases of Political Violence

Note: The identities of victims whose names have not been published in the press and are not public officials are protected. This is done in order to protect the victims from further violence, intimidation and possible recriminatory attacks.

The purpose of this report is to record the nature of the politically motivated violence and intimidation that continues to prevail in the country. The Monthly Political Violence Reports are primarily based on victims’ accounts, accompanied by medical evidence where possible, obtained from member organisations of the Human Rights Forum and other partner organisations. Use is also made of press reports on politically motivated violence. The Monthly Political Violence Report cannot therefore be considered as the exhaustive record of all incidents of politically-motivated violence in Zimbabwe in the period under review. Nevertheless, every incident reported to the Human Rights Forum directly or through its members is meticulously documented and included in the reports. Care is also taken to record the incidents in the language in which they were reported to the Forum.

The situation prevailing in the country is such that it has not been possible to verify all of these accounts. The Human Rights Forum has done what it can to verify the reports, and is satisfied that the vast majority of them are substantially true. It is also not possible to rule out whether a victim’s account is exaggerated or contains inaccuracies.

All reports derived from the press are denoted with the symbol ∑.

BULAWAYO

Bulawayo East
20 July 2005

∑. It is reported that 4 clergymen including Father Barnabas of the Anglican Church and Pastor Ray Motsi of the Baptist Church in Bulawayo were arrested on the night in question, when they went to the police to investigate reports that the police were forcibly evicting people from churches where they had sought temporary sanctuary from Operation Murambatsvina. The four were reportedly released around 4:00 hrs the next day. They were not formally charged.

HARARE

Chitungwiza
20 July 2005

The female victim reports that on the day of the incident at around 16:00 hrs, she was selling avocados in Zengeza 1 when she met 3 policemen in uniform who were with other vendors they had arrested. The policemen reportedly arrested her and took her to the Police Station at Chitungwiza Town Centre. Other vendors were taken to the station in police vehicles but she had to walk to the station. She spent the night at the police station were she was allegedly assaulted all over her body with sticks and booted feet on the accusation of encouraging the black market. She claims that she was not offered any food or drink the whole night. In the morning she was reportedly told to clean the toilets at the station and then go home. Her oranges and avocados were confiscated and were never returned to her.

Harare Central
9 July 2005
Phoebe Vhareta, Chairperson of the Women’s Advisory Council (WAC) and the secretary Thabitha Khumalo in the Zimbabwe Congress of Trade Unions (ZCTU) were reportedly assaulted by suspected members of disgruntled ZCTU affiliate bodies who call themselves Aggrieved Affiliates Workers’ Union (AAWU). This group led by Nicholas Mazarura of the Zimbabwe Construction and Allied Workers Union (ZCAWU) and Kumbirayi Kudenga is said to be calling for the ouster of ZCTU Secretary General, Wellington Chibebe, Matombo, Matibenga and Khumalo since they are not employed anywhere and their reasoning is that people without a constituency cannot represent workers. The group of people reportedly got into a conference room at Quality International Hotel where the women were having a meeting of the WAC. They are reported to have started disturbing the meeting. It was peculiar that men would come and stand around in a women’s meeting. The people reportedly proceeded to assault Phoebe Vhareta and Thabitha Khumalo. The ZCTU is planning on taking legal action against the individuals involved.

21 July 2005

Three female victims report that on the day in question around 16:00 hrs, they took part in an NCA demonstration against the current Zimbabwe Constitution. The demonstrators are said to have met at Fourth Street Bus Terminus and marched down Nelson Mandela Avenue. Riot police reportedly descended on the demonstrators, firing teargas canisters and assaulting the demonstrators. One of the female victims was allegedly assaulted by the police and police dogs were set on her. She claims that she was bitten on her legs and buttocks. She reportedly spent one night in the cells. The other victim was allegedly assaulted using a baton across her back as she tried to run away. The third victim was affected by teargas before she was allegedly assaulted by the riot police. She was taken to Harare Central Police Station where she claims that she was assaulted with open palm on the face and by a rubber whip on her legs by a female police officer. She was reportedly released around 15:00 hrs the following day after paying an admission of guilt fine of $ 25 000.

In the same incident as above, a 27 year-old male victim reports that he is an Emergency Taxi (ET) Conductor and at around 16:00 hrs, his ET was parked by the Engen Garage. He was in the vehicle waiting for the driver to come. About 5 ZANU-PF members knocked on the window asking where the driver was. He got out of the vehicle and went with them to search for the driver. Members of the ZRP then joined them. They met the owner of the taxi who then asked him if they had been involved in an accident as he had seen them walking with the riot police. When the victim tried to explain what was happening, he alleges that himself and the driver of the ET were both assaulted. He was allegedly assaulted all over his body with fists, open hands, batons and booted feet. He was then taken to ZANU-PF offices in 4th Street. Three riot Police Officers were there. He claims that he was asked to lie on his stomach and was assaulted on the back with sticks and booted feet. Himself and the driver were accused of having ferried NCA activists and were asked were they had taken them. The assaults lasted for about 30 minutes. After the assaults members of the CID took them to Harare Central Police Station where they were further interrogated as to what had really happened. They told their stories to the Policeman in charge. They were later released around 21:00 hrs without any charges being preferred against them.

