



MAGANDE TAKES LUNGU TO TASK

...since you've taken charge, give us your economic recovery plan

PF can't rig elections, that's a joke - Mukanga

By Julia Malunga
Patriotic Front chairman for elections Yamfwa Mukanga says Civic Duty Association (OCIDA) chairperson Simon Zukas' remarks that the ruling party has already started the process of rigging next year's general elections are a joke.

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PRESIDENT Edgar Lungu must tell Zambians what he is going to do to improve the poor state of the economy after admitting that he was apparently not in charge of the nation's affairs, says former finance minister Ng'andu Magande.

economy was almost shutting down in some sectors due to the COVID-19 pandemic so it was imperative that he took control of the situation, as the man in charge.

Drugs in short supply, some manufacturers have closed - MoH

ACC wasn't prepared to fight Chilufya's case - TIZ

Republic of Zambia Ministry of Information & Broadcasting Services

CODE RED ALERT

SYMPTOMS
Do you know that the symptoms of Covid-19, in addition to Fever, Coughing, Chest Pains, Sore Throat and Headache, now also include the following:
- Diarrhoea
- Vomiting
- Eye infections

When you have any of these symptoms, please don't delay to inform health authorities using the Toll Free line 909.

-COVID-19 IS MY FIGHT, YOUR FIGHT, OUR FIGHT-

Your behavioural change makes a difference

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By Ulande Nkomesha
NATIONAL Democratic Congress (NDC) vice-president Joseph Akafumba has announced that his party will support the UPND in the upcoming Mwansabombwe and Lukashya by-elections.

Those questioning my wealth should report me to ACC – Chiteme

By Julia Malunga
NKANA PF member of parliament Alexander Chiteme has challenged critics questioning the source of his wealth to report him to the Anti-Corruption Commission (ACC).
On Sunday, Chiteme donated K50,000 cash to freedom fighters in his constituency.

Disband ACC, it has failed to serve its purpose - Sichinga

By Ulande Nkomesha

OUR Civic Duty Association (OCIDA) spokesperson Bob Sichinga says the Anti-Corruption Commission should be disbanded if it has failed to serve its purpose of fighting graft.

And Sichinga says Health Minister Dr Chitalu Chilufya's acquittal has dented the commission's image.

Speaking on Diamond TV's Diamond Live programme, Tuesday, Sichinga said ACC had lost its credibility.

"As far as the Magistrate is concerned, if you look at the manner the case was handled, the person who was prosecuting came out and said as far as he was concerned, Dr Chitalu had more income, more value in his assets than more that what was being proclaimed. Clearly, the case fell right there. Then the question is, 'why are you bringing him here?' If you think he earns more than what you are claiming he got [dubiously], then why did ACC in the first place even take up this matter to bring it to court? So, the Magistrate or the Judge cannot rule or make a case against an individual if the prosecutors don't make that case. So, basically, he did not have a choice, he said 'I am acquitting you'. The role of the Anti Corruption is to ensue that before the start a case and take it to court, they [should] have evidence. So what it has done, it has undermined even the credibility of the Anti-Corruption Commission in the eyes of the public," Sichinga said.

"In this particular case, the failing is quite clearly that of the Anti Corruption Commission because they are the ones that took the case to court. If they can't prosecute, they can't provide evidence, if one of their officers in this case is compromised, then the case is lost straight away. I think they have to redress the situation, they have to prove once more that they are a competent body and that they are worth supporting. Otherwise we should disband it because it is not serving any particular purpose, it is just an unnecessary cost to the state. I think the ACC has a big responsibility to clean up their act, to get their reputation back and the confidence of the public."

And Sichinga said Dr Chilufya's acquittal was not a surprise.

"Following what has been taking place, not only in this particular case that you have made reference to of Dr Chitalu, I think we should look at the sequence that has been taking place with similar cases. It is clear that statements that were made by the President before this matter went to court, the President also made statements to the effect that ACC were after him. It is unheard of that

a Head of State who is in charge of a whole system can make such a statement in that environment. It is quite clear that what you have got here is a systemic manner in which these cases are handled and you should not be surprised when nollés are entered in the courts of law," Sichinga said.

"What is clear is that with the statement that the President made, it is clear to everybody that they (ACC) are undermined! These institutions are part and parcel of the government's administration. It is not about the party that is ruling at that particular point in time. So they need to be protected, they need to be supported. What tends to happen is that not only are they not being supported or statements that are coming from the Head of State tend to threaten them,

it plants fear in them and they tend to compromise. There is also an issue of them exchanging favours with the person they are supposed to persecute. So in other words, what has happened is that ACC should clean its house."

Meanwhile, Sichinga said the weak fight against corruption was worsening Zambia's image.

"There is so little confidence in this country by the cooperating partners, the lending institutions whether you are talking about the World Bank, you are talking about the IMF or indeed for that matter the general support system that a country can turn to, in view of what has taken place, do you think that another country that is offering resources...let us take this, for example, you take the World Bank, do you think

they will have the confidence to lend to this institution? And to say that there is sufficient capacity within their own country to be able to protect whatever they will get and it will be applied for the right purposes? The answer is no! The impact on the economy obviously is quite negative," said Sichinga.

"If I was sitting in the EIB, European Investment Bank and there was a case like this and Zambia was coming forward to say we want to borrow money, you think I will lend? I wouldn't because I know that even before we lend that money, we already know how it will be misapplied, how it will be misappropriated, how it will be stolen, how it will be misdirected. The economy will be deprived of support especially where we have deficits in our budgets."



PF can't rig elections, that's a joke - Mukanga

By Julia Malunga

PATRIOTIC Front chairman for elections Yamfwa Mukanga says Civic Duty Association (OCIDA) chairperson Simon Zukas' remarks that the ruling party has already started the process of rigging next year's general elections are a joke.

On Sunday, Zukas charged that attempts to rig next year's elections had already started through the NRC registration exercise and the unfair application of the Public Order Act.

But in an interview, Mukanga said the national registration exercise was transparent.

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Supreme Court orders Mopani to pay family of deceased ex-Mufulira DC K1 million damages for negligence

By Zondiwe Mbewe

THE Supreme Court has ordered Mopani Copper Mines Plc to pay the family of deceased former Mufulira District Commissioner Beatrice Miti, K1 million as damages for negligence when it emitted high volumes of sulphur dioxide from its smelter into the ambient air, resulting in her death.

The said order follows the Court's dismissal of the appeal by Mopani Copper Mines against the decision of the High Court in 2016 which ruled in favour of Beatrice's family.

In a judgement delivered by Chief Justice Irene Mambilima on behalf of a panel comprising of herself and Supreme Court justices Mumba Malila and Nigel Mutuna, the court set aside the global award of K400,000 damages to the estate of Beatrice and in its place awarded K1 million with interest at the rate of 10 percent per annum from the date of the High Court judgment to the date of settlement.

Justice Mambilima said the court was aware that the global award of K400,000 was too modest in view of the aggravating circumstances in the case where the entire community was put at risk, more so that the pollution went on for a long time and it was within the capacity of Mopani to control the amount of gases which were being emitted into the ambient air.

The suit was instituted in 2014 by Geoffrey Miti, Beatrice's widower, against Mopani, seeking damages for negligence on the death of his wife in his capacity as the administrator of her estate.

After hearing of the

appeal, Miti died and his estate was now being represented by Ndumo Miti while the estate of Beatrice was represented by Victor Namboya Miti, the current administrator.

Lusaka High Court judge Dominic Sichinga, in a judgment of June 9, 2016, found that Mopani had acted negligently when it emitted high volumes of sulphur dioxide from its smelter into the ambient air, exceeding the statutory limit, resulting in the death of Beatrice.

After hearing of the matter in the lower court, judge Sichinga found that Beatrice died as a result of respiratory failure, after inhaling sulphur dioxide fumes emitted by Mopani and consequently

awarded her family a global sum of K400,000 general damages.

Mopani, however, appealed to the Supreme Court against judge Sichinga's decision.

But in a judgment delivered by justice Mambilima, Monday, the court dismissed the entire appeal for lack of merit.

Judge Mambilima said the evidence on record showed that for years, Mopani had been emitting excess amounts of sulphur dioxide into the ambient air, contrary to directives of lawful authorities.

She further said the Air Quality Monitoring Report at Mopani Copper Mines in Mufulira, prepared by ZEMA

Inspectorate in January 2014 and the 2010 analysis of the record of appeal showed that Mopani had been emitting higher levels of sulphur dioxide into the air than the allowable limits.

"What is shocking is that these repeated and persistent breaches which seriously undermined the residents' right to life, the regulator, ZEMA, did not invoke the provisions of the law to punish Mopani. As a statutory body whose stated mandate is the prevention and control of pollution and protection of the environment, ZEMA failed the community in Mufulira," judge Mambilima said.

"Against this backdrop, the respondents were entitled

to enhanced damages. From the foregoing, we are of the view that the global award of K400,000.00 was too modest in view of the aggravating circumstances in this case where the entire community was put at risk, more so that the pollution went on for a long time and it was within the capacity of Mopani to control the amount of gases which were being emitted into the ambient air."

