

C O P Y -

24.1.8

Pretoria, 276 Clark Street,
April 9, 1955.

Dr. Sheila van der Horst,
Regional Office,
S.A. Institute of Race Relations,
CAPE TOWN.

Dear Dr. van der Horst,

In the Annual Report of the Institute I read that individuals visit your office for help in the field of race relations. Perhaps you could help me in the following matter.

It concerns a child of an unmarried European woman, which the Director of Census and Statistics, in charge of the Population Register, has classified as "native".

I objected to this classification to the Director (under Section 11(1) of the Population Registration Act, No. 30 of 1950).

The Director now tells me that the Board that the Minister must constitute to hear the case (under section 11(3) of the same Act) has not yet been constituted, nor is there any definite information about the constitution of the Board to be had.

Miss Dougall of the firm Rooth & Wessel, attorneys, who is acting for me has now written to the Commissioner of Coloured Affairs, asking him to approach the Minister of Interior about the immediate constitution of such a Board.

Perhaps your Office also could make representations to the Minister?

I should be extremely grateful for any help in this in my opinion most unfair treatment of a child that cannot protect itself.

Yours sincerely,

Signed by Dr. N.M.M. Pijper.

note for the letter which was not enclosed

Mr. Whyte
Mr. Whyte

SOUTH AFRICAN INSTITUTE OF RACE RELATIONS. W.O. 219

CAPE WESTERN REGIONAL COMMITTEE

CAPE TOWN

PRESIDENT: DR. ELLEN HELLMANN
DIRECTOR: QUINTIN WHYTE
REGIONAL CHAIRMAN: DR. S.T. VAN DER HORST



TELEPHONE: 3-2318
TELEGRAMS: "UBUNTU"
18, ORANGE STREET

SILVER JUBILEE 1929-1954

27th April, 1955.

The Director,
S.A. Institute of Race Relations,
P.O. Box 97,
JOHANNESBURG.

APR 29 1955

Dear Mr. Whyte,

not enclosed
KLr.

I enclose a letter I have received from Dr. N.M.M. Pijper concerning the registration as a "Native" of a child of mixed parentage. He asks us to make representations to the Minister for the constitution of a board under Section II (3) of the Population Registration Act No. 30 of 1950. As this is a national matter I am referring it to you and would like to know whether you will make any representations to the Minister as requested, or whether any other action is possible.

I understand that difficulties have arisen in this connection in the Transvaal with regard to the adoption of children of mixed parentage who are not permitted to be adopted by Coloured families if they are classified as "Native".

Mrs. Hoernle may be able to give you some information about such difficulties.

I enclose a copy of my reply to Dr. Pijper.

Yours sincerely,

Sheila T. Van der Horst

Sheila T. van der Horst
CHAIRMAN: Cape Western
Regional Committee.

30/6/55

Phoned Miss Hockenzie - she has been away &

apologised for not replying.

They had a decision from the Registrar ^{of Births & Deaths} on a

certain case in which he said that particular child would
be registered as coloured but in future cases, where one of the
parents was native the child would be ~~be~~ classed as such.

Child Welfare have now written to the Minister urging
the establishment of the Board & now that the Parliamentary
session is over, will press this point.

K. G.

Zli →

Ref. No. B/L/5/1.

Mr. E. Everitt Thali,
P. O. Box 210,
WELKOM, O.F.S.

27th July, 1955.

Dear Mr. Thali,

The Johannesburg Legal Aid Bureau has sent us your letter of 9th July.

From studying the Population Registration Act (Act No. 30 of 1950) it seems to me that the Director of Census has full power, in terms of the Act, to classify persons for purposes of the register into "white persons", "coloured persons" and "natives", irrespective of any existing classification; in other words, it seems as if the Director has the right to classify you as a "native" even if you have been classified as a "coloured person" in terms of some previous Act. I consider, however, that you will be able to advance the fact that you have been classified as a "coloured person" in terms of some other Act as evidence that you are in fact a Coloured person.

