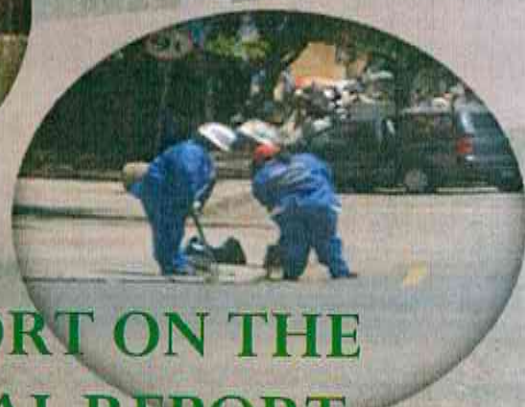




Msukaligwa Local Municipality



OVERSIGHT REPORT ON THE 2018 - 2019 ANNUAL REPORT

CHAPTER 1 – CHAIRPERSON'S FOREWORD AND EXECUTIVE SUMMARY

COMPONENT A: CHAIRPERSON'S FOREWORD



Acting Chairperson

Madam Speaker, Executive Mayor, MMCs, Fellow Councillors, Senior Managers, CDWs, Ward Committee members, members from various media houses and members of the public. It is an honour to present the oversight report on the draft 2018/2019

Annual Report to this Ordinary Council meeting and the public at large on behalf of the Municipal Public Accounts Committee (MPAC). Section 79 of the Municipal Structures Act provides for the establishment of Committees of Council reporting directly to Council to perform certain functions on its behalf in accordance with the terms

of reference of such Committees as developed and adopted by Council. One of these Committees is MPAC and therefore places an obligation to us as the Municipal Public Account Committee to regular report back to Council on all matter referred to it by this Council.

At our sitting held on January 31, 2019 under the Report of the Executive Mayor on the draft Annual Report for 2018/2019 financial year, Council considered and referred the Report to the MPAC for scrutiny and resubmission of a full report to Council. In the Committee's sitting on March 19, 2020 the acting Chairperson highlighted that

Section 121 of the MFMA No 56 of 2003

Every municipality and every municipal entity must for each financial year prepare an annual report in accordance with this Chapter. The council of a municipality must within nine months after the end of a financial year deal with the annual report of the municipality control in accordance with section 129.

The purpose of an annual report is-

- (a) to provide a record of the activities of the municipality or municipal entity
- (h) to provide a report on performance against the budget of the municipality or
- (c) to promote accountability to the local community for the decisions made during the financial year to which the report relates;

Section 127 of the MFMA No 56 of 2003 requires that:

The mayor of a municipality must, within seven months after the end of a financial year, table in the municipal council the annual report of the municipality.

Section 129 of the MFMA No 56 of 2003 is where MPAC becomes involved in compliance with Section 79 of the Municipal Structures Act 117, of 1998 and the terms of reference which requires that:

The council of a municipality must consider the annual report of the municipality and by no later than two months from the date on which the annual report was tabled in the council in terms of section 127, adopt an oversight report containing the council's comments on the annual report, which must include statement whether the council-

- (a) has approved the annual report with or without reservations;
- (b) has rejected the annual report or
- (c) has referred the annual report back for revision of those components that can be revised.

It further requires that the accounting officer must-

- (a) attend council and council committee meetings where the annual report is discussed, for the purpose of responding to questions concerning the report;

Honourable Speaker, I raised these matters so that everyone would understand that complying to the MPAC call is not pleasing anyone rather complying to the prescripts of the law. MPAC worked tirelessly considering that it had only 8 days to finalize its oversight report to Council and nothing then was done due to number of reasons among other:

It was devastating to learn that Administration in particular would want to dictate how MPAC should conduct its business and went to an extent of phoning the Speaker complaining about the processes in which MPAC has undertaken to summon the Executive and Administration to engage on the annual report which was drafted by them. These are powers Madam Speaker vested on the MPAC in terms of the approved terms of reference that it may summon any employee for the purpose of questioning. The processes were fairly conducted to minimize the confusions we are all in it now. Furthermore it was in terms of Section 129 of the Municipal Finance Management Act and took cognizance of Section 131 of the very same Act. The draft Annual Report was subjected to a public participation process in which copies of the Draft 2018/2019 Annual Report were made available for inspection and placed on the municipal website due to technological challenges.

During the oversight process Municipal Public Accounts Committee noted both improvements in certain performance areas, as reflected in the 2018/2019 Annual Report, but also unsatisfactory performance in some other areas. As reflected in this Oversight Report, the Municipal Public Accounts Committee has also raised concerns on a number of issues requiring immediate intervention. We can confirm Madam Speaker that No submissions were received from the local stakeholders and/or members of the public for consideration

The Report of the Committee therefore provides a comprehensive analysis and report on the work done by the Committee in respect on the draft Annual Report for 2018/2019 financial year. We wish to inform Council that we extensively dealt with the Report, however no corrected as yet have been effected due to the reasons contained in the oversight report. As the Committee are delighted however that the Annual report for 2018/2019 presented here today is the effort put into the process by members of MPAC as mandated by Council. We urge Council to consider and adopt our oversight Report with the recommendations relating to what needs to be done further on the draft Annual Report 2018/2019.

It is for this background that MPAC recommends the following:

RECOMMENDATIONS OF THE MPAC

1. That Council **NOTES** the oversight report of the Municipal Public Accounts Committee in respect to the draft Annual Report for 2018/2019 financial year.
2. That Council **CONSIDER** the Oversight Report on the Annual Report for 2018/2019 financial year
3. That Council **TO REFER** the Annual Report for 2018/2019 financial year for the revision of the components that are referred to in recommendation 3.1. to 3.22 on pages 14 to 16 of this report.
4. For Council **TO CONSIDER** the recommendations of the MPAC into the Annual Report for 2018/2019 financial year.

Finally, I would like to commend my fellow Municipal Public Accounts Committee members for their commitment and hard work in this journey despite very tight schedule. A cause for concern is related to speed response from the Executive and Administration that must be attended to as a matter of urgency. A word of thanks must also be given to the Speaker, Executive Mayor whom despite tight programs regarding the current epidemic of the COVID 19 Corona virus avail himself and MMCs. We wish MMC. Bal a speedy recovery as she did everything in her power to attend MPAC despite her health condition.

To the Chairperson, Cllr. Z.J. Nkosi, we wish to convey our heartfelt and deepest condolences to the Nkosi family for untimely passing of their son, brother and grandson which left the Chairperson with no option but to relinquish her responsibilities to mourn the death of her beloved son. We also wish her a speedy health and moral recovery through this difficult time, come back and carry-on with her outstanding job.