The court therefore set aside the global award of K400,000 damages and in its place awarded the estate an amount of K1 million with interest.

Judge Mambilima dismissed the entire appeal, all the grounds of appeal by Mopani having failed.

Anyone questioning my wealth should report me to ACC - Chiteme

By Julia Malunga

NKANA PF member of parliament Alexander Chiteme has challenged critics questioning the source of his wealth to report him to the Anti-Corruption Commission (ACC).

On Sunday, Chiteme donated K50,000 cash to freedom fighters in his constituency.

Some members of the public, however, wanted to know where Chiteme got the funds to make a donation of that magnitude.

But Chiteme, who is also National Development Planning Minister, said he was a successful businessman long before he joined politics, which enabled him to generate huge revenues.

"Ask them to take me to ACC. I am sure they are the best source of information regarding sources of finance. I am a long-time businessman even before joining politics. I have been

doing my corporate social responsibility a lot in Kitwe. I am co-owner of AAC Mining Executors Limited, an international organisation with presence in more than seven countries, which include Zambia, Democratic Republic of Congo (DRC), Peru, India, United States of America, Burkina Faso and Ghana. I also run Dreamlight Enterprises, and I am a property person. So, yes, my giving (of donations) can be seen as far (back as) 2006 from when I just came back from the UK. I am sure you are looking for the latest person you want to give a corruption tag," said Chiteme in an interview.

Recently, several PF Ministers have been donating huge sums of cash to their constituents as gifts ahead of next year's general election.

Aside from Chiteme's K50,000 to freedom fighters in his constituency, Kwacha PF member of parliament

Joseph Malanji donated K140,000 on the same day to St. Peter's Parish in Ipusukilo Compound in Kitwe for the construction and completion of various infrastructure at the Church.

Malanji, who is also Foreign Affairs Minister, equally handed over a brand new luxury Rosa Bus to traders under the National Traders and Marketers Association of Zambia (NATMAZ) in the same area.

In June this year, Lusaka Province Minister Bowman Lusambo also splashed out K400,000 to taxi drivers in Kabushi constituency, among other donations, despite not having any known source of income prior to being elected as area member of parliament in 2016.

Some members of the public have, however, repeatedly questioned where government officials had found such huge sums of cash to afford to give away.

The Legal Perspective of the Appointment of Christopher Mvunga as Bank of Zambia Governor

Background

The frenzy surrounding the sacking of Dr. Denny Kalyalya as Bank of Zambia (BoZ) Governor by His Excellency, Mr. Edgar Chagwa Lungu and the replacement thereof with Mr. Christopher Mvunga, former Deputy Secretary to the Cabinet is astonishing but not surprising. Zambia, being a democracy and enjoying freedom of expression, is always no stranger to varying opinions on matters of national importance as this. As Barack Obama once said on the Charlie Rose Show in 2006 referring to the United States which is also true to Zambia that:

There's always going to be some conflict in democracy. It's a big country. It's a complicated country. Democracy is messy. And a lot of that is healthy.

I do not wish to argue the merits and demerits of the sacking of Dr. Kalyalya on the economic front as I am not an economist and I will live that to qualified economists and monetary policy experts to argue but I will analyse the legality and constitutionality of the appoint of Mr. Mvunga on the legal front as a legal expert and practitioner.

'Quackery' and 'Quack-ism' on the rise in Zambia

A quack is a person who pretends to have knowledge in a particular field when in fact not. Quackery is behavior of somebody who pretends to have knowledge when in fact they do not have. My long confidant Dr. Malambo Mubunnu warned of this behavior when he noted that everyone is an expert in everything in this country. People feel the urge to have 'expert' opinion on anything even when they do not have any drop of knowledge in that regard. The danger to this is the quack-ism is now the practice in Zambia. Lay persons even have the audacity of arguing with experts on technical and professional issues. Even professionals discard their expertise and professionalism due to political expedience hence inviting quacks to have a party.

Executive authority vests in the President

By Article 91 (2) of the Constitution of Zambia, Chapter 1 of the Laws of Zambia as amended by Act No. 2 of 2016 the executive authority of the State vests in the President and, subject to the Constitution, shall be exercised directly by the President or through public officers or other persons appointed by the President. In as far as the running of the Central Bank, the Constitution has delegated this executive to the Governor who is appointed by the President as per Article 214 of the Constitution. Of another importance is Article 270 of the Constitution which provides that the power to appoint includes the power to remove. For avoidance of doubt, this provision states that: In this Constitution, unless a contrary intention is expressed, power to appoint a person to hold or act in

an office includes the power to confirm appointments, to exercise disciplinary control over the person holding or acting in the office and to remove that person from office.

It is, from the above, a basic legal principle that the President has power to appoint and remove any person appointed by him. It is in the discretion of the President as a custodian of national interest to act and exercise that executive endowed in him "for the people's well-being and benefit."

Qualifications of BoZ Governor: Is a PhD part of qualifications?

The quack-ism discussed above has suggested that only PhD holders must be appointed to the office of Governor of the Central Bank. It is this same quack-ism that has suggested that Dr. Kalyalya's dismissal is illegal and unlawful and even suggesting that it was unconstitutional. The BoZ Governor is a presidential appointee who serves at the mercy and pleasure of the President who has the overall mandate of seeing that the national policy is being marshalled in a way that will promote social justice and economic progress of the country. It is the President who appoints and it the President who disappoints a BoZ Governor. Therefore, what are the qualifications of the BoZ Governor? Do we just dream to say he or she needs to be a PhD holder? No, recourse has to be had to the enabling legislative provisions. The starting point in this quest is Article 214 of the Constitution which sets the qualifications of the BoZ Governor in the following ways:

(1) There shall be a Governor of the Bank of Zambia who shall be appointed by the President, subject to ratification by the National Assembly, and who shall be—

(a) a citizen;

(b) a person who has specialized training and experience in economics, finance, accounting, banking, law or other field relevant to banking, as prescribed; and

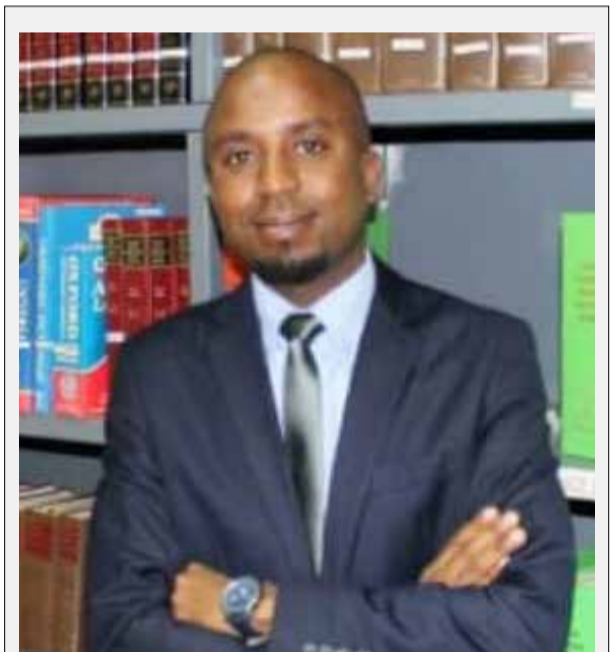
(c) a person of proven integrity.[Emphasis supplied] The above must be read in accordance with sections 10 and 15 of the Bank of Zambia Act, Chapter 360 of the Laws of Zambia which have, so to say, been modified by the 2016 amendment to the Constitution. These sections provide qualifications and disqualifications of a BoZ Governor. Section 10 (1) of the Act was modified and consequently amended as the Constitution added other qualifications and fields of specialization from the "financial and economic" ambit which Mr. Mvunga qualified even then.

Does Christopher Mvunga qualify as Governor?

From the above and legally speaking, the appointment of Mr. Mvunga is legal, lawful and above all constitutional. The candidate qualifies for the position as he is a Zambian citizen meeting all the qualifications laid down in the enabling legislation. He is a Chartered Accountant with vast experience in both public and private sector having risen to the second highest position in the Civil Service and having served as Deputy Minister responsible for finance. He is not also affected by any disqualifications under section 15 of the BoZ Act. The fallacy that one needs a PhD for appointment as BoZ Governor is misguided and propelled by quacks who have not read the law.

By way of conclusion: the role of the National Assembly in the appointment process

What my fellow country men and women should know is that the duty of the President to appoint and the rest remains with the National Assembly to ratify such appointments. If the National Assembly feels that Mr. Mvunga's appointment is 'flawed' as many suggest or that he is "not qualified" which is misguided then the National Assembly has the mandate to block the appointment. It is not healthy to push conspiracy theories as to why Dr. Kalyalya was fired as only the President can competently answer that and the rest is mere rumor mongering which is not good to our economy and reputation of our country.



The author, Joseph Chirwa is a lecturer and researcher of law at the University of Lusaka where he currently teaches Administrative Law. The views in this article are his and do not in any way represent those of his employer and/or professional bodies to which he belongs

By Ulande Nkomesha

NATIONAL Democratic Congress (NDC) vice-president Joseph Akafumba has announced that his party will support the UPND in the upcoming Mwansabombwe and Lukashya by-elections.

