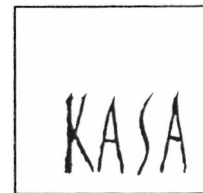


Kirchliche Arbeitsstelle  
Südliches Afrika (KASA)

Ecumenical Service  
for Advocacy Work  
on Southern Africa



KASA z Werkstatt Ökonomie z Obere Seegasse 18 z 69124 Heidelberg

KASA z c/o Werkstatt Ökonomie  
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**Brief of KASA as Amicus Curiae in Support of  
Plaintiffs' Letter of Appeal**

Werkstatt Ökonomie z Konto 801 885 16 00  
GLS Gemeinschaftsbank eG, Frankfurt/M.,  
BLZ 430 609 67

KASA, the Ecumenical Service for Advocacy Work on Southern Africa, in Heidelberg, Germany, is supported by eighteen church organisations and groupings including the four main Aid Agencies of German catholic and protestant churches involved in South Africa. KASA concentrates its work, besides EU-trade policies on Southern Africa, on the main issue of apartheid debt and reparations in South Africa and the neighbouring countries. KASA's principal partners in South Africa are the economic justice departments of the South African Council of Churches including the Catholic Bishops' Conference, and connected church based agencies. KASA is one of the four organisations coordinating the German section of the International Campaign on Apartheid Debt and Reparations.

KASA is a department of the non-governmental organisation Werkstatt Ökonomie (WÖK) in Heidelberg that since its foundation in 1983 has been one of the key research centres involved in the church-based Anti-Apartheid Movement in Germany that in its campaigns focused on the five German defendant companies Deutsche Bank, Dresdner Bank, Commerzbank, DaimlerChrysler and Rheinmetall.

In 1986 the WÖK published a major study on the involvement of German companies and banks in doing business with Apartheid-South Africa and on the necessity of economic sanctions: "Die Deutsche Wirtschaft und Südafrika: Zur Notwendigkeit von Wirtschaftssanktionen", Heidelberg 1986. In 1987 WÖK published a study on the apartheid-connections of Mercedes-Benz (today DaimlerChrysler), exposing unfair labour practises and cooperation of Daimler-Benz SA with the security sector of the apartheid regime: Klaus Heidel. "Kein guter Stern für die Schwarzen: Die Geschäfte von Daimler-Benz in Südafrika".

KASA therefore, on the basis of its long term involvement and its research over many years, supports the arguments set forth in the above amicus curiae brief of the Centre for Constitutional Rights in New York. The undersigned coordinator of KASA, Theo Kneifel, is a catholic theologian holding degrees of licentiate in both philosophy and theology from the Gregorian University in Rome, Italy, and a PhD degree in philosophy from the University of Natal, South Africa. He worked as a lecturer at St. Joseph's Theological Institute, Cedara, South Africa, from 1974-1986. On account of his participation in the democratic opposition to the apartheid regime he was deported from South Africa in 1986.

Dated: August 22, 2005

Respectfully submitted,

Dr. Theo Kneifel  
Kirchliche Arbeitsstelle Südliches Afrika  
Obere Seegasse 18, D-69124 Heidelberg, Germany

KOSA e.V., August-Bebel-Str. 62, D- 33602 Bielefeld

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**Brief of KOSA as *Amicus Curiae* in  
Support of Plaintiffs' Letter of Appeal**

Coordination Southern Africa  
August-Bebel-Str. 62  
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**KOSA (Koordination Südliches Afrika, Coordination Southern Africa)** is a registered non governmental, non-profit organisation in Germany with an office in Bielefeld. As the legal successor-organisation of the former Anti-Apartheid-movement KOSA integrates all active members of the former German Anti Apartheid Movement (1974-2001). KOSA cooperates with peoples and social movements in Southern Africa for a peaceful and sustainable development of the Southern African Region. Members of Kosa are developmental organisations, networks of groups supporting a particular country in the Southern African Region, international solidarity groups and more than 200 individual members. KOSA itself is an active member of the European Network of Information and Action on Southern Africa, ENIASA.

In 1974 the Anti-Apartheid-Movement (AAB) in Germany became a legal body and took a leading role in Anti-Apartheid-Activities in Germany. Since then AAB/KOSA organised campaigns, seminars, conferences and public events, published reports, information leaflets and other material for the public in order to fight against Apartheid in South Africa, against collaboration of the German and South African Government and against business (especially the five German defendant companies Deutsche Bank, Dresdner Bank, Commerzbank, DaimlerChrysler and Rheinmetall).

Members of AAB/KOSA participated in Mai 1998 in the creation of the International Campaign on Apartheid Debt and Reparations (ADR). In 1999 the German and Swiss sections of the International Campaign on Apartheid Debt and Reparations published the study „Apartheidschulden. Der Anteil Deutschlands und der Schweiz“, Stuttgart 1999, the English version of which was published by Jubilee South Africa in March 1999: „Apartheid-Caused Debt. The Role of German and Swiss Finance“. This study provided the scientific basis of the German Campaign that targeted the three German defendant banks Deutsche Bank, Dresdner Bank and Commerzbank. A further study “Foreign Loans to Public Sector Institutions of South Africa 1950-1980” based on research in the Pretoria National Archives and published in Frankfurt in 2003, substantiated the findings of the study of 1999.

