

**Number of referrals made for Disciplinary Action against officials – reported at 15 July 2022**

State Institution	Name and Job Title	Charges	No of referrals	Date referred	Progress to date
North West DoH	Ms R Kokoe Mr K Tsolo	Contravention of Department's SCM policies and procedures	2	11/03/2022	Awaiting feedback from the Department
JB Marks Local Municipality	B Sekolopo, a Performance Management and Compliance Officer.	Section 217 of the Constitution Section 78 section 171 of the MFMA Contravention of section 171 of the MFMA	1	22/04/2021	The disciplinary hearing was finalised and the sanction was for the official to be demoted.
JB Marks Local Municipality	Mr MSS Shuping - Side Manager	Section 217 of the Constitution Section 78 section 171 of the MFMA Contravention of section 171 of the MFMA	1	26/11/2020	Disciplinary hearing has not yet commenced.
JB Marks Local Municipality	Mr L Ralekgetho – Municipal Manager; and Ms TE Moeketsane – CFO.	Section 217 of the Constitution Section 78 section 171 of the MFMA Contravention of section 171 of the MFMA	2	08/10/2020	Mr Ralekgetho was dismissed in April 2022. The disciplinary hearing against Ms Moeketsane is still underway.
Ratlou Local Municipality	Ms MA Ledingoane – Acting: CFO; and	Contravention of section 171 of the MFMA, section 217 of the Constitution;	2	06/10/2020	Disciplinary proceedings were instituted against Ms Ledingoane on 19/10/2022 and they were postponed <i>sine die</i> .

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	Ms M Manja – Procurement Accountant.	gross financial misconduct that resulted in an irregular expenditure.			A new date for the hearing is still to be announced. The proceedings for Ms Manja are still to commence.
Cederberg Local Municipality	Mr Slimmert, the Municipal Manager; Mr Twigg, Public Participation Officer and Mr Mercuur, Manager Administration	Various contraventions of the MFMA, the Municipal Systems Act and the Cederberg Local Municipality's SCM policy. Negligence in the performance of their (2 and 3) duties and failure to declare their (2 and 3) relationships with suppliers.	3	23/11/2020	The disciplinary proceedings were scheduled for 1-2/09/2022. On the date of the hearing Mr Twigg fell ill and the hearing was postponed. No new dates have been scheduled.
Department of Forestry, Fisheries and the Environment	Ms NP Ngcobo, the Chief Director: Facilities Management	Contravention of Section 45 (a)(b) and (c) of the PFMA and/or negligence in the performance of her duties.	1	25/02/2021	The disciplinary hearing is completed to the extent that only the judgment of the Presiding Officer is outstanding and awaited.
Kannaland Local Municipality	Mr E van Rooi, Kannaland: Manager SCM;	Failure to comply with the provisions of the Municipal Finance Management Act,	2	08/09/2021	The Municipality, has not taken disciplinary action against the implicated officials due to the current leadership instability at

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	Mr P Mngeni, Kannaaland: Acting CFO	Act 56 of 2003 and the provisions of the Municipal Systems Act, Act 32 of 2000			the Municipality. The disciplinary referrals were hand delivered to the acting, Municipal Manager, Mr Morne Hoogbaard on 08 September 2021.
Matzikama Local Municipality	Mr Jenner, the Senior Manager Legal and Administration	Failure to comply with the provisions of section 78(1)(a), (b) and (c) of the Municipal Finance Management Act, Act 56 of 2003 and section 2(a), (b), (c), (d) and (e) as well as section 3(c) of Schedule 2 the provisions of the Municipal Systems Act, Act 32 of 2000	1	23/11/2021	Mr Jenner has since resigned from the Municipality.
Western Cape DoE	Mr L J Ely, Deputy Director General: Finance;  Mr W Jantjies, Director: Institutional Management and Governance;  Ms L Schaffers, Deputy Director: SCM Operations	Contravention of Section 45 (a)(b) and (c) of the PFMA	3	01/10/2021	1. The disciplinary hearings was finalised on 08/04/2022 with the following outcomes:  2. Deputy Director General: Finance - The official was issued with a written warning on 31 March 2022.

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					<p>as per paragraph 2.5 of Chapter 7 of the SMS handbook. The written warning will remain valid for a period of six months from the date of receipt.</p> <p>3. Director: Institutional Management and Governance – The Head of Education, decided not to pursue any further disciplinary action against the official however the official is required to avail himself for training in emergency procurement prescripts and procedures.</p> <p>4. Deputy Director: SCM Operations – The Head of Education decided not to pursue any further disciplinary action against</p>

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					the official however the official is required to avail herself for training in emergency procurement prescripts and procedures.
<b>Total</b>			<b>387</b>		

**4.4. NUMBER OF REFERRALS MADE TO THE RELEVANT PROSECUTING AUTHORITY**

**Number of referrals made to the National Prosecuting Authority – reported after final report submitted on 15 July 2022**

State Institution	Name and Job Title	Charges	No of referrals	Date referred	Progress to date
Amatola Water Board	Ms L Malobola, Director Mr S Gwazela, Director Othawe Trading Pty Ltd	Fraud	4	28/03/2022	Referral has been acknowledged. The SIU is awaiting case number
Amatola Water Board	Mr L Makhubalo, Director Juba and Luba Projects Pty Ltd	Fraud	2	28/03/2022	Referral has been acknowledged. The SIU is awaiting case number