Speaking during a media briefing, Wednesday, Akafumba announced that the NDC had decided to endorse the UPND for the upcoming polls, saying that his party's support for the UPND was to allow the latter chance to gain inroads in Northern Province rather than risk splitting the vote.

"We are all well aware that we do belong to an alliance with other political parties, among them are the UPND, ADD and RPR. It is our wish

NDC backs UPND for Mwansabombwe, Lukashya polls

and our will and our strongest desire that this alliance must grow from strength to strength. We believe in the alliance as NDC. It is in fact the only way out to ensure that we come and bring order from this disorder, which has been perpetuated by the PF government. The consolation to the Zambian people at large is that time is ticking. I think each and every morning they (PF) wake up and check on their phones and calendars, this is sending a fever worse than the COVID-19 because their days are drawing nearer," Akafumba said.

"Therefore, on the

forthcoming by-elections, we took a position, as a party and as an alliance, we discussed with the UPND, we discussed with all our colleagues that this time around, let us break this barrier, which appears to be coming up strong where people believe that 'southerners are not welcome in Northern Province,' particularly the UPND itself 'is not welcome in Northern Province.' This is the barrier that we don't want, it should not be allowed. In fact, it is a criminal offence to talk and promote tribalism. Therefore, we have offered all the seats that is Mwansabombwe

and Lukashya to our colleagues in the UPND. The UPND will field in both parliamentary seats and they are assured of our full support. Every member of the NDC in Lukashya and Mwansabombwe and elsewhere, where there is a by-election, must support the UPND candidates so that this time around, we need to turn tables."

He added that the NDC had resolved to back the UPND in the by-elections because they wanted the Opposition Alliance to work and urged other opposition leaders to join the alliance.

"We have instructed our coordinators and our provincial chairman in both Lukashya and Mwansabombwe to turn up tomorrow (Thursday) and support the filing of the nominations of the UPND. This is done for the purpose; the purpose is we want the Alliance to work. I can assure you that all the members of the alliances have a similar view that this alliance must work. We don't have the leisure and time to start splitting votes around," Akafumba explained.

"Let me make this call: all opposition parties, who

mean well for this country, they must not shy away, they must come along and join the Alliance. This 'lone-ranger' politics will take you nowhere; you can't be a Rambo in politics and think you will get it all, we need to join hands. We are facing PF at its dying time. A dying horse always throws the hardest kicks. So, when we join hands and we are alliance partners, we hope we can get this. We fully support our alliance partners where all of us seated here, we will find time to go and campaign with the UPND as a way of liberating this country."

By Zondiwe Mbewe

A SHAREHOLDER in Zambia Consolidated Copper Mines Investments Holdings (ZCCM-IH) has asked the Lusaka High Court to grant him leave to commence a derivative action on behalf of the said company against Vedanta Resources PLC, Konkola Copper Mines (in liquidation), Zambia Copper Investments Limited (ZCI), among others.

Dennis Mumba, 57, has submitted that ZCCM-IH's intention to liquidate KCM is against public policy and law because it would cover up the fraud that has been perpetuated through the purported sale of KCM to Vedanta against the interests of ZCCM-IH, ultimate beneficial owners, the people of Zambia and minority shareholders and will obliterate, the tracing and recovery of funds siphoned from KCM through the Vedanta and KCM deal.

Mumba, who is the applicant in the matter, has cited ZCCM-IH as the respondent and ZCI, Vedanta Resources Plc, KCM directors in November 2004, KCM provisional liquidator Milingo Lungu and KCM (in liquidation) as first, second, third, fourth and fifth intended defendants, respectively.

Mumba has submitted that government has 77.7 percent

ZCCM-IH shareholder seeks leave to sue KCM, Vedanta, others over alleged fraud

shareholding of ZCCM-IH, making it the controller as a majority shareholder and exerts its will over the said company in the board itself through its voting power.

He stated that the government further exercises control over the business affairs of ZCCM-IH.

Mumba adds that it is, however, the same government that illegally purportedly raised a US\$16.8 million credit note in favor of ZCCM-IH to clear debt by Vedanta Resources due to ZCCM-IH on account of 235,336,715 KCM rights issues that Vedanta illegally took over from ZCCM-IH without paying any consideration.

He submitted that Vedanta then purportedly became illegitimate shareholders and went on to appoint the KCM board and corporate officers only by reason of their fraudulent conduct.

Mumba added that it was therefore apparent that ZCCM-IH had been under an influence that sterilizes lawful objective discretion and could not be proper persons to conduct the litigation and could not reasonably be expected to bring such action in good faith.

This is according to

an affidavit in support of originating notice of motion for an order for leave to commence a derivative action filed in the Lusaka High Court commercial registry on August 20, 2020.

Mumba, a Zambian of Chalala, stated that he was a shareholder in ZCCM-IH and as such was entitled to bring the derivative action on behalf of the company against KCM and others.

The applicant stated that on January 24, 2002, there was an unexpected announcement from Anglo American Plc that it had decided to withdraw from ZCI and KCM.

He stated that Anglo American Plc further announced an agreement on the future of KCM after it reached an agreement with the Zambian government and ZCCM-IH.

"The said parties then entered into a transitional management arrangement to last until March 21, 2003. Subsequent to August 19, 2002, Anglo American withdraw announcement and the transitional management

arrangement of up to March 31, 2003, Anglo American withdrew from ZCI," Mumba stated.

He stated that the shareholders who beneficially held five percent or more of the issued share capital of ZCI before the Vedanta transaction were Copperbelt Development Foundation, Trustees of the KCM Employee Share Ownership Trust and Sicovam S.A.

Mumba stated that it was ZCI (under the listed shareholders) that appointed the new KCM board after March 31, 2003.

He stated that from then on, ZCI wanted to sell its stake in KCM.

Mumba stated that KCM offered 560,325,511 new shares to its then shareholders by way of a rights offer.

He stated that ZCI revealed through its circular to shareholders relating to Vedanta buy-in of KCM that for a six months period up to June 30, 2004, KCM had profit after tax of \$31.740 million.

Mumba stated that KCM offered 560,325,511 shares to

its then shareholders by way of a rights offer.

"Its then shareholders, including ZCI and ZCCM-IH, had to renounce their rights in favour of Vedanta Resources. Vedanta Resources subscribed for 560,325,511 new KCM shares for an amount of US\$25 million such that Vedanta obtained a 51 percent interest in KCM," he stated.

Mumba stated that accordingly, ZCI reduced its shareholding and voting interest in KCM from 58 per cent to 28.4 per cent and ZCCM-IH reduced its shareholding and voting interest in KCM from 42 per cent to 20.6 per cent.

He stated that following the said subscription, there were 1,098,677,473 ordinary KCM shares, 60,000, 000 deferred KCM shares and the special share in issue.

Mumba stated that Vedanta became the registered owners of 560,325,511 ordinary KCM shares comprising 51 per cent of the issued share capital of KCM.

He stated that ZCI became the holder of ordinary KCM shares representing 28.4 per cent of KCM while ZCCM-IH became the holder of ordinary KCM shares representing 20.6 per cent of the mining company.

Mumba stated that in order to enable Vedanta Resources to subscribe for new KCM shares, ZCI and ZCCM-IH waived their pre-emptive subscription rights.

He stated that as consideration for this waiver, ZCI received a deferred consideration of US\$23.2 million from Vedanta Resources, payable over a period commencing on the completion date of Vedanta's investment and ending on December 31, 2008.

Mumba stated that ZCCM-IH did not receive any deferred consideration from Vedanta for it to be in an equivalent position.

He stated that instead, ZCCM-IH received US\$16.8 million by way of a debt cancellation arrangement with the Zambian government,

where government would reportedly cancel debt owed by ZCCM-IH to government.

Mumba stated that KCM should have received US\$2.909 billion for the 560,325,511 of its shares but was only paid US\$25 million in the Vedanta Resources and KCM deal.

He stated that KCM's loss of US\$2.884 billion marked the genesis of the mine's financial problems.

"The net effect is that the US\$25 million that Vedanta subscribed for KCM shares was effectively .8594 percent (US\$25 million/US\$2.909 billion) of the actual value of KCM shares. The jeopardy to ZCI and ZCCM-IH investments was caused by the fact that 560,325,511 KCM shares were issued to Vedanta Resources at a price of US\$0.0446169 per share, a price below fair instead of a fair price of US\$5.193141 per share where Vedanta Resources should have paid US\$2.909 billion," Mumba stated.

He stated that he believed that it was extremely unusual for companies to issue such a very high percentage (104 percent of outstanding shares) as a right issue.

Mumba stated that the third defendants (directors of KCM) breached their duty of care when they made an offer of 560,325,511 shares that shifted control of KCM to Vedanta Resources at a bargain price of US\$ 0.0446169 per share where Vedanta only paid US\$25 million of US\$2.909 billion that KCM should have received for its shares.