You will, of course, have the right to object, in writing, to the Director, to your classification, should you be dissatisfied with his classification. Appeal also lies to the Board and to the higher courts if persons are not satisfied with the final classification of the Director.

If you want any further advice, please do not hesitate to write to us again.

Yours sincerely,

F. J. van Wyk,
ASSISTANT DIRECTOR.

Wye

LEGAL AID BUREAU

JOHANNESBURG

TELEPHONES:

Director 33-5715 *22-0286*
General Office 33-5712 *22-0267*

WHEN REPLYING
PLEASE QUOTE:

Rooms 15-18, Old Post Office,
Rissik Street,
JOHANNESBURG.

Hours: 9 a.m.—1 p.m.

14th July, 1955.

JULY 15 1955

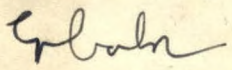
The Secretary,
S. A. Institute of Race Relations,
P. O. Box 97.
JOHANNESBURG.

Dear Sirs,

We enclose herewith a letter from the
Swazi Progressive Association, which we feel is
for your attention.

*sent to
PO
26-7-55*

Yours faithfully,



H
DIRECTOR
LEGAL AID BUREAU.

P.S. We also attach a letter from Mr. E. Everitt Thali
for your attention.

Let "Have
"Reluctants" P. O. Box 210
Welkom O.F.S.

Legal Aid Bureau
Johannesburg 9-7-5

Dear Sir,

I learn from one Coloured brother that there was a European master from Pretoria going about classifying Coloured people, and that Baas left yesterday Friday. Would you be kind enough therefore to let me know whether this classification is done even on those Coloureds who bear the Certificates from authorities as on my Certificate it is stated that - Tot a Native as defined in Act No 41/1925.

I earnestly invite your prompt reply before I could be in trouble as you know how rough is our Welkom on the Coloured.

Your obedient member
E. E. vent Thali

Urgent

12/8/55

Miss Glynn, In addition to the note I gave you Mr. Whyte said:-
Mr. Whyte, "Please phone the National Council of Child Welfare and see what they are doing and when they are doing it." Sorry, it was on the other side of the page

Miss Cluer asked me to speak to Father Dye about the Population Registration Act. I gave him details of the discussions at G.P.C. and Executive + have also posted him a copy of the Hansard extract.

Thank you
P. van
Kraayenburg

The point which is distressing him + which he would like us to take up is that members of his coloured congregation on applying for registration have been told to go to the Native ~~affairs~~ office + obtain passes. They have refused to do this and are being picked up and sent out of town for not having passes. Father Dye says the classification is against the definitions laid down in the Act. I have asked Miss Leong for one copy so that we can check this KQ.

From

J. D. RHEINALLT JONES.

Telephone : 44-3326.

P.O. Box 97,

JOHANNESBURG.

18/8/55.

Phoned Miss Mackenzie

- 1) Have heard nothing further re board
- 2) Writing Social Welfare Department pointing out children will have to be institutionalised in African institutions (and won't be accepted as Africans) at Govt. expense whereas could be adopted by Coloureds
KL

National Registration

MM
GPC
FROM SENATOR EDGAR H. BROOKES
TELEPHONE 2714

88 Pietermaritz Street
PIETERMARITZBURG

15th November, 1949.

Quintin Whyte, Esq.,
C/o S.A. Institute of Race Relations,
P.O. Box 97,
Johannesburg.

18 NOV 1949

My dear Quintin,

I have two of your letters in front of me, dated the 3rd and 4th November respectively.

The first is about co-operative societies. I do not think that an enquiry by the Native Affairs Department is particularly desirable nor that in the present atmosphere its conclusions will be well received by the Native people. It is important that they should have confidence that the enquiry is conducted by their friends and not mixed up with questions of control. If the Institute cannot finance such an enquiry, is it not possible to get one of the Universities to do so? I should be glad if you would go into this aspect because I think an enquiry is important and fairly urgent. You mention the Bantu welfare Trust and if that has the funds it might of course help us, but I am not sure as to its present financial position and ability to finance a research of this kind.

extract taken for Co-op Soc Dept.