KOSA argued, in an amicus curiae brief of Sept 3, 2003, addressed at the United States District Court, not to grant Defendants' Motion to Dismiss and allow the case to go forward. KOSA therefore, on the basis of its long term involvement and its engagement over many years, supports the arguments set forth in the above amicus curiae brief of the Centre for Constitutional Rights in New York.

Dated: August 22, 2005

Respectfully submitted,

Dieter Simon  
Secretary  
Coordination Southern Africa  
August-Bebel-Str. 62, D-33602 Bielefeld, Germany

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**medico international**

medico international e.V. Burgstrasse 106 D-60389 Frankfurt/Main

Brief of medico international as Amicus Curiae in Support of  
Plaintiffs` Letter of Appeal

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Frankfurt, 26. August 2005

medico international, founded in 1968, is a major German NGO supporting grass roots processes and campaigns on psycho-social justice, health and healing in Europe, Africa and Asia. For its involvement in the International Campaign against landmines medico international was one of the recipients of the Nobel Prize for Peace in 1997.

medico international is one of the coordinating NGOs of the German Campaign on Apartheid Debt and Reparations and among the first funders and supporters of Khulumani Support Groups in South Africa.

From its beginnings in 1997 medico supported the South African coalition against apartheid debt and for reparations of victims and survivors of apartheid in the context of the South African Commission of Truth and Reconciliation. This in continuity with its active involvement in the German Anti-Apartheid movement.

In collaboration with German academics and experts in international law medico international is presently exploring legal possibilities of civil Human Rights Claims beyond the Alien Tort Claims Act in the USA.

It is in this context of helping to extend the terrain of international law for holding companies accountable for serious violations of Human Rights medico international wholeheartedly endorses the above amicus curiae letter in support of plaintiffs` letter of appeal.

Anne Jung, Campaigns Coordinator.

Spendenkonto

Frankfurter Sparkasse  
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BLZ 500 502 01



Bread for the World  
Pain pour le Monde  
Pan para el Mundo  
Pão para o Mundo  
Federal Republic of Germany  
République Fédéral d'Allemagne  
República Federal de Alemania  
República Federal da Alemanha

BROT FÜR DIE WELT w P.O. Box 10 11 42 w D-70010 Stuttgart

**To whom it may concern**

Date 25.08.2005  
Fecha  
Data

Tel. 0711/2159-0  
Ext.

### **Bread for the World as *Amicus Curiae* in Support of Plaintiff's Letter of Appeal**

Bread for the World is a campaign of church-related development aid cooperation under the auspices of the Evangelical Regional and Free Churches in Germany. As early as 1959 they entrusted the Social Service Agency of the Protestant Church in Germany (Diakonisches Werk der EKD) with overseeing the campaign. Bread for the World is funded by donations and is independent of any political or economic interest.

The name Bread for the World refers to the biblical testimony : Before God all human beings are equal regardless of religion, race, gender, wealth etc. and relates to the Lords Prayer: "Give us this day our daily bread".

Bread in a holistic sense means meeting the basic needs but also pursuing global responsibility and advocacy to fend for justice for the poor. Therefore Bread for the world builds partnerships with people in other parts of Europe, Africa, Asia and Latin America.

Regarding South Africa, Bread for the World supported partners in South Africa in their struggle to overcome Apartheid and was also involved in lobby- and advocacy work in support of the Anti-Apartheid Movement.

Based on its long-term involvement in the struggle for justice and peace and against Apartheid and the consequences of Apartheid, Bread for the World does strongly support the arguments set forth in the amicus curie brief of the Centre for Constitutional Rights in New York.

#### **Helmut Hess**

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Stuttgart, 25.08.05

To whom it may concern

### **Aktion Bundesschluss as Amicus Curiae in Support of Plaintiff's Letter of Appeal**

Aktion Bundesschluss is a network of church related groups in Germany and communities in South Africa who were threatened with forced removals or already having been forcefully removed because of Apartheid politics. Aktion Bundesschluss campaigned against these injustices and other atrocities of Apartheid and raised awareness on the situation of Apartheid in Germany.

Aktion Bundesschluss goes back to the 6<sup>th</sup> Assembly of the World Council of Churches (WCC) in 1983 at Vancouver calling people to form covenants based on the conciliar process of justice, peace and integrity of creation. The name remembers God's Covenant with mankind and the whole earth to avoid the further destruction of livelihood (Bible, 1. Mose 9).

Today, we still strive for justice, peace and reconciliation in South Africa and Germany. We lobby for a sustainable development and land reform for people who have been deprived of their livelihood and are still struggling today for justice and reconciliation.