As the President of the Republic of South Africa announced that from March 26, 2020 mid-night all South Africans must be in their respective homes for 21 days, we wish to extend our unwavering support to him, Premier and our Local TROIKA for taking drastic actions to protect the country, province many our people locally. Let's all adhered to the President's call and stay safe in our respective homes

My unwavering gratitude to everyone who has given me the opportunity to preside over the oversight processes, It has been exciting indeed and thank you once again.

I thank you Madam Speaker



Cllr. T.C. Motha
Acting Chairperson of MPAC

CHAPTER 2 – BACKGROUND

Council at its ordinary sitting held on January 30, 2020 under the report on the draft Annual Report for 2018/2019 financial year referred the report to MPAC for oversight.

The Committee met on February 26, 2020 to adopt its workplan/schedule in which shall guide the proceedings of the oversight into the Annual Report for 2018/2019 financial year.

The Committee adopted a methodology of interaction with the departments separately to give details on their respective portions in the Annual Report. This was done precisely to avoid misconceptions and misunderstandings but rather to ensure that an oversight report to be tabled to Council contains details that are factual. Furthermore, findings of the Auditor General may be based on certain narratives which needed to be explained to the Committee.

The workplan was circulated to all stakeholders included but not limited to the Executive Mayor, MMCs, Municipal Manager, directors, Audit Committee and internal unit, Managers in the respective political office and secretaries of both the Executive and Administration in making sure that the process is as transparent as possible and that there could be no confusions. The workplan which was circulated is attached herein as **Annexure "A"**

CHAPTER 3 – COMMITTEE MEMBERS

Council established Section 79 Committees in which among other Committees was the Municipal Public Accounts Committee guided by Section 79 of the Local Government Municipal Structures Act 117 of 1998 which says:

79. (1) A municipal council may—

- (a) establish one or more committees necessary for the effective and efficient performance of any of its functions or the exercise of any of its powers;*
- (b) appoint the members of such a committee from among its members; and*
- (c) dissolve a committee at any time.*

(2) The municipal council—

- (a) must determine the functions of a committee;*
- (b) may delegate duties and powers to it in terms of section 32.*
- (c) must appoint the chairperson;*
- (d) may authorize a committee to co-opt advisory members who are not members of the council within the limits determined by the council;*
- (e) may remove a member of a committee at any time; and*

(f) may determine a committees procedure

**ELECTED MEMBERS OF THE
MUNICIPAL PUBLIC ACCOUNTS
COMMITTEE**



Chairperson
Cllr. Z. J. Nkosi

Cllr. N. Magagula



Cllr. P. Sibeko



Cllr. L. Mndebele



Cllr. V. Mazibuko



Cllr. H. Swart



Cllr. T. Motha



Cllr. Z. Breydenbach



Cllr. J. Blignaut



Cllr. M. Yende



"Holding the Executive Accountable for the use of Public purse"

CHAPTER 4 - DISCUSSION

Legislative Mandate and prescripts

Each municipality and each municipal entity must prepare an annual report for each financial year in accordance with the Municipal Systems Act (MSA) (Section 46) and the Municipal Finance Management Act (MFMA) (Section 121). In addition, Circulars 11 and 63, issued by National Treasury (NT), and the Annual Report Customized Template and Guidelines provided by the Provincial Department of Local Government and Traditional Affairs provide guidance to municipalities on compilation and compliance with the above legislation.

A municipal annual report includes the following key elements:

- *Annual performance report*, evaluating the year's performance against the performance objectives established in the IDP, Budget and Service Delivery and Budget Implementation Plans (SDBIPs);
- *Annual financial statements (AFS), Auditor-General's (AG) Audit Report on the AFS and management's responses* to address the AG's audit findings;
- *Other disclosures*, as required by the MFMA in Sections 121, 123, 124 and 125 (e.g. Councillor and top management compensation, grants, bank accounts and investment information).

The MFMA directs the annual report to be completed and tabled in Council by no later than seven months after the financial year ended which is June 30th. Council is expected then to consider the annual report and adopt an oversight report containing a statement that Council:

- (d) has approved the annual report with or without reservations;
- (e) has rejected the annual report or

(f) has referred the annual report back for revision of those components that can be revised.

within 60 days after the executive Mayor has tabled the annual report.

The MFMA (Section 129 (1)) and National Treasury's (NT) Circular 32 direct and guide the oversight process and the preparation of the oversight report. Circular 32 recommends that Council establish an Oversight Committee which in this case Council established MPAC to among other responsibilities prepare an oversight report, in order that all Councillors be provided with a more detailed and comprehensive analysis of the Annual Report.

A methodology and schedule as contained in the background never materialized and the following transpired:

- (a) The Audit Committee could not be met because at the time the meeting had had, the Audit Committee have not dealt with the annual report therefore it would have not assisted MPAC in its oversight.
- (b) Some department denied to have received the documentation and/or the content of the meeting despite all necessary documents and reminders sent to them and their offices. It be noted that only Technical Services but presented one component of the department and Corporate Services attended and presented according to expectations. Attached herein as **Annexure "B" and "C"** are the reminders for all required to prepare.

During the sitting of the MPAC held on March 17, 2020 resolved to convene the Executive and Administration in one roof on March 19, 2020 and deal with the entire Annual Report once and for all. This approach was minimize time and ensure that the oversight is completed within the prescribed period. Attached herein as **Annexure "D"** is the invitation to the Executive

This decision was guided by the terms of reference approved by Council which states:

Under Section 1: Purpose of delegation

- 1.1. *To ensure that Council complies with the provision of Section 79 (2) of the Municipal Structures Act, Act No 117 of 1998*
- 1.2. *To ensure that MPAC operates within the prescribed terms of reference as approved by Council in terms of Section 79 (2) of the Municipal Structures Act, Act No 117 of 1998.*
- 1.3. *To ensure that any other person(s) required co-operating when MPAC conducts its oversight work as mandated by Council does so without prejudice.*

Under Section 2:

MSUKALIGWA MUNICIPAL PUBLIC ACCOUNT COMMITTEE PROGRAMME FEBRUARY TO MARCH 2020**BACKGROUND**

Section 79 of the Municipal Structures Act provides for Committees of Council reporting directly to Council in accordance with the Terms of Reference developed by and adopted Council. Such Committees because of their direct reporting lines to full Council are best suited to conduct oversight in the Municipality not only in terms of the Oversight Report but general oversight over both administrative and executive arms of the Municipality.