I thank you for having sent me the notes about national registration. (RRH-15) I must confess that these notes, though in some ways helpful, rather sadden me. They accept quite cheerfully increased control of the individual by the State, a tendency which under our present regime is to not to be lightly accepted. (See particularly paragraph 9.). The position as I see it is this:-

RR 4/50

1. With regard to Africans, this will be an additional pass and not a substitute for passes. The Government has no intention of abolishing travelling passes, night passes or contracts of service. I do not, in fact, think it is intended to abolish any passes. If rural Natives are excluded (see para. 6) even the small advantage of having full particulars of the population will not be attained. The net result for the African will be little benefit and much more restriction, waiting in queues and being required by the Police to produce documents.

Quintin Whyte, Esq. (contd.)

15th November, 1949.

2. As regards the Coloured people, as is so clearly pointed out in para. 10(a), the effect of national registration will be to stereotype the Coloured person's race forever and to close the unobtrusive back door which is left open at present. As is suggested in para. 10(b), this is a necessary preliminary to making the separation of the Coloured voter effective. Surely this is not an argument for it, as probably a large majority of the members of the Institute are against taking the Coloured voter off the common roll.

3. As regards Europeans, they will be, for the first time in South African history, compelled to carry a document of identity. After ten years the system will be ineffective unless in the meantime continual checks are made on Europeans to make sure that they still possess their certificates. As is pointed out in paragraph 9, this is contrary to the traditions and deep feelings of most of the European population of both races.

Lastly there is to be considered the immense expense and the huge organisation which will be necessary to create and maintain the National Register.

I think that the Institute does right to give its members, for their confidential information, arguments on both sides, but I hope that we are not going to sit on the fence so far as public statements are concerned, for I feel this is a dangerous line. I would appreciate it if you would lay this letter before the General Purposes Committee and I hope that perhaps it may be circulated to those who, like myself, received the notes attached to your letter of the 4th.

With kind regards,

Yours sincerely,

C O P Y

Mr Arthur Suzman, Q.C.,
1032 His Majesty's Building,
Eloff Street,
JOHANNESBURG.

24 November 1955.

Dear Mr Suzman,

It was very good of you to let us have the list of definitions of race as found in various legislative enactments and we are very grateful indeed.

I write now to ask whether you will go the second mile. The Institute's General Purposes Committee discussed the question of race classification and it was felt that an article on the various definitions to be found in legislation by a legal authority would be interesting and useful. I was asked to approach you to inquire whether you would be so good as to do this for us. It was considered that such an article might usefully be published in e.g. The Star, particularly at the moment when the Appeal Board set up under the Population Registration Act is about to begin hearings. I do not know whether you would do this over your own name or over a non-de-plume, but we could discuss this and the medium for publication. Alternatively it could be part of a symposium on race which we are proposing to produce.

I do hope that you will help us in this way. I look forward to hearing about your American trip.

Yours sincerely,

(Sgd) Quintin Whyte,
DIRECTOR.

File B/4/5/1

D R A F T

E/L/5/1
D/P/4/4

The Regional Secretary,
S.A.I.R.R.
etc.

C.T. (Dear Mrs. Doxey)
Durban (Dear Mrs. Farrell)
P.E. (Dear Mr. Robertson)
S. Tvl. (Dear Mrs. Plaistowe - no envelope)

LEGAL AID BUREAUX AND POPULATION REGISTRATION

1 Mrs. Whyte ✓
2/ Fow
Sent out 18.1.56
W. Whyte

During our recent Executive Committee meetings we were advised that the Legal Aid Bureaux are giving valuable assistance to some persons, most Coloured persons, who are experiencing difficulties with their classification in terms of the Population Registration Act. The Executive Committee decided that we should write to the various Legal Aid Bureaux expressing our appreciation and urging them to do even more. *We have done so.*

At the same time the Committee decided that our Regional Committees should be asked to make known to persons who are likely to be in need of legal assistance in this regard that the Legal Aid Bureaux are willing to assist them.