"The issuance of such an extremely high percentage (104 per cent) i.e 560,325,511 of rights issue shares of the outstanding 538,351,962 KCM shares at such an extremely low price was not only intended to cause maximum damage to KCM as a corporation and its shareholders ZCCM-IH and ZCI, but was also a calculated move to usurp KCM's favourable rising world copper prices," he stated.

Mumba stated that ZCI knew or ought to have known that ZCCM-IH's purported waiver of its 235,336,715 KCM rights issue in favour of Vedanta Resources and the US\$16.8 million purported government debt cancellation of Vedanta debt to ZCCM-IH were illegal acts done in total violation of Zambian laws.

He stated that ZCCM-IH did not act to stop Vedanta and government from committing these illegal acts but it proceeded to be a party to an illegal Vedanta buyout of KCM agreement.

Mumba stated that as a result, it was clear that there was fraud in KCM that was executed by ZCI as KCM majority shareholder working with KCM and its directors who engineered Vedanta buyout of KCM in such a way that the Vedanta and KCM deal would profit ZCI while hurting the financial interests of ZCCM-IH.

ACC wasn't prepared to fight Chilufya's case - TIZ

By Sipilisiwe Ncube

TRANSPARENCY International Zambia (TIZ) executive director Maurice Nyambe says Health Minister Dr Chitalu Chilufya's acquittal by the Lusaka Magistrates' Court has not come as a surprise, given President Edgar Lungu's recent attack on the ACC.

And, Nyambe has expressed concern over the Anti-Corruption Commission (ACC)'s lack of preparedness to prosecute Dr Chilufya's corruption case.

In a statement, Tuesday, Nyambe said the minister's acquittal had not come as a surprise.

"Transparency International Zambia (TI-Z) has noted the decision of the Lusaka Magistrate Court to acquit Minister of Health Dr Chitalu Chilufya on all four charges that were slapped on him. We wish to state that the acquittal has not come as a surprise to us given the different developments including the unexpected testimony that was presented by the Investigation Officer from the Anti-Corruption Commission (ACC), as well as the recent nuanced remarks made by President Lungu on the general conduct of the fight against corruption. Nonetheless, the decision of the Court, reinforces the essence of the rule of law, where all those who are accused of any wrongdoing are given the opportunity to be heard in a fair and open trial," Nyambe stated.

Nyambe stated that the ACC's lack of preparedness in prosecuting Dr Chilufya's case eroded public confidence.

"We however wish to express our deep concern with the apparent lack of preparedness by the ACC to prosecute this case. We want to underscore the fact that such actions tend to erode public confidence in an important institution such as the ACC. It is nevertheless our fervent hope that in future, the Commission will meticulously prepare for any case that they prosecute in order to avoid such incidents. We therefore implore the ACC to introspect and learn the lessons that this case has provided," he stated.

And Nyambe urged

the commission to remain resolute in executing its legal mandate of fighting corruption without looking at people's political inclinations.

"On the same score, we would like to encourage the Commission not to be demotivated by this apparent setback, but to remain resolute in executing their legal mandate of fighting corruption regardless of who is involved in the scourge. There is still a lot of work to be done out there and the ACC cannot afford to wallow in self-pity and therefore allow the corrupt to have a field day. This work is not easy but it

has to be done and the ACC should continue to serve the nation without fear or favor," stated Nyambe.



PF can't rig elections, that's a joke - Mukanga

From P3

"THAT is a joke! I take those statements as a joke, we cannot do that. Zambia is a democratic state and we abide to the tenets of democracy. We do everything in line with the latter. What we are trying to do is what our constitution stipulates that people register and have their registration cards and we are following that procedure. It is very transparent. I don't want to answer Mr Zukas. I respect him but I want to tell him that, that is a joke," Mukanga said.

And when reminded that he and his party officials had been touring the country when the opposition parties were being restricted, Mukanga said the ruling party was following the health guidelines.

"When we are touring, we are trying to donate COVID-19, materials and also sensitize our people because it is a serious disease. We need to protect our people

and that is why we are going round to tell them. And we were also telling our members of parliament to remain united. The opposition should not just be going round, they should follow the COVID-19 directives and that is what we are following. It is not a joke that COVID is here, it has a capacity to wipe out everyone unless we follow what is being stipulated as our health guidelines. But those are cry babies so I don't want to answer them as well," said Mukanga.

On Tuesday, Zukas said attempts to rig next year's election had already started.

"People who are in authority, ordinary people in the streets doing their work get fed up with the leaders and they vote against him and he manages because he is the incumbent he may use his power to rig. Now, there comes a time when enough people don't believe it and they

go into the streets. My conclusion here is to warn... because we know that in this country attempts of rigging take place firstly by the people in power they are able to get the results they want not by true votes number but by rigging and bribing. Now, rigging and bribing doesn't just take place at the voting booth, it is a process it has already started. It all leads to unfair elections and that unfairness doesn't start from the booth. It is even started here, at the moment, it starts with the National registration not being fairly distributed, it starts with the police using the Public Order Act in a biased partisan form, they let the ruling party have their meeting and arrest people. While the opposition are held at bay. So my warning is that those authorities should take note of what happened in Malawi and what happened in Belarus," said Zukas.

By Zondiwe Mbewe

TWO affiliate unions of the Zambia Congress of Trade Unions have lodged a complaint against ZCTU secretary general Cosmas Mukuka in the Lusaka High Court industrial relations division, seeking an order that the latter is not qualified to hold his said position as he is no longer an employee.

The two unions, Mine Contractors, Factors and Allied Workers Union and the National Union of Technical Lecturers and Allied Workers, have argued that Mukuka is committing an illegal act by remaining in office even after the termination of his employment.

But Mukuka has argued that the complainants had a personal vendetta against him and had a calculated scheme or ploy to hound or remove him from his lawful position as ZCTU secretary general using whatever means available to them at all costs.

In this matter, the complainants, who are general secretaries for the Mine Contractors, Factors and Allied Workers Union and the National Union of Technical Lecturers

2 unions drag ZCTU secretary general to court over continued stay in office

and Allied Workers, are seeking an order that Mukuka was not qualified to hold the said position pursuant to section 18 of the Industrial and Labour relations Act and Article 14(8d) of the constitution of ZCTU as he was no longer an employee.

They also want an order of interim injunction to restrain Mukuka, by his servants, agents or whomsoever, from authorising documents, giving instructions, approving payments and other matters connected to or incidental to the operations of ZCTU pending final determination of this matter.

The unions further want an order to compel Mukuka to surrender the keys and all documents connected to or incidental to the operations of ZCTU, costs and any further relief the court may deem fit.

According to a notice of complaint, Levi Chimfwembe,

the general secretary of the Mine Contractors, Factors and Allied Workers Union and Chikaiko Phiri, National Union of Technical Lecturers and Allied Workers general secretary, stated that Mukuka was both the Secretary General of ZCTU and holds a trustee position in the Basic Education Teachers Union of Zambia (BETUZ).

They stated that Article 8 and 19 of the BETUZ constitution provided that a person was disqualified from holding office upon losing employment with a substantive employer and as such, Mukuka lost his trustee position in BETUZ by operation of the law following his retirement in national interest and in the civil service.

Chimfwembe and Phiri stated that pursuant to Article 14(8)(d) of the constitution of ZCTU, a person holding a position in ZCTU shall relinquish

it upon losing a position in an affiliate union.

They argued that Mukuka was no longer qualified to hold the position of Secretary General in ZCTU as a result of him losing a position in an affiliate union (BETUZ) as per the provisions of Article 14(8)(d) of the constitution of ZCTU.

Chimfwembe and Phiri stated that Mukuka's employment was terminated by way of retirement in national interest on May 5, 2020 and as such, he was not qualified to continue to hold the position of secretary general in ZCTU.

And according to an affidavit in support of notice of complaint sworn by Chimfwembe, the complainant stated that the Labour Commissioner confirmed that Mukuka, by virtue of his retirement in national interest, could no longer qualify to hold a position in the

Congress.

"Despite all calls to steps down, the respondent (Mukuka) has neglected to or refused to vacate the position of ZCTU Secretary General. The respondent is in breach of both the internal regulations of all unions involved and the law of Zambia couched in mandatory terms," he stated.

Chimfwembe stated that unless restrained, Mukuka would continue superintending over matters of the ZCTU in a way that would be disadvantageous to the Union.

He further argued that Mukuka was committing an illegal act by remaining in office even after the termination of his employment.

However, in an affidavit in opposition to the affidavit in support of ex-parte summons for an order of interim injunction as well as in support of notice

of motion to raise preliminary issue, Mukuka argued that the complainants had deliberately, with intent to mislead the court, failed or neglected to fully disclose that the Labour Commissioner, in line with the letter dated July 15, 2020 from the Attorney General, rescinded his earlier position and confirmed to the ZCTU president in writing that he was eligible to continue holding office as secretary general.

He added that the complainants had not exhausted the internal and administrative procedures under the ZCTU which included referring the matter to the General Council which was the next constitutional body of ZCTU.