The Msukaligwa Municipal Public Account Committee is one of the Section 79 Committees established by Council to specific tasks in terms the proposed Terms and Reference as well as relevant and applicable legislations. The tasks listed below here will form the basis of the Terms of Reference for the Committee and shall inform the Work-Plan of the Committee:

Activity	Date	Time	Responsibility	Stakeholder to be invited
Deliberation and discussions on the responses provided by the Executive on the Supply Chain Management MFMA Compliance Monitoring for July 2019 and unaccounted monies funded by the National Lottery Commission (NLC) to Msukaligwa Local Municipality.	26 February 2020	09H00	Chairperson	<ul style="list-style-type: none"> o Municipal Public Account Committee o Executive.
Deliberations on the draft Annual Report for 2018/2019 Financial Year	26 February 2020	09H00	Chairperson	<ul style="list-style-type: none"> o Municipal Public Accounts Committee
Ordinary MPAC meeting: <ul style="list-style-type: none"> ➤ Adoption of an oversight report on the Supply Chain Management MFMA Compliance Monitoring for July 2019 and unaccounted monies funded by the National Lottery Commission (NLC) to Msukaligwa Local Municipality. ➤ Disciplinary Board ➤ Adoption of the workplan to conduct an oversight into the draft Annual report for 2018/2019 Financial Year 	26 February 2020		Chairperson	<ul style="list-style-type: none"> o Committee members o Disciplinary Board

Meeting between the Internal Audit Unit and Audit Committee and Municipal Public Account Committee	04 March 2020	09H00	Chairperson Municipal Manager	<ul style="list-style-type: none"> ○ Municipal Public Account Committee ○ Internal Audit Unit ○ Audit Committee (External)
Consultation with the Finance Department on the Draft Annual Report 2018/2019 Financial Year.	04 March 2020	09H00	Chairperson Municipal Manager	<ul style="list-style-type: none"> ○ Municipal Public Account Committee ○ MMC ○ Administration
Consultation with the IDP and PMS on the Draft Annual Report. 2018/2019 Financial Year	04 March 2020	12H00	Chairperson Municipal Manager	<ul style="list-style-type: none"> ○ Municipal Public Account Committee ○ Administration
Consultation with the Technical Services Department on the Draft Annual Report. 2018/2019 Financial Year	11 March 2020	09H00	Chairperson Municipal Manager	<ul style="list-style-type: none"> ○ Municipal Public Account Committee ○ MMC ○ Section 80 Committee members ○ Administration
Consultation with the Technical Services Department on the Draft Annual Report. 2018/2019 Financial Year	13 March 2020	09H00	Chairperson Municipal Manager	<ul style="list-style-type: none"> ○ Municipal Public Account Committee ○ MMC ○ Section 80 Committee members ○ Administration
Consultation with the Corporate Services on the Draft Annual Report. 2018/2019 Financial Year	13 March 2020	12H00	Chairperson Municipal Manager	<ul style="list-style-type: none"> ○ Municipal Public Account Committee ○ MMC ○ Section 80 Committee members ○ Administration
Consultation with the PED on the Draft Annual Report. 2018/2019 Financial Year	17 March 2020	09H00	Chairperson Municipal Manager	<ul style="list-style-type: none"> ○ Municipal Public Account Committee ○ MMC ○ Section 80 Committee members ○ Administration
Consultation with the Community and Social Services on the Draft Annual Report. 2018/2019 Financial Year	17 March 2020	11H00	Chairperson Municipal Manager	<ul style="list-style-type: none"> ○ Municipal Public Account Committee ○ MMC ○ Section 80 Committee members ○ Administration

Consultation with the Executive Mayor on the Draft Annual Report, 2018/2019 Financial Year	19 March 2020	09H00	Chairperson Municipal Manager	<ul style="list-style-type: none"> ○ Municipal Public Account Committee ○ Executive Mayor ○ Municipal Manager
Consultation with the Office of the Speaker on the Draft Annual Report, 2018/2019 Financial Year	19 March 2020	14H00	Chairperson	<ul style="list-style-type: none"> ○ Municipal Public Account Committee ○ Office of the Speaker
Consideration of submissions from the public on the Draft Annual Report and preparation of an Oversight Report for Tabling to Council	24 March 2020	09H00	Chairperson	<ul style="list-style-type: none"> ○ Municipal Public Account Committee
Tabling of Oversight Report to Council in terms of relevant and applicable legislations.	26 March 2020	14H00	Council	<ul style="list-style-type: none"> ○ Council
The Committee will from time to time meet to process any matter/item referred to it by Council.				
The following are some of the day to day activities that will be undertaken by the Municipal Public Account Committee				
<u>Oversight Report on the Annual Report</u>				
<ul style="list-style-type: none"> ○ Consolidate Public comments on the Annual Report ○ Consider written community representations on the Annual Report ○ Compile Draft MPAC Oversight Report on Annual Report. ○ Present to Council the 2018/19 Municipal Public Account Committee Oversight Report on the Annual Report to Council as stated above. ○ Ensure that the Annual Report is published and sent to Provincial Treasury in terms of the relevant and applicable legislations. 				

CONCLUSION

The effectiveness and efficiency of the Municipal Public Account Committee will depend largely on its capacity to process all matter referred to it by Council. In terms of the proposed Terms of Reference, this Committee shall have the authority to perform other activities delegated to it by specific pieces of legislation.

Makhubedu, Lebogang Andries

From: Makhubedu, Lebogang Andries
Sent: Monday, March 16, 2020 3:52 PM
To: Makhubedu, Lebogang Andries; 'mndebelelungaa@gmail.com'; 'zelandra@megaweb.co.za'; 'mothatc6@gmail.com'; 'mavusane12@gmail.com'; 'zodwankosi20@outlook.com'; 'prettysibeko75@gmail.com'; 'hessym@gmail.com'; 'hswart2906@gmail.com'; 'blikkies8@vodamail.co.za'; 'hfswart@mweb.co.za'; 'yendemthunzi@gmail.com'; 'madlalathulani13@gmail.com'
Cc: Mabuza, Prometheus Swelindawo; Mavimbela, Africa Nkululeko; Hlatshwayo, Hlengiwe Rose; Sibeko, Bonginkosi Collen; Zulu, Mduduzi Goodwill; Lukhele, Nomusa Gloria; Shabangu, Siphesihle Precious; Thulare, Knowledge Jerry; Sokhulu, Thobeka Thandeka; 'prometheus.mabuza@gmail.com'; Mdluli, Sipiwe Patricia; Manana, Sithembiso Harriet; Stander, Emmerentia Magadalena; Ngubeni, Nqobile Prudence
Subject: RE: MPAC SESSIONS WITH THE DEPARTMENTS

Good Afternoon Honourable Councillors, Executive and Top Managers

This serves to remind all MPAC members, MMCs and Departmental directorates that in terms of the schedule, on March 17, 2020 MPAC will be meeting PED Department at 09:00 in the Council Chamber and Community and Social Services at 11:00 in the Council Chamber as well. MMCs are expected to take the MPAC through portions of their department's report in the Annual Report 2018/2019 financial year and action taken in the implementation of the AG findings preferably the management letters in which 12 copies will be required for distribution and easy reference to MPAC members.

