



EFF WELCOMES THE JUDGEMENT OF THE SOUTH GAUTENG HIGH COURT TO DISMISS RACIST AFRIFORUM ATTEMPT TO SANCTION EFF FOR SINGING DUBULA IBHUNU

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The Economic Freedom Fighters (EFF) welcomes the South Gauteng High Court Judgement, which has dismissed the frivolous case by the racist Afriforum which sought to sanction the EFF for singing “Kiss The Boer, Kiss The Farmer”. The scathing judgement dismissed decisively the baseless case as concocted by self-proclaimed racist experts of Afriforum and was founded on hearsay.

In a landmark judgement, the court ruled today, that Afriforum failed to show that the lyrics of the song contravene the Equality Act or demonstrate a clear intention to harm or incitement. Furthermore, the court ruled that the song must be protected under the rubric of free speech, and debate around the song must be left to the political contestation within society.

The court ruled that declaring the song as hate speech would curtail freedom of expression. Therefore, the court dismissed that the song constitutes hate speech and that Afriforum must pay the costs.

The court ruled that the evidence of Afriforum’s “expert witnesses”, who are partisan is not useful, dismissing the shallow propaganda book of Ernst Roets. The EFF is pleased that the court recognised that an expert in a case before a court of law, cannot be a hired gun and must not assume the role of an advocate.

Furthermore, the court effectively recognised that there was no basis or causal link between the singing of Dubula Ibhunu, and the incitement of harm to a victim of a

robbery on a farm, who was a witness of Afriforum. This is something the EFF has consistently emphasised, that liberation chants and struggle songs, are not instructions to any action and no supporter of the EFF recognised it as that.

This aspect of the judgment is critical, as it not only undermines the baseless narrative by Swaart-Gevaar proponents, who want to create a picture that there is a white-genocide in South Africa, but also undermines the racist trope that black people are irrational beings, who will kill because of a chant or a song.

The case by the racists, which sought to erase the cultural element of the liberation struggle in South Africa, has fallen flat on its face.

The court reaffirmed the submission by the Commander in Chief Julius Malema, that liberation songs should not be interpreted literally, but recognised as a critique of a system of oppression. The view of CIC Julius Malema, that liberation songs sought to agitate people during the struggle against the Apartheid system, and today agitate society against a system the benefits white men.

The court stated explicitly that there is no reason to reject the evidence of Commander in Chief Julius Malema.

The case of Afriforum, was dependent on evidence presented by a collective of biased agents of white supremacy, who declared themselves as experts purely on the basis of the colour of their skin. The court judgement is an important intervention in the lies of white supremacy, which always present mediocre white opinion, as expert and worthy of changing legislation and prohibiting free speech.

The landmark judgment must be welcomed by all progressive forces as a victory against racists, who want to fly the Apartheid Flag and sing the song of torture known as Die Stem, in our national anthem. It is a victory against hypocrites, who seek to erase liberation history, and promote a history of the domination of black people through racist statues, songs and flags.

The struggle continues for the return of the land, which racist lobby groups such as Afriforum seek to prevent at all costs. Let us all sing liberation songs freely, in honour of the brave heroes and heroines who fought for our political freedom.

Kiss The Boer, The Farmer!

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