"The complainants have not disclosed that on August 11, 2020, the executive committee of ZCTU held an extraordinary meeting at which it was unanimously voted and resolved that I am legally entitled to continue holding office as secretary general with the complainants being the only two members who dissented out of a total of 43 votes, 41 of which were in favour of my continuation to hold office as general secretary of ZCTU. And further that if the complainants were aggrieved with the decision of the executive committee, they were advised to take the matter to the next constitutional organ, which is the general Council (biennial conference) due to take place in December 2020," Mukuka stated.

"In the same executive committee meeting resolutions, the complainants were recommended to appear before the conciliation and demarcation committee to be heard apart from exercising their right of Appeal to the general Council."

He stated that the complainants in a ploy to hound him out from his position instigated the convening of an extraordinary meeting and fraudulently obtained several signatures from general secretaries of affiliates of ZCTU.

Mukuka added that most affiliate general secretaries of ZCTU including Copperbelt University senior administrative, Professional and Technical Staff Union expressed their discontent upon discovering that the real or actual intention of obtaining their signatures was not meant for their show of solidarity to him in his position.

He stated that in the event that the application by the complainants for an order of interim injunction was granted, ZCTU would suffer irreparable loss, damage and would be greatly prejudiced in that the status quo would not be maintained as ZCTU's unanimous decision to have him continue in office legally as secretary general would invariably be altered and ruined.

"This matter is irregularly and improperly before court on the ground that the complainants have not exhausted the available internal administrative procedures and constitutional mechanisms for them to air their grievances and that their court action is prematurely before court. The court has no jurisdiction to entertain the hearing of the complainants' ex-parte application for an order of interim Injunction and to grant the reliefs sought by the complainants, when this matter is irregularly and improperly before this court," stated Mukuka.



CALL FOR ENTRIES TOWARDS THE 18TH MISA ZAMBIA PLATINUM AND GOLDEN MEDIA AWARDS

MISA Zambia is calling for entries towards the outlined Awards below:

MISA ZAMBIA GOLDEN MEDIA AWARDS

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- i. Print
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- i. Print

Guidelines

The entrant should submit a copy of the article/programme from the categories above and describe how the article/programme made a difference in Zambia. These Awards are open to journalists from the private and public media.

Eligibility

The Awards are open to Zambian based journalists from print, electronic (Radio and Television) and online media. An entry for the Awards must have been published or broadcast between the period 29th September 2019 to 4th September 2020.

What will the Judges be looking for?

- i. Analytical reporting
- ii. Use of facts in the reporting
- iii. What type of effect the reporting had?
- iv. Did it trigger discussion or debate?
- v. Did it result in policy action or improvement in service?
- vi. Should exhibit Independence, Impartiality, Coherence, simplicity, Clarity, and Plot
- vii. Should be Ethically sound articles/programmes

The deadline for the submission of entries is 4th September, 2020 at 17.00.

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Postal address P.O. Box 32295, Lusaka, Zambia

Telephone contacts: 0975879636, 260 211 294286 - For ease of submission and details make use of our online portal <http://zambia.misa.org/awards/online-submission>

Lungu must share his economic recovery plan so that we help him - Magande

By Julia Malunga

PRESIDENT Edgar Lungu must tell Zambians what he is going to do to improve the poor state of the economy after admitting that he was apparently not in charge of the nation's affairs, says former finance minister Ng'andu Magande.

On Monday, President Lungu said Zambia's economy was almost shutting down in some sectors due to the COVID-19 pandemic so it was imperative that he took control of the situation, as the man in charge.

But in an interview, Magande wondered what finally made President Lungu realise he was supposed to be in charge all along.

"The question that everybody else is asking is: what has he been doing all this time? The President in Sinazongwe, very far from Lusaka, said that, 'he wants to take charge now,' and people are asking what has made him realise that he is supposed to be in charge? Is it the crocodiles he went to see or perhaps the advice from chief Sinazongwe? In any case, the economy is already suffering, some of us don't want to dwell on the history of what he has been doing. What I am interested in is, what is he going to do that we, the citizens, can participate in to turn the economy around? He is saying he now wants to take charge so we want to know: in taking charge, what is our role as citizens? Where is the plan we can help to follow? Is there a developmental plan to which we can participate in to make sure we amend the current poor state of the economy?" asked Magande.

"Because if someone admits, don't push him to

answer more questions on an admission, what do you gain? So, push him to say: what is he going to do? Just say, 'people are happy that the President has decided to take charge now, but they are saying, 'can we also participate?' It is our economy, not his alone. Let's get him out because he is coming out to say he is now going to get things done. If citizens are saying, 'how do we participate now?' It means indirectly that he admits that in the past, he was doing things on his own or he wasn't in charge of people, who were supposed to help him to run the economy."

Speaking when he addressed Sinazongwe residents, Monday, President Lungu lamented that government revenue had dwindled in the aftermath of the Coronavirus pandemic.

"As a government, we are spending so much money to fight COVID-19 and at the same time, our income generation has reduced tremendously. Because of this, the economy is almost shutting down in some areas; tourism is also an area, which has been badly hit; the area of commerce and trade has generally been affected. The revenue coming in through the Zambia Revenue Authority (ZRA), through the Ministry of Finance, has dwindled significantly. So, it is imperative for the man in charge, myself, to take control of the situation by visiting the likes of Zongwe Farms to find out what we can do together to improve productivity in that sector where they are involved. I brought with me the Minister of Finance, Minister of Commerce, Trade and Industry and the Minister of Tourism so that they have an appreciation of what can be done in this difficult time to help this industry. I am sure we have seen enough. We are going to tell our Minister of Agriculture as well that there is potential for Agriculture in the Southern Province," said President Lungu.

By Ulande Nkomesha
NATIONAL Democratic Congress (NDC) vice-president Joseph Akafumba says it is unfair for the courts to issue a bench warrant of arrest on party president Chishimba Kambwili when the accused is still recovering from COVID-19.

On Tuesday, Lusaka Principal Resident Magistrate David Simusamba issued a bench warrant against the NDC leader for missing court in a matter where he is charged with forgery, uttering a false document and giving false information to a public officer.

Addressing journalists at a press briefing, Akafumba wondered why the court wanted Kambwili to breach the 14 days mandatory quarantine.

"The rules by the Ministry of Health is that when you have tested positive, or you suspected to be COVID-19 positive, you need to be quarantined for 14 days. He has done that 14 days; he is still under quarantine and isolation. As to whether he has received another test to confirm that he is negative, no he has not done that. That is why he is still in isolation so that when he completes the 30 days, then he can get another test. Now, as to public appearance, I really don't know the definition of public appearance, I have challenges here because this was footage, which was done in his

It's unfair to issue bench warrant on Kambwili, when he's recovering from Covid - NDC

house. When you are under quarantine and isolation you can still talk. The happy part is that he has gotten over the difficult times," said Akafumba.

"So, we were taken aback! There was a danger, really, for him to have come out when he is still under isolation, it could not have been right. You must be very aware that Dora Siliya was in isolation from COVID, I think she was off for 30 days. Dr Chilufya, 30 days, he was off. I don't know why they should be an exemption to CK that immediately after 14 days, he should have appeared in court. His sick note ended on Monday, Tuesday he was supposed to appear? It is not right! The Court did what they did, I don't want to go into that because I will be part of lawyers. From the time he fell ill, he has never been here [in Lusaka]; he

has been on the Copperbelt. Yesterday (Tuesday), we discussed with State Counsel Musa Mwenye, I am also aware that yesterday, he filed some documentation at court to see if the Magistrate can revisit that decision, which we find not to sit well even with the COVID rules. Given the latitude, and if things were normal, we would have loved president CK to rest even for the rest of the two weeks. So, it is our prayer that the papers that the State Counsel filed yesterday, the Honourable Magistrate Simusamba will have a change of heart. If the answer is no since he is under a warrant, we will have no choice, but to ask him to come to court."

Meanwhile, NDC national chairperson Fr Richard Luonde confirmed during the same briefing that armed police officers were

at Kambwili's residence in Woodlands in a bid to arrest him following the bench warrant, but were told that Kambwili was actually on the Copperbelt.

"Our colleagues from law enforcement agencies came to execute the arrest warrant of our president, Chishimba Kambwili and the person that they found here is me. They came with a lot of guns, the AK47s, but what I appreciate from the officers is that they were disciplined. We discussed and told them that our President is not here. He left for the Copperbelt three weeks ago, where he has been recuperating from COVID-19. We pray that he is going to overcome that and go before the Magistrate for which he has been asked to appear on a Tuesday of next week. We pray that all will go well," said Fr Luonde.



RTSA commends Kafwaya for banning overloading in public transport

By Sipilisiwe Ncube

ROAD Transport and Safety Agency (RTSA) head of public relations Frederick Mubanga says the Agency will continue enforcing the law to ensure that all passenger vehicles fully adhere to the Standard of Operation Procedure, which has been adopted by the Ministry of Transport and Communications.

In an interview, Mubanga said RTSA would continue enforcing the law to ensure that the developed rules were fully adhered to.