Yours in Good Governance



L.A. Makhubedu
 Corporate Services Department
 Msukaligwa Local Municipality

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	E-Mail:	lamakhubedu@msukaligwa.gov.za
	WWW:	www.msukaligwa.gov.za

From: Makhubedu, Lebogang Andries
Sent: Wednesday, March 11, 2020 2:54 PM
To: Makhubedu, Lebogang Andries; 'mndebelelungaa@gmail.com'; 'zelandra@megaweb.co.za'; 'mothatc6@gmail.com'; 'mavusane12@gmail.com'; 'zodwankosi20@outlook.com'; 'prettysibeko75@gmail.com'; 'hessym@gmail.com'; 'hswart2906@gmail.com'; 'blikkies8@vodamail.co.za'; 'hfswart@mweb.co.za'; 'yendemthunzi@gmail.com'; 'madlalathulani13@gmail.com'
Cc: Mabuza, Prometheus Swelindawo; Mavimbela, Africa Nkululeko; Hlatshwayo, Hlengiwe Rose; Sibeko, Bonginkosi Collen; Zulu, Mduduzi Goodwill; Lukhele, Nomusa Gloria; Shabangu, Siphesihle Precious; Thulare, Knowledge Jerry; Sokhulu, Thobeka Thandeka; 'prometheus.mabuza@gmail.com'
Subject: RE: MPAC SESSIONS WITH THE DEPARTMENTS

Good Morning Honourable Councillors, Directors AND Directors

Enclosed is the internal memo relating to the next sitting of MPAC from the Acting MPAC Chairperson.

Yours in Good Governance



L.A. Makhubedu
Corporate Services Department
Msukaligwa Local Municipality

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	E-Mail:	lamakhubedu@msukaligwa.gov.za
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From: Makhubedu, Lebogang Andries

Sent: Monday, March 09, 2020 9:02 AM

To: Makhubedu, Lebogang Andries; 'mndebelelungaa@gmail.com'; 'zelandra@megaweb.co.za'; 'mothatc6@gmail.com'; 'mavusane12@gmail.com'; 'zodwankosi20@outlook.com'; 'prettysibeko75@gmail.com'; 'hessym@gmail.com'; 'hswart2906@gmail.com'; 'blikkies8@vodamail.co.za'; 'hfswart@mweb.co.za'; 'yendemthunzi@gmail.com'; 'madlalathulani13@gmail.com'; Zwane, Rosemary Dudu; Zwane, Bongani Pius; Stander, Emmerentia Magadalena; Swart, Antoinet Isabel; Mdluli, Siphiwe Patricia; Sengwayo, Thembi; Ngubeni, Nqobile Prudence; Manana, Sithembiso Harriet; Cllr Bal, Juliette Adileen; Cllr Bongwe, Sipho Joseph; Cllr Mnisi, Tunu Agnes; Cllr Msezane, Elizabeth Cynthia

Cc: Mabuza, Prometheus Swelindawo; Mavimbela, Africa Nkululeko; Hlatshwayo, Hlengiwe Rose; Sibeko, Bonginkosi Collen; Zulu, Mduduzi Goodwill; Lukhele, Nomusa Gloria; Shabangu, Siphesihle Precious; Thulare, Knowledge Jerry; Sokhulu, Thobeka Thandeka

Subject: RE: WORKPLAN FOR MPAC FEBRUARY TO MARCH 2020.docx

Good Morning Honourable Councillors and Directors

On behalf of the Chairperson, this email serves to remind all members that in terms of the schedule there are two sessions this week where MPAC will be meeting **Technical Services Department on March 11, 2020 and Corporate Services Department on March 13, 2020**. The Chairperson hereby appeals that both S80 portfolios and departmental directorates must avail themselves on the dates reserved for them in ensuring that the oversight is completed within the prescribed timeframe.

Yours in Good Governance



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Makhubedu, Lebogang Andries

From: Makhubedu, Lebogang Andries
Sent: Monday, March 09, 2020 10:25 AM
To: 'smnakin@msukaligwa.gov.za'
Cc: Mabuza, Prometheus Swelindawo
Subject: FW: WORKPLAN FOR MPAC FEBRUARY TO MARCH 2020.docx
Attachments: WORKPLAN FOR MPAC FEBRUARY TO MARCH 2020.docx

Good Morning Honourable Councillors and Directors

On behalf of the Chairperson, this email serves to remind all members that in terms of the schedule there are two sessions this week where MPAC will be meeting **Technical Services Department on March 11, 2020 and Corporate Services Department on March 13, 2020**. The Chairperson hereby appeals that both S80 portfolios and departmental directorates must avail themselves on the dates reserved for them in ensuring that the oversight is completed within the prescribed timeframe.

Yours in Good Governance



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 Corporate Services Department
 Msukaligwa Local Municipality

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From: Makhubedu, Lebogang Andries
Sent: Monday, March 02, 2020 2:57 PM
To: 'mndebelelungaa@gmail.com'; 'zelandra@megaweb.co.za'; 'mothatc6@gmail.com'; 'mavusane12@gmail.com'; 'zodwankosi20@outlook.com'; 'prettysibeko75@gmail.com'; 'hessym@gmail.com'; 'hswart2906@gmail.com'; 'blikkies8@vodamail.co.za'; 'hfswart@mweb.co.za'; 'yendemthunzi@gmail.com'; 'madlalathulani13@gmail.com'; Zwane, Rosemary Dudu; Zwane, Bongani Pius; Stander, Emmerentia Magdalena; Swart, Antoinet Isabel; Mdluli, Sipiwe Patricia; Sengwayo, Thembi; Ngubeni, Nqobile Prudence; Manana, Sithembiso Harriet; Cllr Bal, Juliette Adileen; Cllr Bongwe, Sipho Joseph; Cllr Mnisi, Tunu Agnes; Cllr Msezane, Elizabeth Cynthia
Cc: Mabuza, Prometheus Swelindawo; Mavimbela, Africa Nkululeko; Hlatshwayo, Hlengiwe Rose; Sibeko, Bonginkosi Collen; Zulu, Mduduzi Goodwill; Lukhele, Nomusa Gloria; Shabangu, Siphesihle Precious
Subject: WORKPLAN FOR MPAC FEBRUARY TO MARCH 2020.docx

Good Day Honourable Councillors and Directors

1. The above subject refer
2. WHEREAS, the Section 79 oversight reports were not tabled in the previous Council meeting due to the volume of items which Council was dealing with, the reports were deferred and will officially be tabled at the next Council meeting. However the Honourable Speaker in her statement of communication appealed that Section

79 Committee must continue with their planned meetings in particular MPAC to complete its oversight report into the Annual Report 2018/2019 financial year.

3. It is for this reason that the MPAC Chairperson is delighted to forwarding the workplan containing schedule meetings with various departments to all concerned.
4. Accordingly, each directorate and respective MMC must carefully look at the schedule to see which date is scheduled for them to appear before the MPAC to discuss portions of the Draft Annual Report 2018/2019 which relates to that directorate and be ready to take MPAC through their report.
5. It is against this background that the Executive Mayor is requested to ensure availability of the respective MMC and that the Municipal Manager to ensure availability of the directorates.
6. MPAC oversight report is due at the end of March 2020, therefore it would be expected that this process will be guided by a very tight schedule and corporation will indeed be expected from stakeholders as well.