Our symbol, the rainbow, reflects our strife for a just world for all people. We are an organisation organised on voluntary work and non-affiliated to any political or economic interest.

Thus, we support the arguments set forth in the amicus curiae brief of the Centre of Constitutional Rights in New York.

For Aktion Bundesschluss

Karin Saarmann  
Chairperson of the Board  
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MAKSA, Mainzer Arbeitskreis Südliches Afrika  
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72070 Tübingen

Brief of MAKSA as *Amicus Curiae* in  
Support of Plaintiffs` Letter of Appeal

MAKSA is a church based organisation in Germany which played a major role in the foundation of the German Anti-Apartheid Movement in 1974 and in its further development. Most of its members are pastors and theologians who worked for many years in South Africa and Namibia. MAKSA provides a platform for their continued involvement for a just and democratic transition process in South Africa and the region.

MAKSA from its beginning in 1972 promoted in the German churches the Programme to Combat Racism of the World Council of Churches and its Special Fund in support of the liberation movements in Southern Africa.

MAKSA presently works within the German churches for an honest dealing with its apartheid past and for justice and reparations for the victims of apartheid in South Africa and the region. MAKSA therefore supports the above amicus curiae letter. The declaration of apartheid as a „crime against humanity“ by the international community was paralleled by the declaration of apartheid as „a heresy“, and as constituting a „status confessionis“ by major church bodies. MAKSA consequently opposes any attempts to belittle or to minimise the criminal character of apartheid which denied the human and God-given dignity of black South Africans.

Dr. Markus Braun,  
Coordinator.

Frauen für Gerechtigkeit im Südlichen Afrika (FfG),  
(Women for Justice in Southern Africa)  
Turmstr. 11  
60385 Frankfurt/Main

Brief of FfG as *Amicus Curiae* in  
Support of Plaintiffs` Letter of Appeal

FfG, Women for Justice in Southern Africa, is a women`s network involved in solidarity work on the region of Southern Africa. It originated in the boycott of citrus fruits imported from Apartheid-South Africa in the early eighties.

Since the first democratic elections in 1994 FfG continue their commitment in partnership with women`s groups in the region for a just and equitable transition process in South Africa and the neighbouring countries.

FfG promote the aims of the German Campaign on Apartheid Debt and Reparations. We therefore support the appeal of plaintiffs for the apartheid claims against the defendant companies to proceed and to provide just compensation for the victims and survivors, with women still bearing the brunt of apartheid.

Ilse Braun and Ursula Trautwein (coordinating Committee).

# KAIROS EUROPA

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21. September 2005

KAIROS Europa e.V. • Hegenichstr. 22 • 69124 Heidelberg

## Statement of Interest of KAIROS EUROPA

KAIROS EUROPA is a European network of ecumenical organisations and grassroots groupings in most of the EU member states. Kairos as an international process began in South Africa during the height of the apartheid years. In a ground-breaking Kairos-document entitled „A challenge to the churches“ grassroots Christians and intellectuals challenged the churches to join the struggle against apartheid.

Founded in 1990 KAIROS EUROPA was the European response to the South African Kairos document of 1985. It provides a platform for addressing the injustice and violence of global economic apartheid and challenging the EU to side with those groups advocating just and sustainable alternatives as outlined in the European KAIROS Document of 1998.

Kairos Europa has maintained over the years strong relations of partnership with churches, ecumenical organisations and social movements in South Africa working for socio-economic justice, among which Jubilee South Africa and the Khulumani Support Group in their quest for the cancellation of the illegitimate apartheid debt and for reparations.

KAIROS EUROPA therefore supports the above Amicus Curiae letter as an important step to consolidate the legitimacy and relevance of UN resolutions on serious violations of international law as exemplified by the crime of apartheid.

Martin Gück,  
Coordinator.

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Brief of Prof. Duchrow as *Amicus Curiae* in Support of Plaintiffs' Letter of Appeal

**STATEMENT OF MY INTEREST AND BACKGROUND**

At the moment I am teaching at Heidelberg University. From 1970 to 1977 I was Director of the Department of Studies in the Lutheran World Federation/ Geneva. From 1979 to 2000 I was ecumenical officer of my church, The Protestant Church in Baden/Germany. In both capacities I was intensively involved in the Anti-Apartheid movement. As a matter of fact my department was responsible to prepare the decision of the General assembly of the Lutheran World Federation in 1977 declaring Apartheid a status confessionis for the Lutheran churches around the world. This is the strongest action churches can take. It is the form in which the Confessing Church rejected Nazism in Germany. In my later ecumenical church work our synod followed the decision of the Lutheran World Federation. With several forms of partnership with churches and persecuted people in South Africa and the South African Council of Churches we supported the anti-Apartheid-struggle of the affected South Africans.

I therefore, on the basis of my long term involvement over many years, support the arguments set forth in the above amicus curiae brief of the Centre for Constitutional Rights in New York.

Dated: August 22, 2005

Respectfully submitted,

Dr. Ulrich Duchrow  
Professor of Theology, Heidelberg University