Mbare

28 July 2005

Gift Chimanikire, the MDC MP for Mbare and his three bodyguards were reportedly assaulted by the ZANU-PF youth wing in Mbare loosely known as “Chipangano”. It is reported that the MP had gone to attend the official opening of an informal vegetable market in Mbare by Vice President Joseph Msika. The ZANU-PF youth are said to have descended on the MP and forced him off his seat. They also reportedly assaulted his bodyguards with clenched fists and sticks. The attack apparently took place in the presence of the police. One of the bodyguards reports that he was assaulted with booted feet and...
open hands before being taken to Remand prison for 4 days. He further claims that they were overcrowded in the prison cells and now he has a rash all over his body as a result.

MASHONALAND WEST

Manyame
23 July 2005

∑. It is reported that Porta Farm residents were forcibly removed and their dwellings destroyed by members of the ZRP, ZNA and Harare City Council on 23 July 2005 using graders. The residents were asked where they wanted to go but most of them did not have anywhere to go so they were left stranded.

25 July 2005

On the day of the incident at around 19:00 hrs a male victim claims that he was approached by about seven policemen as he was pushing his father’s car together with his father and mother. They were pushing the car so that it would not catch fire, which the police had reportedly started in order to burn Porta Farm residents’ property as they evicted them from there. The victim reports that he was accused by the police of being a political activist, of having started the fire and frustrating the government’s efforts to clean up the nation. He was allegedly handcuffed and assaulted with batons, fists, open hands and booted feet. After about 30 minutes of being assaulted, he was released. He reported the incident at Norton Police Station who then requested a medical affidavit from Norton Hospital where he had received treatment.

Another male victim reports that they were being evicted from Porta Farm on the date in question, when his son crossed the road and was hit by a T35 truck instantly killing him. The Police are reported to have taken long to get to the scene of the accident and they promised to help with funeral arrangements, which the victim reports, they did not. The victim and his surviving family members were reportedly moved to Hopley Farm but before they settled down, he claims that the Minister of Local Government, Dr. Ignatius Chombo told them that there were no longer any available stands at Hopley so they had to move elsewhere. The victim currently has nowhere to stay.
Full alphabetical list of reported deaths related to political violence 1 January 2005 to 31 July 2005 recorded indicating name, political affiliation, date of death, constituency and province.

<table>
<thead>
<tr>
<th>SURNAME</th>
<th>FIRST NAME (S)</th>
<th>POLITICAL AFFILIATION</th>
<th>DATE OF DEATH</th>
<th>CONSTITUENCY</th>
<th>PROVINCE</th>
</tr>
</thead>
<tbody>
<tr>
<td>CHIMBANDI</td>
<td>GIFT</td>
<td>ZANU PF</td>
<td>3 MARCH 2005</td>
<td>MAZOWE EAST</td>
<td>MASONALAND CENTRAL</td>
</tr>
<tr>
<td>GANDA</td>
<td>GODWIN</td>
<td>ZANU-PF</td>
<td>2 MAY 2005</td>
<td>MARONDERA EAST</td>
<td>MASHONALAND EAST</td>
</tr>
<tr>
<td>MOFAT</td>
<td>EBRABIM</td>
<td>MDC</td>
<td>28 APRIL 2005</td>
<td>HURUNGWE EAST</td>
<td>MASHONALAND WEST</td>
</tr>
<tr>
<td>MUCHACHA</td>
<td>FEBBY</td>
<td>UNKNOWN</td>
<td>13 APRIL 2005</td>
<td>MARONDERA WEST</td>
<td>MASHONALAND EAST</td>
</tr>
</tbody>
</table>

TOTAL: 4  ZANU PF 2  MDC 1  UNKNOWN 1
### MAIN EVENTS 2005

#### January
- WOZA women arrested and detained unlawfully as they demonstrate against hikes in school fees.
- The newly appointed woman Vice President holds celebrations throughout the country and in Bindura, press reported that people are forced to attend the celebration.
- ZANU PF youths reportedly move from door to door forcing Epworth residents to register as voters and to vote for ZANU PF.