Yours in Good Governance



L.A. Makhubedu
Corporate Services Department
Msukaliqwa Local Municipality

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Makhubedu, Lebogang Andries

From: Mahlaule, Ntombizinhle Cathrine Carol
Sent: Tuesday, March 17, 2020 3:23 PM
To: mkhaliphibuti@gmail.com; mapulanenkosi@gmail.com; pmashiane16@gmail.com; mothatc6@gmail.com; juliabal1982@gmail.com; sipho.bongwe@gmail.com; tunuagneas@gmail.com; msezanecynthia@gmail.com; Majola, Gladness Jabu; Maahe, Desmond; Mabuza, Prometheus Swelindawo; Ntekele, Forget Risimati; Sibeko, Bonginkosi Collen; Zulu, Mduduzi Goodwill; Stander, Emmerentia Magadalena; Swart, Antoinet Isabel; Zwane, Rosemary Dudu; Mdiuli, Siphwe Patricia; Nakin, Sanele Memory; Lukhele, Nomusa Gloria; Ngubeni, Nqobile Prudence; Makhubedu, Lebogang Andries; nomusalukhele@gmail.com; ngongubeni01@gmail.com; mshibe.m@gmail.com; mabuza.prometheus@gmail.com
Cc: mgzulu073@gmail.com; cbsibeko@gmail.com; leemakhubedu0@gmail.com
Subject: Invitation to attend MPAC Oversight Proceedings into the draft annual report 2018-2019 financial year
Attachments: doc03473820200317163501.pdf

MSUKALIGWA LOCAL MUNICIPALITY



INTERNAL OFFICE MEMO

Distribution List

To: [Department] 1. The Executive Mayor: Cllr. B.J. Mkhaliphi
From: [Department] 2. Section 79: Municipal Public Accounts Committee

Memo

Memo Date: 17 March 2020
Memo From: Committee Chairperson: Cllr T.C. Motha (Acting Chairperson)
Due Date: March 19, 2020

MSUKALIGWA MUNICIPALITY
P.O. BOX 48 ERMELO
2020 -03- 17
CORPORATE SERVICES
RECORDS

SUBJECT: INVITATION TO ATTEND MPAC OVERSIGHT PROCEEDINGS INTO THE DRAFT ANNUAL REPORT 2018/2019
FINANCIAL YEAR (MUNICIPAL PUBLIC ACCOUNTS COMMITTEE)

Your worship the Executive Mayor, Cllr B.J. Mkhaliphi

1. The Above matter Refers:
2. Council at its ordinary sitting held in January 30, 2020 under the report on the draft Annual Report 2018/2019 financial year, referred the draft to MPAC for oversight and report back to Council. Section 129 of the Municipal Finance Management Act, Act No. 53 of 2003 requires that the oversight be concluded within two months after the Annual Report has been tabled to Council.
3. MPAC has since developed the schedule on how oversight proceedings will take place, it is with great dismay that to date some sessions did not materialize and others partially materialized. The Executive will now realize that MPAC is left with only 8 days to complete its oversight and table a report to Council on March 26, 2020.
4. It is against this background that MPAC has resolved to convene the Executive and Administration in one roof and deal with the entire Annual Report once and for all. This approach will minimize time and ensure that the oversight is completed within the prescribed period.
5. The Executive Mayor and MMCs accompanied by the Municipal Manager and respecting Directors are hereby invited to a meeting to be held on March 19, 2020 in the Council Chamber at 9:00 as per the schedule in which overall oversight will be conducted. Should this meeting fail for whatever reason, MPAC will not hesitate report to Council as such.

Yours in good governance

Cllr. T.C. Motha
OBO. Committee Chairperson

3/17/2020 12:25 PM

17. 03. 2020
Date

Confidential [Internal use only]

Page 1 of 4

MSUKALIGWA LOCAL MUNICIPALITY



Report on the Audit Action plan



3. TOTAL NUMBER OF FINDINGS

The municipality obtained an Adverse audit opinion for 2018/2019 financial year.

In the 2018/2019 financial year the municipality had a total number of **230** findings as per the Management letter. In re-working the action plan it was management has come to a total of **185**, excluding the resolved and duplicated findings.



4.FINDINGS PER SECTION

• FINANCE DEPARTMENT	:117
• Assets Management	:10
• Supply Chain Management	:39
• Expenditure	:20
• Revenue & Credit Control	:23
• AFS(Budget and Treasury)	:25
• CORPORATE DEPARTMENT	:18
• OFFICE OF THE MM	:10
• TECHNICAL SERVICES	:18
• COMMUNITY SERVICES	:13
• PED	:09



4.1.FINANCE SECTION total number of audit findings is 117

☐ Findings addressed : 14

☐ Findings in Progress: 22

☐ Findings Not Addressed: 81

DUE DATES	Total findings Due	Addressed	Not Addressed	In Progress	Partially Addressed-Not yet due
Second Quarter	3	0	2	1	0
Third Quarter	78	14	47	17	0
Fourth Quarter	36	3	29	4	



4.2 OFFICE OF THE MM total number of audit findings is 10

☐ Findings addressed: 10

☐ Findings partially addressed: 00

☐ Findings not addressed:0

Due Dates	Total findings Due	Addressed	Not addressed -Over-due	Not Yet Due	Partially Addressed-Over Due	Partially Addressed – Not yet due
First Quarter	5	5	0	0	0	0
Second Quarter	1	1	0	0	0	0
Third Quarter	4	4	0	0	0	0



4.3. CORPORATE SERVICES total findings 18

- ☐ Findings addressed: 03
- ☐ Findings not addressed: 05
- ☐ Findings in progress: 10

Due Dates	TOTAL FINDINGS DUE	Addressed	In Progress	Not Addressed
First Quarter	1	1	0	0
Second Quarter	0	0	0	0
Third Quarter	17	02	10	05



4.4. TECHNICAL SERVICES number of audit findings is 18

☐ Findings addressed: 16

☐ Findings not addressed: 02

Due Dates	Total findings due	Addressed	Not Addressed
Second Quarter	12	11	1
Third Quarter	5	5	0
Fourth Quarter	1	0	1



4.5 COMMUNITY SERVICES number of audit findings is 13

☐ Findings addressed: 06

☐ Findings in Progress : 06

☐ Not addressed: 01

Due Dates	Total findings due	Addressed	In Progress	Not Addressed
Second Quarter	10	6	03	01
Third Quarter	03	00	03	0