"Overloading is a risk in terms of issues to do with road safety and now, of course, when it comes to issues with COVID-19. We will continue

enforcing the provisions of the law as regards to overloading. And we want to caution drivers to ensure that they follow the prescribed provision in terms of the number of prescribed capacity on a vehicle in order to promote road safety and to promote the public health measures that government has placed," said Mubanga.

"We also want to commend the Ministry of Transport and Communications for this move. It's a move towards the right direction. It's high time that we started putting in place measures in the transport sector that we see to it that the number of COVID-19 cases, especially among the travelling public, is massively reduced.

It has been noted that public transportation is one of the hot-spot (areas) and so those measures that the Minister (Mutotwe Kafwaya) has put in place if followed collectively, we will see that these numbers of COVID-19, among truck drivers, the travelling public, bus drivers and passengers is drastically reduced. We also appeal to members of the public to avoid non-essential travelling and let them ensure that they are masked-up and drivers and conductors should not at any point allow passengers, who are not masked-up to be on board on public service vehicles."

On Monday, Transport and Communications Minister Mutotwe Kafwaya issued a statement announcing the new Standard of Operation Procedure which was developed by his Ministry to help control the spread of COVID-19.

"Public transport has been identified as one of the key avenues through which the Coronavirus is spreading in addition to public gatherings, such as funerals and churches. In line with the revised government strategy and measures on the fight against COVID-19 and to prevent the spread of the virus through the public transport system (buses, taxis, and trucks); government, through the Ministry of Transport and Communications, has developed the following

standard of operating procedures, which all public transport operators in Zambia should comply with without fail: All public passenger vehicles, both intercity and local, should carry the number of passengers in accordance with the registration requirements. Carrying passengers above the registration requirements is strictly forbidden," Kafwaya stated.

He also stated that passenger vehicle owners must ensure that their vehicles were disinfected at all times before loading.

"All passenger transport vehicles are expected to be fully disinfected before loading passengers for any route/trip. The owners of the public transport vehicles must provide the necessary cleaning and disinfection materials, while designated drivers and conductors must ensure that vehicles are cleaned and disinfected. All passengers, drivers, and conductors must wear masks to cover their nose and mouth throughout the period of the journey without fail. Any person who contravenes this requirement during or before the journey must not be allowed to enter the passenger vehicle and proceed on the journey. It is, therefore, the responsibility of both drivers and conductors to ensure that their passengers adhere to this requirement and vice versa for drivers and conductors," stated Kafwaya.

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WE have been watching, in disbelief, ministers and members of parliament dishing out millions of kwacha to church organisations and community groupings in their constituencies. One minister actually pulled K50,000 from his pocket to donate to a Church. Huh! That's K50 million in old currency, just moving around with it like pocket change in the hands of a millionaire. This is very shocking. But we are here to remind these thieves that not everyone is sleeping.

All these people who are stealing from the government have chosen very dangerous paths for their lives. The enjoyment they are experiencing now will be short lived. When there is change of government, these people will find Zambia too small to live in. This country has seen smooth criminals before. Criminals who have looted the treasury in stealth mode, but justice caught up with them before they could finish enjoying the proceeds of their criminal activities.

We find the criminals in the Patriotic Front government very primitive actually,

This money being dished out will land people in jail

News Diggers!

Ear to the ground

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of a politician, just because he is serving in government. Whenever money appears, it has come from somewhere and it can be traced back to the source. In the same vein, money cannot just disappear in thin air. There is always a trail that shows where it has gone.

because they don't seem to understand one thing about government money. Government money doesn't move without paperwork. Government money cannot be moved by one person. There are systems in place. It's easy to connive with a Chinese contractor here and there, agree to give each other kick-backs in cash, and think you have conquered the world. But that is only the beginning of serious problems.

Those who think they are safe because they are not stealing directly from the accounts department of government, and those who think they are clever because they collect corruption money in opaque bags at

night, are actually quite foolish. The law is simple. According to the forfeiture of proceeds of crime Act, investigators at the Anti-Corruption Commission don't need to know where you stole the money before they can arrest you. If you have property, wealth, cash that you cannot account for, then it's simply proceeds of crime.

We wish to draw the attention of these criminals who are dishing out money to the case of one Austin Liato who was sent to prison over K2 million which he had buried underground at his farm. To this very day, no one knows where that money was stolen from. No one knows whether it was stolen directly

from his ministry or it was a kick back from a Chinese contractor. What landed the former minister in prison is the simple fact that he failed to explain how he earned that K2 million. Just having money that had no clear source was enough to get him in trouble. Unfortunately for Mr Liato, there was no magistrate to clean him up, like we are seeing today. There was no court to acquit him. He went in because his wealth could not correspond with his known income, inside and outside government.

We have heard these criminals claim that they own private businesses and they became rich before going into government. That is

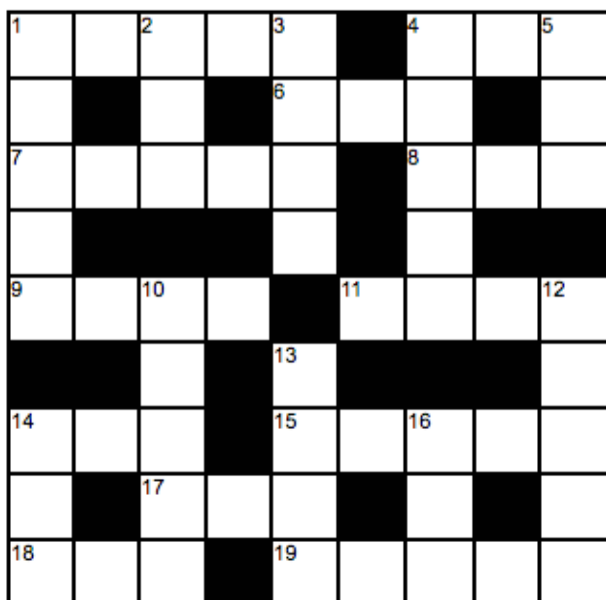
okay, but whatever business that is, the law demands that if that business was paying you K50 million a month, there must be a corresponding record at the Zambia Revenue Authority, indicating the income tax you paid. So apart from that business proving that it was making all that money, you also have to prove that you earned your salary and you did not evade tax.

That's what these criminals in PF should know. Prosecuting the Chiluba case, State Counsel Mutembo Nchito once said "where there is a credit, there must be a debit recorded somewhere". What he meant is that money can't just drop from the sky and fall into the pockets

Corruption investigators will also tell you that the easiest cases to prove are those where you steal, buy property and put it in the name of your poor relative from the village. There is no way a poor person from the village can prove that they own 48 houses in Lusaka, and that they are richer than their uncle who was a Minister in government. So there is nowhere to hide, and these criminals must know that a time for reckoning is coming. Government money is like a curse, it will follow you.

We are not sleeping, we are watching!

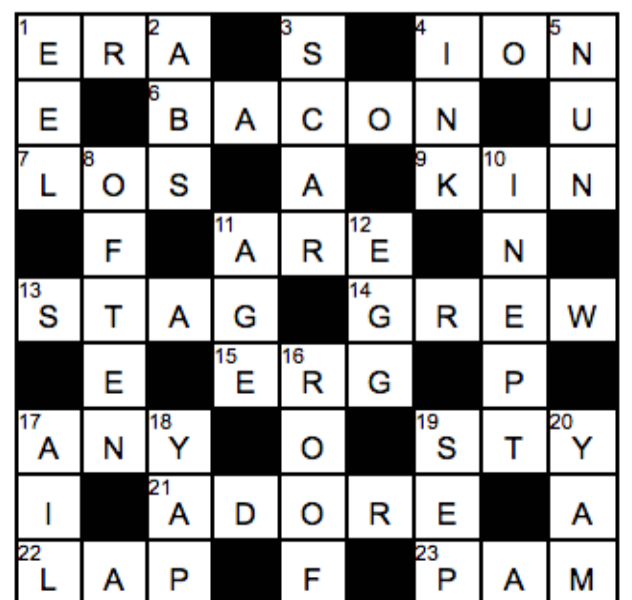
Crossword puzzle No 677



"Complaining does not work as a strategy. We all have finite time and energy. Any time we spend whining is unlikely to help us achieve our goals. And it won't make us happier."
- Randy Pausch

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|--|---|
| <p>Across</p> <ul style="list-style-type: none"> 1. Road imperfections 4. Upper limb 6. Chicken lays it 7. Pizza topping 8. Possess 9. Parrot 11. Write with a keyboard 14. Sticky stuff 15. Time ____ Time: repeatedly 17. Pig home 18. Round baked dessert 19. Not so crazy | <p>Down</p> <ul style="list-style-type: none"> 1. Penniless 2. Me (French) 3. Appear to be 4. Severe suffering 5. Not a woman 10. Farm animal 12. Screw up 13. Picks up the tab 14. Service gratuity 16. Darken skin |
|--|---|

Crossword puzzle No 676



Readers' Feedback

Editor,

"We knew the outcome. He was acquitted the very day he was arrested". - Briant Muunga

"Sacred cow! Untouchable! Behold time is coming when everyone will be equal, when justice will take a center stage!