#### February
- Political violence and victimization surrounds campaigns and preparations for the 31 March 2005 Parliamentary elections.
- WOZA members demonstrate on 12 February in Bulawayo to commemorate Valentine’s Day under the theme “the power of love will conquer the love of power.”
- Police reportedly disrupt an MDC training session of Parliamentary candidates in the March 31 Parliamentary elections and MDC supporters on 16 February at Harare Sheraton Hotel. They arrest MDC Director of Elections Mr. Ian Makoni.
- NCA members are arrested and assaulted by the police after holding a demonstration dubbed “no election without new constitution” on 17 February in Harare.

#### March
- ZANU PF supporter and war veteran, Gift Chimbandi, is reportedly burnt to death under unclear circumstances. MDC supporters are suspected to have burnt his house leading to his death.
- Zimbabwe’s 6th Parliamentary Election since Independence is held on 31 March 2005.
- A WOZA peaceful candle light vigil is disrupted by riot police and the women are reportedly badly assaulted and arrested. The vigil was held at Africa Unity Square in Harare to safeguard the March 31 vote from manipulation.
- MDC activists throughout the country are arrested or assaulted for putting up posters and distributing campaign material and people are victimized for attending MDC rallies by ZANU PF supporters.
- MDC Parliamentary candidate for Zvimba North constituency is reportedly victimized for trying to campaign in the area.

#### April
- Febby Muchacha a 70 year old woman living at Kimcote Farm in Beatrice is reportedly raped and murdered when a gang of 5 attacks the resettled farmers around 3:00 hrs on 13 April 2005.
- Ebrahim Mofat is reportedly murdered by ZANU-PF activists in Hurungwe East on 28 April 2005.
- MDC supporters demonstrate against the election results on 4 April 2005 in Harare.
- Widespread post-election retributive displacements and post-election victimization is reported.
- Independence celebrations are held on 18 April 2005 marking what the Government termed the ‘silver jubilee’ of Independence.

#### May
- Operation Murambatsvina, officially announced on 19 May 2005 by the Chairperson of the Commission running Harare, Sekesai Makwavarara, leaves many people homeless and closes down informal traders.
- ZCTU offices are raided by police Fraud Section as the police search for illegal forex transactions in what many think was a clamp down on civil society.
- MDC is involved in violent intra-party political squabbles.
- War veteran Godwin Ganda is murdered on 2 May 2005 in what is suspected to be political victimisation.
- Post election political victimisation and displacement is rampant in Mount Darwin South Constituency.

#### June
- Operation Murambatsvina continues, ironically during the same Month as the World Refugee Day and the International Day against Torture which are on 20 June and 26 June respectively.
- WOZA demonstrates against the effects of Operation Murambatsvina on 18 June 2005 in commemoration of World Refugee Day, which is on 20 June, 2005.
<table>
<thead>
<tr>
<th>July</th>
<th>Events</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>NCA members are reportedly assaulted and arrested as they demonstrate for a new constitution on 21 July 2005.</td>
</tr>
<tr>
<td></td>
<td>Operation Murambatsvina continues and Porta Farm residents are forcibly evicted by the riot police.</td>
</tr>
<tr>
<td></td>
<td>ZCTU Women Advisory Council (WAC) meeting disrupted as infighting in the ZCTU reportedly intensifies.</td>
</tr>
</tbody>
</table>
The table below and the graphs on page 3 above depict the number of violations committed on the persons whose circumstances are described in the report. One individual may have been subject to many violations and thus appear under several categories of violations.