4.6. PLANNING AND ECONOMIC DEVELOPMENT number of audit findings is 09

☐ Findings addressed: 06

☐ Findings not addressed: 03

Due Dates	Total findings due	Addressed	Not Addressed Over-due
Second Quarter	06	06	0
Third Quarter	03	00	03





Msukaligwa Local Municipality

ANNUAL PERFORMANCE OVERVIEW –

2018/2019

18 March 2020



Annual Performance Report

- The 2018/19 Annual report was presented together First Daft Annual Report to the AG in August 2019.
- During September to November 2019, the APR was Audited.
- On Performance matters, the municipality received Qualified Audit Opinion.
- On performance management 8 findings were raised and all the were addressed.
- As part of addressing the issues, the SDBIP was revised.
- Below is summary of performance per Department



Annual Organizational Performance

Key Performance Area	% Performance
Municipal Transformation Organizational Development	86%
Basic Services Delivery	84%
Local Economic Development	66%
Financial Viability and Management	78%
Good Governance and Public Participation	79%
Cross Cutting Issues/Spatial Planning and Rationale	100%
Average	82%



Performance Per Department

Department	% Performance
Corporate Services	86%
Technical Services	79%
Community and Social Services	89%
Planning and Economic Development	89%
Finance	78%
Office of the Municipal Manager	79%
Average	83%



Summary of Performance Indicators

KPA	Key Performance Indicators			Reasons for Under-Performance
	Planned	Achieved	Not Achieved	
Basic Service Delivery	53	27	26	<ul style="list-style-type: none"> • Electrification project discontinued due delays in construction of houses. • Late appointment of services providers delayed completions of projects. • Unavailability of reliable working vehicles and material. • Some indicators are demand based hence the under-performance. • Limited funds. • Poor performance on fire services due to distance between Ermelo and other units of the municipality



Summary of Performance Indicators

KPA	Key Performance Indicators			Reasons for Under-Performance
	Planned	Achieved	Not Achieved	
Financial Viability	21	10	11	<ul style="list-style-type: none"> • Late appointment of contractors/ service providers (MIG expenditure). • Inability to fully implement the revenue enhancement strategy. • Staff shortage • Cash flow challenges



Summary of Performance Indicators

KPA	Key Performance Indicators			Reasons for Under-Performance
	Planned	Achieved	Not Achieved	
Municipal Transformation & Institutional Development	23	12	11	<ul style="list-style-type: none"> • Lack of capacity and funds to develop some strategies. • Inadequate adherence committees sitting schedules. • Shortage of staff. • Difficulties in recruiting suitably qualified candidates for senior management positions. • Lack of Plan of Action and Policy directive



Summary of Performance Indicators

KPA	Key Performance Indicators			Reasons for Under-Performance
	Planned	Achieved	Not Achieved	
Good Governance & Public Participation	17	11	06	<ul style="list-style-type: none"> Postponement and cancellation of public meetings due to community issues and clashing of activities. Performance evaluations that were not conducted. Shortage of staff to perform some duties.
Spatial Rationale & Local Economic Development	09	08	01	<ul style="list-style-type: none"> Calling off of meeting for the establishment of LED forum due disruption by members of the community.
TOTAL	123	68	55	

Thank you

Siyabonga

Dankie

Enkosi

Re a Leboga

Siyathokoza

Ro Livhuwa

Ha Khensa





MSUKALIGWA LOCAL MUNICIPALITY



INTERNAL OFFICE MEMO

Distribution List

To: [Department] 1. The Executive Mayor: Cllr. B.J. Mkhaliphi
 From: [Department] 2. Section 79: Municipal Public Accounts Committee

Memo

Memo Date: 20 March 2020
 Memo From: Committee Chairperson: Cllr T.C. Motha (Acting Chairperson)
 Due Date: March 23, 2020

SUBJECT: REQUESTS FOR INFORMATION TO ASSIST MPAC IN THE OVERSIGHT PROCEEDINGS AND PREPARATION OF A REPORT TO COUNCIL IN THE DRAFT ANNUAL REPORT 2018/2019 FINANCIAL YEAR

Your worship the Executive Mayor, Cllr B.J. Mkhaliphi

1. The Above matter Refers:
2. MPAC would like to take this opportunity and thank the Executive Mayor, MMCs and administration for honoring the invitation to attend its meeting on March 19, 2020. Although the proceedings starts at a very weak point or footing, but finally the engagements has yielded positive and remarkable results.
3. As alluded in our previous correspondence MPAC is left with only few days to conclude its work and report back to Council, therefore for the Committee to do so it needs to close all the gaps which have been identified including issues which have not been properly addressed. The Executive is humbly requested to provide responses and/or information in respect to the following matters:
 - 3.1. **Annual Report 2018/2019 Financial Year**
 - 3.1.1. The report indicates that statistics derives from the Stats South Africa and where data could not be derived from it, other sources had been used. Which are those sources in particular on households in poverty data?
 - 3.1.2. For which year was SERO report used and whether or not was it the latest report?
 - 3.1.3. The perceived 23.38% of employee cost versus the vacancy rate, does the 23% correlates with the current vacancy rate considering myriad of complaints for various portfolio committee regarding the shortage of staff which impact negatively in attaining the desired outcomes?
 - 3.1.4. Pg.15. What impacted the training of Councillors? Provide details in this regard.
 - 3.1.5. Please provide an approved Employment Equity Plan for 2018/2019 financial year.
 - 3.1.6. All employees were employed and signed employment contracts to perform certain or specific duties and responsibilities. What actually prevented the municipality in implementing IPMS considering the state of affairs in the municipality and that individual employee was appointed on specific outcomes?