I write to ask, therefore, that you bring this matter to the attention of your Committee and that your office should do all it possibly can to implement the Executive Committee's decision.

Yours sincerely,

Quintin Whyte,
DIRECTOR.

Ref: I.2

SOUTH AFRICAN INSTITUTE OF RACE RELATIONS (INC)
SUID-AFRIKAANSE INSTITUUT VIR RASSEVERHOUDINGS (INGELYF)

GCP/AH

From: The Secretary,
Southern Transvaal Region.

To: The Director,
Head Office,
S. A. Institute of Race Relations,
P. O. Box 97,
JOHANNESBURG.

25th May, 1956.

Dear Mr. Whyte,

At the May meeting of the Southern Transvaal Regional Committee, the greatest concern was felt over the hardships and suffering facing the Coloured community by racial re-classification. I was able to report that the Institute was active in this matter, but to ensure that besides representation, practical assistance was being rendered, was asked to enquire what steps are being taken or are under consideration by the Institute to provide the widest possible access to legal advice. Can you give me any information for report at our next meeting?

Yours sincerely,

Tockie Plaistowe

G.C. Plaistowe, (Mrs.)
SECRETARY,
SOUTHERN TRANSVAAL REGIONAL OFFICE.

15. XI. 56.

Dear Miss Howell, NOV 16 1956

My reference (vol 15 p. 237)
 is to the statement of George Friday
 in his book "Miscegenation" (Pretoria, 1936)
 p. 47.

I'm afraid I have no personal
 knowledge of the subject - to the best
 of my knowledge the answer to Q. 1. is
 NO, in which case 2, 3 + 4 fall away.

But it just occurs to me that
 Dr. L. T. Badenhorst, of our Dept. of
 Sociology & Social Work, is a demographer
 - indeed, one of the authorities on the
 Union's population problems, who quite
 well might be able to give you some
 information on these questions. But I must
 leave it to you to decide whether or
 not we wish to ask his opinion.

Sincerely
 John Wellington

UNIVERSITEIT VAN DIE WITWATERSRAND, JOHANNESBURG

Telefoon 44-3781 • Milnerpark, Johannesburg

NOV 1950

111
W. J. SAMPSON

B. A. (OXON.), B. Sc. (ECON.) (LONDON)

INCORPORATED STATISTICIAN

TELEPHONE 21594

TELEGRAPHIC ADDRESS:
"SAMPSTATS"

412/413

212/213, HARDWICKE HOUSE,

JAMESON AVENUE,

SALISBURY,

S. RHODESIA.

25/10/56

To: The Secretary,
Institute of Race Relations

OCT 31 1956

Dear Sir,

I am engaged on some enquiries into the racial composition of Europeans in the Union of S. Africa. I recently saw some figures quoted in Professor Wellington's recent book that 65% of persons passing as European carry the genes of non-Europeans, largely through Coloureds "crossing the line". Having lived in the Union I can see that this may well be, especially among the poorer Afrikaners section. I should be grateful if you would give me

2.

any further information on this subject
- e.g. 1. has the percentage of non-European
genes within that 65% been estimated
(say 2%) is there a frequency distribution
e.g. 2% having $\frac{1}{16}$, 2% $\frac{1}{32}$ etc. 3/ is
racial group available e.g. a% African,
b% Malagasy c% Hottentot etc? 4. Are
there any differences by province, ^{socio-economic} class,
urban/rural, home language etc?

I presume that the 65%
quoted excludes non-European blood
imported from Europe (e.g. Moors in
Portugal, Asiatic invasions of E. Europe, African
slaves in Ancient Rome etc). If so,
is there any assessment of these
influences (e.g. Germany 2% of people,
4% of genes etc)?