Monthly totals of human rights violations from 1 January 2005 to 31 July 2005

<table>
<thead>
<tr>
<th>Category</th>
<th>Jan</th>
<th>Feb</th>
<th>Mar</th>
<th>Apr</th>
<th>May</th>
<th>June</th>
<th>July</th>
<th>Total</th>
</tr>
</thead>
<tbody>
<tr>
<td>Assault</td>
<td>17</td>
<td>54</td>
<td>259</td>
<td>59</td>
<td>34</td>
<td>16</td>
<td>12</td>
<td>451</td>
</tr>
<tr>
<td>Abduction/kidnapping</td>
<td>2</td>
<td>3</td>
<td>6</td>
<td>2</td>
<td>3</td>
<td>1</td>
<td>0</td>
<td>17</td>
</tr>
<tr>
<td>Attempted murder</td>
<td>0</td>
<td>0</td>
<td>0</td>
<td>0</td>
<td>0</td>
<td>0</td>
<td>0</td>
<td>0</td>
</tr>
<tr>
<td>Death threats</td>
<td>1</td>
<td>0</td>
<td>1</td>
<td>3</td>
<td>2</td>
<td>0</td>
<td>0</td>
<td>7</td>
</tr>
<tr>
<td>Disappearance</td>
<td>0</td>
<td>0</td>
<td>0</td>
<td>0</td>
<td>0</td>
<td>0</td>
<td>0</td>
<td>0</td>
</tr>
<tr>
<td>Displacement</td>
<td>17</td>
<td>1</td>
<td>3</td>
<td>55</td>
<td>27</td>
<td>0</td>
<td>1</td>
<td>104</td>
</tr>
<tr>
<td>Freedom of expression/ass/mvt</td>
<td>31</td>
<td>57</td>
<td>268</td>
<td>112</td>
<td>349</td>
<td>36</td>
<td>15</td>
<td>868</td>
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<tr>
<td>Murder</td>
<td>0</td>
<td>0</td>
<td>1</td>
<td>2</td>
<td>1</td>
<td>0</td>
<td>0</td>
<td>4</td>
</tr>
<tr>
<td>Political Discrim/vict/intim</td>
<td>31</td>
<td>49</td>
<td>128</td>
<td>113</td>
<td>41</td>
<td>7</td>
<td>11</td>
<td>380</td>
</tr>
<tr>
<td>Property related</td>
<td>0</td>
<td>0</td>
<td>0</td>
<td>18</td>
<td>2</td>
<td>1</td>
<td>1</td>
<td>22</td>
</tr>
<tr>
<td>Rape</td>
<td>0</td>
<td>0</td>
<td>0</td>
<td>4</td>
<td>0</td>
<td>0</td>
<td>0</td>
<td>4</td>
</tr>
<tr>
<td>School closure</td>
<td>0</td>
<td>0</td>
<td>0</td>
<td>0</td>
<td>0</td>
<td>0</td>
<td>0</td>
<td>0</td>
</tr>
<tr>
<td>Torture</td>
<td>1</td>
<td>5</td>
<td>1 (97)&lt;sup&gt;2&lt;/sup&gt;</td>
<td>16</td>
<td>7</td>
<td>4</td>
<td>1</td>
<td>132</td>
</tr>
<tr>
<td>Unlawful arrest</td>
<td>8</td>
<td>63</td>
<td>86</td>
<td>16</td>
<td>315</td>
<td>30</td>
<td>9</td>
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<tr>
<td>Unlawful detention</td>
<td>8</td>
<td>63</td>
<td>57</td>
<td>15</td>
<td>315</td>
<td>30</td>
<td>9</td>
<td>497</td>
</tr>
</tbody>
</table>

<sup>2</sup> The 97 torture cases in brackets relate to the WOZA women who held a vigil in Harare’s Africa Unity Square on the night of the 2005 Parliamentary Election on 31 March 2005 (see March 2005 Report). It was only established after the publication of the March 2005 Report, after expert advice from medical practitioners, that the level of the assaults was sufficiently severe to constitute torture. Accordingly the 97 are included in the statistics of torture as well as assault since they were also assaulted in the process.
The **Zimbabwe Human Rights NGO Forum** (also known as the “Human Rights Forum”) is a coalition comprising 17 member organisations. It has been in existence since January 1998 when non-Governmental organisations working in the field of human rights joined together to provide legal and psychosocial assistance to the victims of the Food Riots of January 1998.

The Human Rights Forum has now expanded its objectives to assist victims of organised violence, using the following definition:

“Organised violence” means the inter-human infliction of significant avoidable pain and suffering by an organised group according to a declared or implied strategy and/or system of ideas and attitudes. It comprises any violent action, which is unacceptable by general human standards, and relates to the victims’ mental and physical well-being.”

The Human Rights Forum operates a Research and Documentation Unit and offers legal services through the Public Interest Unit of the Legal Resources Foundation (formerly the Legal Unit of the ZHRF.)

Core member organisations of the Human Rights Forum are:

- Amnesty International (Zimbabwe) (AI (Z))
- Catholic Commission for Justice and Peace (CCJP)
- Gays and Lesbians of Zimbabwe (GALZ)
- Counselling Services Unit (CSU)
- Human Rights Trust of Southern Africa (SAHRIT)
- Legal Resources Foundation (LRF)
- Media Monitoring Project of Zimbabwe (MMPZ)
- Nonviolent Action and Strategies for Social Change (NOVASC)
- Transparency International (Zimbabwe) (TI (Z))
- University of Zimbabwe Legal Aid and Advice Scheme (UZ (LAAS))
- Zimbabwe Association for Crime Prevention and the Rehabilitation of the Offender (ZACRO)
- Zimbabwe Association of Doctors for Human Rights (ZADHR)
- Zimbabwe Civic Education Trust (ZIMCET)
- Zimbabwe Human Rights Association (ZimRights)
- Zimbabwe Lawyers for Human Rights (ZLHR)
- Zimbabwe Peace Project (ZPP)
- Zimbabwe Women Lawyers Association (ZWLA)

The Human Rights Forum can be contacted through any member organisation or through:

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