- 3.1.7. Please explain page 17 and indicate whether it has been complied with. If not why?
- 3.1.8. Pg 22. On the risk management, why the Executive did not have systems to actively identify and monitor the risks that might have affected the municipality?
- 3.1.9. Why publications were not done in compliance to the prescripts particularly where the report indicates No?
- 3.1.10. How accurate is the information on the municipal website and how often is updated.
- 3.1.11. Pg 24 under 3.1 what does the first statement under achievements mean?
- 3.1.12. T.3.1.2 Please provide information on the blank columns and rows.
- 3.1.13. T3.2.1 Why Breyten Ext 5 project was in completed?
- 3.1.14. T.3.3.1 Was the MV line in Ext 7 completed within the prescribed period?
- 3.1.15. T.3.1 to 3 had issues with A.G. where he could not find reliable proof of evidence of the work done, what can be advanced to pursue MPAC acceptance of the performance as true reflection.
- 3.1.16. T3.5.1: How much land was identified for this purpose?
- 3.1.17. Why 2019/20 figures are part of the report in certain instances?
- 3.1.18. Pg 32 under free basic water: Are indigent households form part of the overall collection rate?
- 3.1.19. Pg.32 under 3.8 the AG could not find reliable evince, why it should be accepted?
- 3.1.20. Under 3.11 LED is not yet established due to interruptions, what was the plan during the financial year under review finally establish the forum?
- 3.1.21. T.3.11.5. Why there were no initiatives in this regard?
- 3.1.22. Provide information on Community Workers program for 2018/2019.
- 3.1.23. Provide information of the blank spaces under T3.11.7.
- 3.1.24. Who are the 11 Chairpersons of Section 79 appointed by Council under 3.26 and provide names for both Section 79 and 80 chairpersons.
- 3.1.25. T4.0.1. the total number of positions approved by Council is incorrect. The stats reduce the vacancy rate crisis quite significantly.
- 3.1.26. Please rework item 4.1 and provide balancing figures.
- 3.1.27. Please provide POE on the implementation of Scarce Skills, Disciplinary Code and a proof of HR plan, strategy and delegation.
- 3.1.28. On policies, Kindly specify whether it's a policy or strategy.
- 3.1.29. Under 4.3 please provide information or data where there are blank spaces.
- 3.1.30. Please include data on estimated costs.
- 3.1.31. Define the Occupational levels as to who is the report referring to.
- 3.1.32. Why No disciplinary cases of financial misconduct were not taken taking into account the AG report and the previous financial years as well?
- 3.1.33. Why Councillors are reported under MM and Section56 and what informs S57.
- 3.1.34. What is the difference between the associated professional and professional?
- 3.1.35. Provide information of blank spaces.
- 3.1.36. Specify those ad-hoc trainings and how many has benefited?
- 3.1.37. Please explain T4.5.5
- 3.1.38. Regarding the AG's findings on UIFW, how is implicated, are these UIFW as the result of disregard of SOP or no procedure at all and what has been done as part of consequence management.

4. MPAC understands that March is a very difficult month the Executive Mayor where he is expected to present lot of reports to Council in terms of the law however it will be noted that this is one of the most critical reports to be presented not later than the end of this month. The Executive is hereby requested to prepare answers by no later than March 23, 2020 close of business for MPAC to conclude its draft for adoption.

Yours in good governance



Cllr. T.C. Motha
OBO. Committee Chairperson

20/03/2020
Date



INTERNAL OFFICE MEMO

Distribution List

To: [Department] 1. The Executive Mayor: Cllr. B.J. Mkhaliphi
From: [Department] 2. Section 79: Municipal Public Accounts Committee

Memo

Memo Date: 24 March 2020
Memo From: Committee Chairperson: Cllr T.C. Motha (Acting Chairperson)
Due Date: March 23, 2020

SUBJECT: REQUESTS FOR INFORMATION TO ASSIST MPAC IN THE OVERSIGHT PROCEEDINGS AND PREPARATION OF A REPORT TO COUNCIL IN THE DRAFT ANNUAL REPORT 2018/2019 FINANCIAL YEAR

Your worship the Executive Mayor, Cllr B.J. Mkhaliphi

1. The Above matter Refers:
2. MPAC would like to take this opportunity and thank the Executive Mayor, MMCs and administration for honoring the invitation to attend its meeting on March 19, 2020. Although the proceedings starts at a very weak point or footing, but finally the engagements has yielded positive and remarkable results.
3. As alluded in our previous correspondence MPAC is left with only few days to conclude its work and report back to Council, therefore for the Committee to do so it needs to close all the gaps which have been identified including issues which have not been properly addressed. The Executive is humbly requested to provide responses and/or information in respect to the following matters:

3.1. Annual Report 2018/2019 Financial Year

- 3.1.1. The report indicates that statistics derives from the Stats South Africa and where data could not be derived from it, other sources had been used. Which are those sources in particular on household in poverty data?
 - **Statistics South Africa (2016 Census) is the only credible source of information to determine the accuracy and credibility of the information on household poverty levels in which additional information can be solicited from the National Treasury.**
- 3.1.2. For which year was SERO report used and whether or not was it the latest report?
 - **The SERO report was consolidated through Census 2016 of STATS SA and National Treasury in the greatest of details.**
- 3.1.3. The perceived 23.38% of employee cost versus the vacancy rate, does the 23% correlates with the current vacancy rate considering myriad of complaints for various portfolio committee regarding the shortage of staff which impact negatively in attaining the desired outcomes?

- It is noted with caution that the figures for the staff compliment and staff establishment involving the perceived 23.38% do not tally in relation to the employee costs versus the vacancy rate in which the reprioritization of the service delivery oriented positions will reduce a myriad of complaints from various portfolio committees regarding the shortage of staff which impact negatively in attaining the desired outcomes.
- 3.1.4. Pg. 15. What impacted/informed the training of Councilors? Provide details in this regard.
- The training of the elected members was informed and inspired by the identification of the training needs through the guidance of the Office of the Speaker in line with the effective implementation of the Work Skills Plan (WSP) and Annual Training Programme (ATP).
- 3.1.5. Please provide an approved Employment Equity Plan for 2018/2019 financial year.
- The Municipality did not have the Employment Equity Plan in the 2018/2019 Financial Year however the plan has since been approved by Council to reflect the employment equity targets from the non-designated and designated groups in compliance with the principles of good governance.
- 3.1.6. All employees were employed and signed employment contracts to perform certain or specific duties and responsibilities. What actually prevented the municipality in implementing IPMS considering the state of affairs in the municipality and that individual employee was appointed on specific outcomes?
- The cascading of the Performance Management System at all occupational levels was hindered by budgetary constraints in view of the current financial position of the municipality.
 - The effective implementation has far-reaching financial implications in the form of Performance Appraisals, Promotions, Recognition and Rewards.
 - The Performance Management System shall be cascaded in phase in the passage of time depending on the implementation of the Financial Recovery Plan
- 3.1.7. Please explain page 17 and indicate whether it has been complied with. If not why?
- 3.1.8. Pg 22. On the risk management, why the Executive did not have systems to actively identify and monitor the risks that might have affected the municipality?
- 3.1.9. Why publications were not done in compliance to the prescripts particularly where the report indicates No?
- 3.1.10. How accurate is the information on the municipal website and how often is updated.
- The accuracy, authenticity and credibility of the information is quality assured by the Communication Section as the information provider in the municipal website update and the information is constantly updated when the need arises depending on the availability of the information from various municipal departments in which municipal website becomes a melting pot of information dissemination for public consideration.
- 3.1.11. Pg 24 under 3.1 what does the first statement under achievements mean?
- 3.1.12. T.3.1.2 Please provide information on the blank columns and rows.
- 3.1.13. T3.2.1 Why Breyten Ext 5 project was in completed?
- 3.1.14. T.3.3.1 Was the MV line in Ext 7 completed within the prescribed period?
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- 3.1.16. T3.5.1. How much land was identified for this purpose?
- 3.1.17. Why 2019/20 figures are part of the report in certain instances?

