

Office of the Attorney-General of the Republic of Angola

Rua 17 de Setembro, Cidade Alta

LUANDA

Most Honorable Attorney-General of the Republic

General João Maria Moreira de Sousa

Miji Fidel Muleleno, from Capenda-Camulemba municipality, Lunda-Norte province, [omitted], resident in Capenda-Camulemba, Muxinda, Bairro Mwacapenda Casa s/nº;

Luís Fernando Zovo, from Caungula municipality, Lunda-Norte province, [omitted], resident in Caungula, Bairro Caungula, Casa s/nº;

Morena Kazale Kanyia, from Capenda-Camulemba, Lunda-Norte province, [omitted], category Queen/Mwanitete, resident in Bairro Mwamuzombo, Casa s/nº;

André Ndonji, from Mona Quimbundo, Saurimo municipality, Lunda-Sul province, residente in Mona Quimbundo, Bairro Mwambumba, Casa s/nº;

SUBJECT: Clarification on the Preliminary Inquiry 04/2012-INQ into the human rights situation diamond exploration zones in the Lundas provinces

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In our capacity as the traditional authorities of Lunda Norte and Lunda Sul provinces, we noted during November that the Preliminary Inquiry nº 04/2012-INQ into the human rights situation in the Cuango and Xá-Muteba diamond exploration zones in Lunda Norte had been archived.

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The journalist Rafael Marques, whose work we have followed and contributed to over the years and who was the complainant in the case, shared with us the Inquiry's Final Report.

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After studying the document, we held a number of meetings of the traditional authorities in Lunda Norte and Lunda Sul, the areas of the country affected by industrial diamond exploration.

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As a result of our consultations, the *sobas* (chiefs) of the region decided to send a delegation to Luanda, with the blessing of His Majesty Mwatchissengue Wa Tembo, Manuel Carlos Mwatxitambwile, the paramount traditional authority in the region. We have come to refute certain statements gathered by yourselves, and to present certain clarifications to the competent authorities and to the wider public.

5

The delegation comprised the following traditional authorities:

- MwaCapenda Camulemba (Miji Fidel Muleleno), who has jurisdictional authority over the *sobas* of Capenda Camulemba and Cuango municipalities;
- Regedor Nzovo (Luís Fernando Nzovo), who has jurisdictional authority over the *sobas* of Caungula municipality;
- Mwanitete (Morena Socasal), senior traditional authority in Capenda Camulemba;
- Regedor Mwambumba (André Ndonji), who has jurisdictional authority over the *sobas* of Mona Quimbundo district, Lunda Sul province.

6

On human rights violations in the diamond mining areas, whether by private security companies or by the Angolan Armed Forces, suffice to say that as the local communities' representatives, we await your investigations on the ground. We are anxiously waiting for you to contact us so we can share with you the true facts. For years we have been terrified by the succession of deaths, the torture of our children and the ever-deepening poverty in our communities, as a result of diamond mining.

7

In considering the main evidence against the accused, namely the shareholders of Teleservice and of Sociedade Mineira do Cuango, the Attorney General regarded as credible and legitimate the statements of Mr. Dianhenga Aspirante Cambamba Ngingi, resident in Viana, Luanda Province, who was introduced as the King of the Kassanje Lowlands area.

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Mr. Cambamba Ngingi falsely proclaimed himself as the king and holder of the highest traditional authority in the Lunda region, and was accepted as such by the Attorney-General's Office.

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Having assumed this authority, Mr. Cambamba Ngingi said he was not aware of the cases brought to light by journalist Rafael Marques in his book "Blood Diamonds, Corruption and Torture in Angola."

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He further stated that "the problems that occur in these places and which reach the attention of the respective traditional authorities are solved by them. In the case of any difficulty, they are brought to the king for him to solve. When it comes to problems related to crimes, for example against persons, as well as homicides, murders, or tortures, the *sobas* take these complaints to the police so they can open the proper investigations."

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We refute these claims by Mr. Cambamba Ngingi. He is not the king of the Kassanje Lowlands region.

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The Kassanje Lowlands are situated in Xandel commune, Quela municipality, in Malanje province.

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Muhongo a Ngonga is currently the highest traditional authority in the Kassanje Lowlands, where, naturally, he resides. His enthronement took place in May last year.

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Concerning Cuango and Xá-Muteba, the municipalities that were the subject of the research by journalist Rafael Marques, we offer the following clarification:

- Cuango includes three administrative divisions, namely Cuango and Luremo communes and the Cafunfo sector;
- *Regedores* (senior chiefs) Muana Caia and Xamuhombo are the traditional authorities with the greatest responsibilities in Cuango commune;
- A Mwana Mahango is the principal authority in Luremo;
- A Mwana Cafunfo has authority over Cafunfo sector.

These authorities are subordinate to MwaCapenda Camulemba, one of the signatories of this letter, who in turn reports to Mwatchissengue wa Tembo, resident in the royal village of Itengo, Saurimo municipality, Lunda-Sul.

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Regedor Muteba-à-Kaji holds the highest traditional authority in Xá-Muteba, and reports to Mwatchissengue wa Tembo.

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As an institution charged with upholding the law, the Attorney General's office must investigate these statements made by a charlatan, rather than bestowing credibility on them without proper awareness of the facts at hand

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Mr. Cambamba Ngingi's main experience of Cuango dates back to the time of the UNITA occupation, when his role was to oversee the artisanal diamond diggers.

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The traditional authorities of Cuango and Xá-Muteba have detailed knowledge of the crimes brought to light by the journalist Rafael Marques. Some of the same leaders are among the sources quoted in the cases that have been documented, while others were present when members of their communities made statements.

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We request that you bring your authority to bear by reopening the inquiry so that the facts that have been reported can be checked locally. They concern public crimes that have not been investigated at the scene, and for this reason the files must not be archived until the cases of deaths and torture have been followed up with the necessary forensic investigation.

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With a mandate from the legitimate traditional authorities in the region, we assure you that the *sobas* and the communities under their jurisdiction are available to testify about the violation of human rights in the diamond mining areas.

We also request that the Attorney General investigate Mr. Cambamba Ngingi for making false statements.

Yours sincerely, the undersigned,

1. Miji Fidel Muleleno
MwaCapenda Camulemba

2. Luís Fernando Nzovo
Regedor Nzovo

3. Morena Kazale Kanyia
Mwanitete

4. André Ndonji
Regedor Mwambumba

Luanda, January 9, 2013

Address for contact: Residency of MwaCapenda Camulemba, Muxinda, Bairro MwaCapenda, Casa s/nº.

| [omitted].