'Chitalu's acquittal not surprising'

It's shocking to see criminals moving in the corridors of power and freedom with high shoulders!" - Michael Ngosa Africa

"System failure. How does anyone bring up a criminal case before a suspect while the

suspect is not suspended from work and is free to clear his tracks? Upon arrest, no bail should have been granted so that investigations are carried out without interference.

Witnesses were clearly tampered with, bribed to turn hostile against the state. Acting head of ACC also intimidated. Net result. Acquittal!" - Daniel Maswahu

"Just his remaining in office while being investigated was enough signal that this court issue was just an academic exercise

to fool the foolables. Even in his ministry, if there were people who were ready to testify against him would not be expected to do so because the man was still in office as their boss". - Frederick Chinyama Chiteta

"We shall wait for the next government. Wait. I said wait, and watch!!" - Mulela Mutemwa

"Did we expect anything else beyond this knowing the courts and the corrupt man involved?!" - Noritah Mwanza

'There is no need for Mboweni to apologise for saying the thruth'

Editor,

"Don't even apologise for speaking the truth, you were not interfering with Zambia because the truth knows no boundaries". - Richard Mweetwa

"You have got nothing to apologise for. The wrong economic decisions Lungu makes are resulting in many Zambians fleeing Zambia to come and look for a better life in South Africa, thereby overwhelming your already stressed systems. Foolish are they that are blaming you!" - Lawrence Muke

"Even if it was anything related to removing Lungu, it would be well received with the warmest of hearts". - Ongani Chirwa

"Mboweni are the kind

of men Africa needs. Its time we moved forward as Africa". - Matakala Musialela

"Nothing to be apologetic about, the truth bwana Tito..." - Quincy Jones Maonde

"Tito, despite being a capitalist agent, he just spoke the truth. And the truth hurts". - Eugene Mulenga

"In fact, removing Lungu will solve a lot of problems faced in the country currently. No need to apologise Minister". - Wanosha Wanosha

"No apologies needed. Please sir, louder for those in the back!!!!" - Mibenge Bweupe

"Nothing like a comment by a foreigner drives PF crazy!" - Richard Waga

'The economy has already shut down, Mr President'

Dear editor,

"Our economy has already shut down Mr President. That's when you are realising when it's too late. We understand you had no vision in the first place hence we are just waiting to kick you out next year 2021". Gerald Sinkala

"What a joker of a president. This man is really not fit to be in that office beyond 2021 and its up to us citizens to decide his fate. So this is when he has opened his eyes to see how he has crippled our economy like really?? This is shallow and shameful!" - Abuety Matias Chikamba

"Is the president admitting that he has not been in control all along? The economy shrinks not because of governors but policies. period! If the economy fails, the government has failed. It's as simple as that". - Clifford G Ngoma

"That's the problem when leadership knows nothing about priorities. how do you buy armoured police vehicles just to deal with the UPND when Zambians are going to bed on empty tummies? Tapalati!!!" - George Bwalya

"Some of us saw this incompetence long back but we were called names by myopic rogue cadres now see this mediocre leadership admitting when it's too late. These thieves must go now!" - Rodgers Molobeka

"You can't develop through corruption and over

borrowing. that's the reason why the economy is in intensive care unit battling for it's survival". - Likando Gattuso Arsenal

"This man is just in charge of corruption and all criminal related activities! Instead of firing that corrupt minister of health, he goes and fire someone for saying the truth!" - Ian Malekhanie

Aswell Phiri
It's good to admit failure at times Mr President.especially now. You can even do better

by resigning, so that you can go with a little bit of dignity sir.

"What? Are you for real Mr president when others where advising on the nose diving of our economy you called them names, Now you want to be a hero just because 2021 is around the corner. Sorry not this time, you are fired!" - Jabulani Phiri Jr.

"The best action you can take is to resign and that's the best gift you can give to Zambians". - Kenny Chewe

Chama on HH guaranteed another loss in 2021

Editor,

"We heard that from MMD and they were so confident that president Sata will never rule Zambia and the rest is history". - Romes Tapfumaneyi Senior

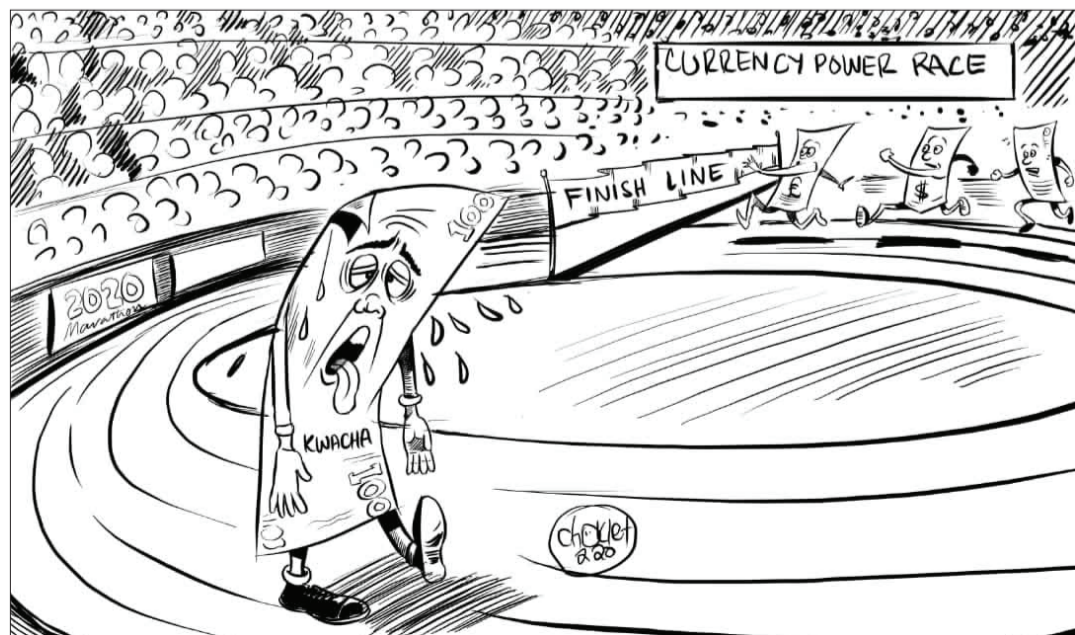
Our democracy always has this level of arrogance were those in power always have an inflated sense of entitlement. The fact that democracy entails openness to ideas, leaders should never feel they are guaranteed anything when the people's will is what counts. In summary the minister is being foolish". - Richard Waga

"You have a right to an opinion but know that it's not over until people's rights to vote is exercised, votes counted and chief justice declares the winner". - Amos Baja Ba Tpin

"This minister should be the last person to speak considering he lost the elections in 2016 using the PF ticket. He operates as a nominated MP and he talks like this? Kuti wapapa?!" - Dalizo Thole

"Power has really gotten to their heads. The arrogance alone says it all. And these are people who shouldnt defect to the other side after 2021 elections. All of them must be retired by the people". - Zak Zim

"What do you expect if the playing field is skewed heavily against the Opposition? You get in the boxing ring with an opponent whose hands are tied behind their back and then you deliver a punch that cannot be defended and then you declare yourself champion? You turn the Disaster Management unit of the GRZ into a grocery at election time and then you mock hapless Zambians with a bag of Mealie meal which they will eat in 3 weeks and then you beat your chest and say you are popular? We all remember Mr Mwila how tense you were and how you sweated profusely before those "results" were announced. Was that a sign of a popular and confident SG? My simple advice to you Sir is that spend time defending your record. Bigger Parties have fallen at the polls before in this country. Remember UNIP, MMD? Yes they once appeared invincible but the people in their wisdom had other ideas. Power belongs to the people. You are governing on borrowed power, people's power, remember that. It will help you". - Kanyata Mubita



Mourinho reveals the one piece of advice Sir Alex Ferguson gave him at Manchester United

JOSE Mourinho has revealed the one piece of advice Sir Alex Ferguson gave him during his two-and-a-half years at Manchester United.

The former Chelsea boss became the Red Devils' manager in 2016 and won three trophies during a turbulent tenure at Old Trafford before departing the club in December 2018.

Mourinho has since replaced Mauricio Pochettino as Tottenham coach and incidentally linked up with the one player Ferguson had told him to sign at United.

"Sir Alex Ferguson gave me only one advice in two and a half years [at United]: buy Dele Alli," Mourinho said in Amazon's All or Nothing: Tottenham Hotspur documentary. "But

he's not a good trainer and we need to find the right motivation for the guy."

While Alli never made his way to Old Trafford, Mourinho did make 11 signings while working at the Red Devils including Paul Pogba, Alexis Sanchez and Romelu Lukaku all joining the club.

Sanchez's move from Arsenal was seen as a particular failure, with the Chilean recently sealing a permanent move to Inter on a free transfer after enjoying a strong season on loan in Milan.

With Mourinho himself now at Tottenham, he has inevitably found himself managing Alli and wasted no time getting stuck into the England international.