From another end of the same enquiry I should like to know the official definitions of "European" for

(a) Group Areas Act & administration 41/1950

(b) Immorality Act 21/1950

(c) ^{Prohibition of} Mixed Marriages Act 55/1949

(d) Census

(e) Registration *Population Registration Act.* 30/1950

(f) Real estate, where clauses prohibiting sales to non-European are often inserted. *check with an Estate Agent.*

In the above cases, on whom does the onus of proof devolve?

If you cannot supply all the above, I should be grateful for references to books etc

Yours faithfully,

W. J. Sampson

MH.

The Barberton Coloured Peoples Ass.,
P.O. Box 85,
Barberton.

26th Aug. 1957.

The Secretary
S.A. Institute of Race Relations,
P.O. Box 97,
Johannesburg.

AUG 28 1957

Dear Sir,

Could you please help us by answering
the following questions:

What is the race of

1. A person with an Indian father and Coloured mother?
2. A Coloured woman married to an Indian man?
3. A Malay man married to an Indian woman and living with Indians?

Should our association not be
registered with the Land Tenure Board
or some government body?

Thanking you in anticipation,

yours faithfully,
R. Kirk
(Sec).

White
N.W. is

Pop
nat. groups?

Some
acc.

What group
when occurred
16 age living
Habito - living
Indian - GA

Malay
will have to
move to
Malay area.

M.H.
For your file.
Mr. Whyte
has seen this
2/20/5

POST OFFICE TELEGRAPHS.—POSKANTOOR-TELEGRAAFDIENS.

T. 27.

G.P.-S. 07—1949-50—250,000-200. - S.

This form should accompany any enquiry.
Hierdie vorm moet alle navrae vergesel.

No.

RECEIVED
ONTVANG

BUITENSINGELCAPETOWN 54 9AM

REGISTRATION COPY BY TELEGRAPH
REGISTERED TELEGRAM
REGISTERED TELEGRAM

AN 10 25

CJB 91

23 MAR 1950

= UBUNTU JOHANNESBURG

CT B

OFFICE STAMP.
POSKANTOORSTEMPEL.
SENT.
OORGESEIN.



12/26
444368

DVN

= REGISTRATION POPULATION BILL HAVE ASCERTAINED IF INTEND GIVE EVIDENCE

SELECT COMMITTEE 16 COPIES MEMO REQUIRED BEFORE END MARCH FORWARD

DIRECT CLERK OF HOUSE STOP :SELECT COMMITTEE DECIDE AFTER READING

MEMORANDUM WHETHER THEY WILL HEAR EVIDENCE FROM INSTITUTE CLERK OF

HOUSE STRESSES AS BILL PASSED SECOND READING MAIN FEATURES HAVE BEEN

ACCEPTED = UBUNTU +

16 +

1/16/21

4(c)

W.H. Kempel - 2-1997 (Business)

173 Andriess Street
Pulona

John 7/6

April 4

Hxt dealer

At Achen Committee - Tuesday, 6th Sept 55,
Dr. Hellmann gave a report on an interview
she had with a certain Pulona person on
the methods being followed in the
classification of Coloured persons. A register
now exists.

It was decided that all the Institute would
do at the moment was the preparation
of the statement on biological aspects
of race which Mr. Whist was preparing.

FWS

6/9/55

Ref:

Ring No. Can 23.2103. alt. West.
Non 2. Affairs
SOUTH AFRICAN INSTITUTE OF RACE RELATIONS (INC)
SUID-AFRIKAANSE INSTITUUT VIR RASSEVERHOUDINGS (INGELYF)

To:

Miss Glynn.

From: Head Office,
S. A. Institute of Race Relations,
P. O. Box 97,
JOHANNESBURG.

15th August,.

Dear Miss Glynn, Please would you ring Father Nye and say-

With regard to the question of registration of Cape Coloureds - each such case you should take up with the Secretary for Native Affairs and the Department of the Interior. There was also an announcement in the paper this morning.

Phoned Fr. Nye. He will get his people to lodge objections with the Director

Phone 22063

Collection Number: AD1715

SOUTH AFRICAN INSTITUTE OF RACE RELATIONS (SAIRR), 1892-1974

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