- 3.1.18. Pg 32 under free basic water: Are indigent households form part of the overall collection rate?
- 3.1.19. Pg.32 under 3.8 the AG could not find reliable evince, why it should be accepted?
- 3.1.20. Under 3.11 LED is not yet established due to interruptions, what was the plan during the financial year under review finally establish the forum?
- 3.1.21. T.3.11.5. Why there were no initiatives in this regard?
- 3.1.22. Provide information on Community Workers program for 2018/2019.
- 3.1.23. Provide information of the blank spaces under T3.11.7.
- 3.1.24. Who are the 11 Chairpersons of Section 79 appointed by Council under 3.26 and provide names for both Section 79 and 80 chairpersons.

Council has 08 Section 79 Committees and appointed Chairpersons

There's Executive Mayoral Committee comprising of Executive Committee which are leading different Portfolio Committees:

1. MMC for Corporate Services-Cllr.J.Bal
2. MMC for Technical Services-Cllr.E.C.Msezane
3. MMC for Planning and Economic Development-Cllr.J.S.Bongwe
4. MMC for Community and Social Services-Cllr.T.A.Mnisi
5. Finance Committee chaired by the Executive Mayor

Council has appointed 08 Section 79 Committees with Chairpersons.

1. Corporate Services-Cllr.L.Mndebele
2. Technical Services-Cllr.T.C.Motha
1. Planning and Economic Development- Cllr.T.C.Motha
2. Community and Social Services-Cllr.P.T.Sibeko
3. Finance Committee-Cllr.N.Magagula
4. Local Geographic Names Committee-Cllr.T.Madlala
5. Municipal Public Accounts Committee-Cllr.Z.J.Nkosi
6. By-Laws and Policies -Cllr.D.Litau

- 3.1.25. T4.0.1. the total number of positions approved by Council is incorrect. The stats reduce the vacancy rate crisis quite significantly.

4. Employees					
Description	2017/2018	2018/2019			
	Employees No.	Approved Posts No.	Employees No.	Vacant Variance %	Filled Variance %
Water	33	143	35	62%	38%
Waste Water (Sanitation)	30	130	31	57%	43%
Electricity	26	115	28	46%	54%
Waste Management	99	106	95	7%	93%
Human Settlement	9	18	9	50%	50%
Roads and Storm Water Management	43	155	41	39%	61%

Planning	7	15	6	50%	50%
Local Economic Development	3	3	3	0%	100%
Libraries	15	27	16	48%	52%
Parks and Cemeteries	71	109	62	29%	71%
Traffic Services	16	33	16	35%	65%
Fire and Rescue Services & Disaster Management	36	64	36	44%	56%
Law Enforcement and Security Services	0	46	0	100%	0%
Licensing	24	47	24	19%	81%
Transversal / Special needs		6	1	26%	74%
Executive and Council	09	22	09	0%	100%
Financial Services	73	120	72	12%	88%
Human Resource Services	8	13	7	13%	88%
Totals	502	1172	491	30%	70%
Other					
-IDP	02	2	2	0	100%
- Corporate Services	57	80	57	21%	79%
- Office of the Municipal	04	7	06	86%	14%
- Technical Services (PMU)	04	6	05	0%	100%
-Municipal Infrastructure and maintenance	03	10	02	20%	80%
Tech workshop	06	13	06	46%	54%
Totals	578	1290	569	20%	71%
T4.1.1					

4.1.1. Please rework item 4.1 and provide balancing figures.

The figures will be corrected in the Draft Annual Report.

4.1.2. Please provide POE on the implementation of Scarce Skills, Disciplinary Code and a proof of HR plan, strategy and delegation.

The Municipal Council has an approved Scarce Skills Policy but has not been implemented at this stage.

4.1.3. On policies, kindly specify whether it's a policy or strategy.

- 4.1.4. Under 4.3 please provide information or data where there are blank spaces.
- 4.1.5. Please include data on estimated costs.
- 4.1.6. Define the Occupational levels as to who is the report referring to.

For the purpose of this Report that Municipal Manager and Directors are reported on as Senior Management and Top Management will refer to the Executive Body (Mayoral Committee)

- 4.1.7. Why No disciplinary cases of financial misconduct were not taken taking into account the AG report and the previous financial years as well?

No Financial allegations dealing with UIF were reported and as such no action could not be taken.

- 4.1.8. Why Councilors are reported under MM and Section 56 and what informs S57.

Management will correct this on the Draft Report and in future relevant protocol procedure will apply.

- 4.1.9. What is the difference between the associated professional and professional?
- 4.1.10. Provide information of blank spaces.

The blank spaces will filled with relevant and correct information.

- 4.1.11. Specify those ad-hoc trainings and how many has benefited?

- 4.1.12. Please explain T4.5.5

- 4.1.13. Regarding the AG's findings on UIFW, how is implicated, are these UIFW as the result of disregard of SOP or no procedure at all and what has been done as part of consequence management.

- 5. MPAC understands that March is a very difficult month the Executive Mayor where he is expected to present lot of reports to Council in terms of the law however it will be noted that this is one of the most critical reports to be presented not later than the end of this month. The Executive is hereby requested to prepare answers by no later than March 23, 2020 close of business for MPAC to conclude its draft for adoption.

Yours in good governance

Cllr. T.C. Motha
OBO, Committee Chairperson

Date



INTERNAL OFFICE MEMO

Memo Date : 24 March 2020
To [Primary Recipient] : Section 79: Municipal Public Account Committee Acting Chairperson (Cllr T.C Motha)
Cc [Secondary Recipient]: "[Click here and type the name of the secondary recipient]"
Memo From : The Executive Mayor: Cllr B.J Mkhaliphi
Memo Priority: (URGENT)
Due Date: 23 March 2020
SUBJECT: RE: REQUEST FOR INFORMATION TO ASSIST MPAC IN THE OVERSIGHT PROCEEDINGS AND PREPARATION OF A REPORT TO COUNCIL IN THE DRAFT ANNUAL REPORT 2018/19 FINANCIAL YEAR.

3.1.16 T.3.5 How much land was identified for this purpose?

According to draft Municipal Spatial Development Framework, 2 809 Ha of land has been identified for both residential and mixed use development.

3.1.20 Under 3.11 LED Forum is not yet established due to interruptions, what was the plan during the financial year under review to finally establish the forum?

The plan was to identify all relevant stakeholders in line with the Terms of Reference for establishment of LED Forums, were after, such stakeholders will be inducted before they can nominated representatives from their different Economic Sectors, which such representatives will form part of the LED Forum.

3.1.21 T.3.11.5 Why there were no initiatives in this regard?

There were no LED initiatives since there was no budget available for these initiatives.

3.1.23 Provide information on the blank spaces under T3.11.7

Information on T3.11.7 was provided (referrer to page 35 of the draft report).

Yours in Good governance

Hon. Executive Mayor
Cllr. B.J Mkhaliphi

Date