"F*cking lazy," Mourinho reportedly told



the midfielder on his first day. "I am going to be a pain in the ass for you, and

you are lucky because when I am a pain in the ass, it's a good thing.

"I don't know if it has to be to your lifestyle. If you want periods [when] you

are an amazing professional, if in another period, you become a party boy. I have no idea. Only you can know that. Time flies and one day you will regret if you don't reach what you can reach."

The 24-year-old enjoyed a bright spell immediately after Mourinho's arrival as he was played in a more attacking midfield role.

Alli ended the 2019-20 Premier League campaign with eight goals and four assists to his name from 25 appearances as Tottenham scraped to a sixth-place finish. **GOAL**

James Rodriguez nears €35m Everton move

REAL Madrid outcast James Rodriguez is closing in on a €35 million (£31m/\$41m) move to Everton.

Goal has learned that Goodison Park is the most likely next destination for James, with Carlo Ancelotti eager to bring the 29-year-old to Goodison Park ahead of the new season.

The David Beckham-owned MLS franchise Inter Miami had previously submitted an offer for the Colombia international, but he is now expected to embark on the next stage of his career in the Premier League.

James dropped a major hint over his future earlier in August, admitting that a move to England holds great appeal to him during

an interview with Mexican motivational speaker Daniel Habif.

"I've already been in several good leagues and the only thing missing is Serie A and the Premier League, you have to see where I want to go or where they want me to go," he said.

"Going to England

would be a good thing, it's a top league."

Ancelotti was the man who convinced the experienced midfielder to join Madrid in 2014, when he completed a £71m (\$93m) move to Santiago Bernabeu from Monaco following a stellar showing at the World Cup finals in

Brazil.

However, the Italian head coach was relieved of his managerial duties a year later, and James quickly fell out of favour under Ancelotti's successor, Zinedine Zidane.

James was eventually sent out on loan to Bayern Munich, where he spent two

seasons before returning to the Spanish capital last summer.

But he was unable to force his way back into the Madrid team last term, with a lack of regular opportunities restricting him to just 14 appearances for the club across all competitions. **GOAL**

Guardiola held talks with Barcelona star and wants blockbuster transfer reunion

PEP Guardiola has recently held talks with Lionel Messi and would be delighted to be reunited with the wantaway Barcelona star at Manchester City, Goal can reveal.

The six-time Ballon d'Or winner has stunned the Camp Nou side by handing in a transfer request and asking to activate a clause in his contract that would allow him to leave for free.

Barcelona, though, insist he still has a €700 million (£630m/\$825m) release clause in his contract, which runs until 2021, and that is set to be a contentious issue regarding his demand to leave.

His discontent stems from a disappointing campaign that saw Barca lose their grip on the Spanish title to Real Madrid and crash out of the Champions League in humiliating style to Bayern Munich as they suffered an 8-2 defeat.

In the aftermath of that loss, head coach Quique Setien was sacked but that was not enough to placate Messi, who subsequently had contact with Guardiola before indicating to the club his desire to leave.

Guardiola is very interested in signing the 33-year-old and City are one of the few clubs with the financial muscle capable of absorbing the Argentina international's wage.

The relationship

between the two men remains very close, having worked previously together at Barca, where Messi has spent the entire duration of his senior career after first moving to the club in 2001.

Guardiola cut his teeth in coaching with the Catalans and enjoyed incredible success during his spell in the dugout with their first team, which lasted from 2008 through until 2012. He won the treble in his first season in charge, with six major honours arriving in 2009 alone. Six more would follow before his departure.

That Barcelona generation is widely considered to be one of the greatest that the game has ever seen, and it was Messi who spearheaded the attack, tallying an incredible 73 goals during the 2011-12 campaign, which was Guardiola's last before stepping down to take a sabbatical year.

Having enjoyed arguably their greatest

successes together, Messi is keen to reunite with the coach following a season that saw him score a comparatively disappointing 31 times – the fewest goals he has netted in a campaign since 2007-08.

The prospect of playing alongside his friend and compatriot Sergio Aguero at the Etihad, along with the chance to remain playing at high level in the Premier League, is also said to appeal to Messi.

There has been no firm offer from City and any deal for Messi would be extremely complex given the financial details involved in such a transfer.

Manchester United, Inter and Paris Saint-Germain are among the other clubs credited with a serious interest in the attacker, who has previously said that he would one day like to return to play with Newell's Old Boys in his homeland before he retires from the game. **GOAL**

40 chess players to train with world leading Grandmasters

By Ngosa Chalwe

FORTY (40) upcoming Chess players have earned an opportunity to access premium lessons provided by World Chess Champion Magnus Carlsen, among other trainers.

Six-time Zambia National Chess Champion Andrew Kayonde, who is overseeing local trainers for the project, said the players were expected to start their lessons next month.

The 40 young players were identified after excelling at the Flowers Cross – Border Chess Championships which also

attracted participants from Zimbabwe in February.

"We have three trainers that are dedicated to the project, the lead trainer Bright Muyenga is now approaching the parents to the learners to ensure that they have either computers or smartphones from which the content can be accessed," Kayonde said.

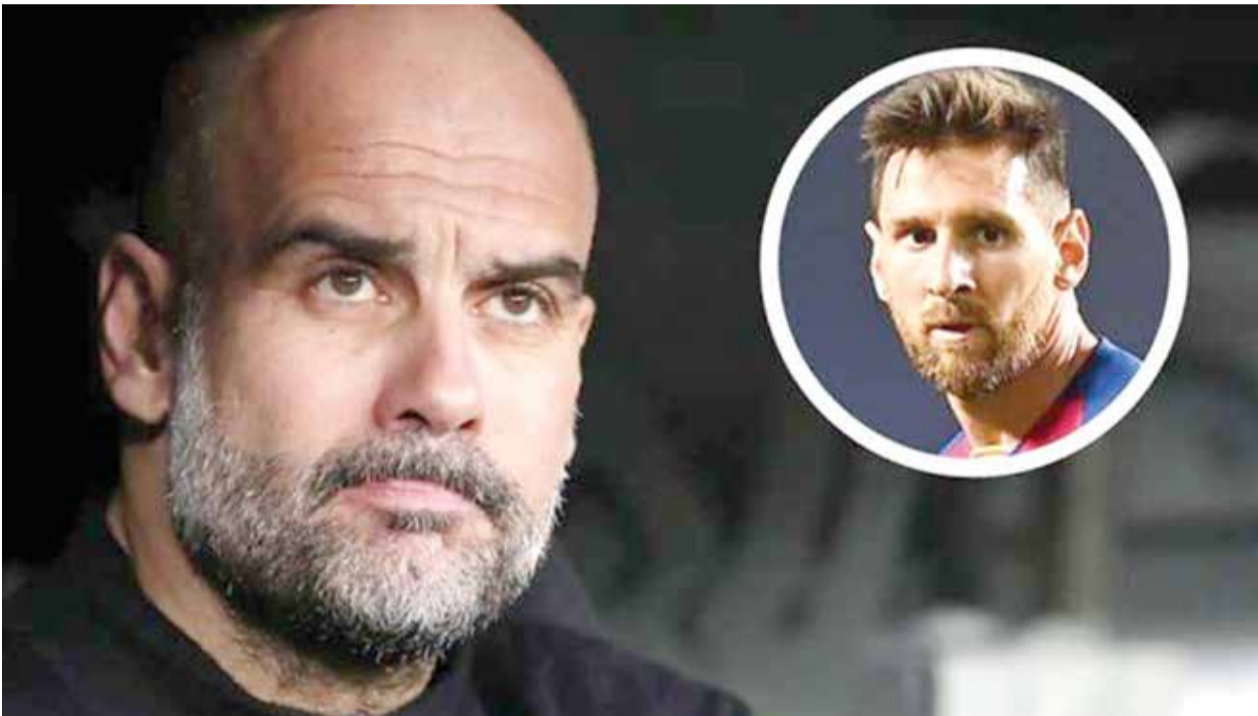
"We are now trying to have 40 accounts set up for the learners and get premium access, this is also good intervention in the wake of COVID – 19 as the lessons will be online."

He said it is important

that players are exposed to chess lessons at a young age as it improves their mental strength and academic performance.

"Kids who play chess tend to be sharp in academics. This has proven to be the case in eight schools in which the programme is present in Livingstone. It will also widen the base from which a future grandmaster will come from, especially that these learners have the advantage of getting consistent coaching by leading trainers across the world," said Kayonde.

PEP HOLDS TALKS WITH



MESSI

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His discontent stems from a disappointing campaign that saw Barca lose their grip on the Spanish title to Real Madrid and crash out of the Champions League in humiliating style to Bayern Munich as they suffered an 8-2 defeat. *Story page 11*

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Just arrived is a 32 seater luxury business class coach that includes a coffee making machine and a toilet inside with an excellent aircon facility. The business bus has been scheduled to depart from both Lusaka and Livingstone at 08:00 from Monday to Friday and Saturday Sunday it will be scheduled at the same time from Lusaka to Kitwe.

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