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Amatola Water Board	Mr T Mtshatsheni, Director Ncancashe Holdings Pty Ltd	Fraud	2	28/03/2022	Referral has been acknowledged. The SIU is awaiting case number
Amatola Water Board	Ms N Mlungu, SCM Specialist	Section 195 and 217 of the Constitution Section 57 and Section 86 of the PFMA	1	28/03/2022	Referral has been acknowledged. The SIU is awaiting case number
Buffalo City Metropolitan Municipality	SQT Construction and Civils P Mpengesi, Director	Fraud, forgery and uttering	2	02/08/2022	Case number allocated as Cambridge CAS 346/08/2022
ECP DoE	Mr Marius Harmse	Fraud, forgery and uttering	1	06/07/2022	Referral has been acknowledged. The SIU is awaiting case number
Nelson Mandela Bay Metropolitan Municipality	Ms E Senekal, Senior Buyer	Contravention of Section 78 of the MFMA	1	07/03/2022	Referral has been acknowledged. The SIU is awaiting case number
Nelson Mandela Bay Metropolitan Municipality	Mr M Mapu, Executive Director: Human Settlements	Contravention of Municipality's SCM Policy, Section 217 of the Constitution, Schedule 2 of the MSA and Section 78 of the MFMA	1	07/03/2022	Referral has been acknowledged. The SIU is awaiting case number

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Nelson Mandela Bay Metropolitan Municipality	Ms N Nqwazi, former Acting City Manager	Contravention of Municipality's SCM Policy, Section 217 of the Constitution, Schedule 2 of the MSA and Section 94, 95 and 171 of the MFMA	1	07/03/2022	Referral has been acknowledged. The SIU is awaiting case number
Nelson Mandela Bay Metropolitan Municipality	Mr R Ferreira, Head: Logistics and Disposal Management	Contravention of Municipality's SCM Policy, Section 217 of the Constitution, Schedule 2 of the MSA and Section 78 of the MFMA	1	07/03/2022	Referral has been acknowledged. The SIU is awaiting case number
GAU DoH	Professor M Lukhele, Head of Department	Gross Financial Misconduct in Contravention of Section 86(1) read with Section 38(1)(a)(i)(iii) (b)(c)(ii)(iii) (h)(i)(ii)(iii) (n) of PFMA 1999 Act no.1	2 4 1	02/12/2021 11/02/2022 10/05/2022	A criminal case was opened with reference Johannesburg CAS 484/12/2020. Prosecutors were appointed to the matters.
GAU DoH	Mr J Mahlangu; Triakon Engineering Pty Ltd	Fraud	2	15/11/2022	Referral has been acknowledged. The SIU is awaiting case number
Transnet	Lerato Makenete Landela Madubane Jacob Malosi Ramoyadi	Prevention and of Corrupt Activities Act Prevention of Organised Crime Act	23	10/11/2022	The matters would be referred to the jurisdiction where the offences took place

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	Ramoyadi Air conditioning (Pty) Ltd	Companies Act			
	Kenneth Jan Rikhotso	Fraud/Corruption			
	Ndzalo2 Trading (Pty) Ltd				
	Azola Nyingwa				
	Siyamkela Kevin Jonas				
	Nomfundo Shandu				
	Eagle Ropes (Pty) Ltd				
	Nelisiwe Ndlela				
	Pearly Ways Consulting & Projects (Pty) Ltd				
	Pearly Ways & TKS 911 JV				
	Menzi Sizwe Shange				
	Karabo Christopher Kaunda				
	Mafona Ramothwala Attorneys Inc				
	Mafona Daniel Ramothwala				

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	NJM Trust Nyambeni Maphalaphathwa Fancy Maphalaphathwa Mpfariseni Mugovhani David Kalisilira Bethuel Mudau				
MPU DoH	Mr M Khoza Z Sanderson L Mahlalela	Fraud	3	10/06/2022	Referral has been acknowledged. The SIU is awaiting case number
MPU DCSR	N Dladla	Fraud	1	06/04/2022	Referral has been acknowledged. The SIU is awaiting case number
MPU DPWRT	Mr A Mashigo G Bulunga Ms T Sedibe Maganeleni Trading and Projects	Fraud	7	31/05/2022	Referral has been acknowledged. The SIU is awaiting case number

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	Mbombela Integrated Waste Management Thandolwami Transport and Projects Superia Services Trading				
MPU SAPS	Harward Media Solutions Pty Ltd S Dhlamini	Fraud	2	13/07/2022	Referral has been acknowledged. The SIU is awaiting case number
Ngaka Modiri Molema District Municipality	Mr S Mphato	Contravention of the provisions of the MFMA	1	03/11/2022	Awaiting the date of the trial.
Ngaka Modiri Molema District Municipality	Mr C Sulliman	Fraud	1	15/11/2022	Awaiting the date of the trial.
Ngaka Modiri Molema District Municipality	Mr A Losaba	Contravention of the provisions of the MFMA	1	17/11/2022	Awaiting the date of the trial.
Cederberg Local Municipality	Mr S Neves, owner of Michlo Engineering Service Michlo Engineering Service	Misrepresentation and Fraud	4	30/11/2021	The matter will be transferred to the SCCU for adding of an additional accused.

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	Mr T Twigg, Public Participating Officer, Ms D Bailey				
	<b>Total</b>		<b>68</b>		

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Amatola Water Board	Ms V Zitumane, former Chief Executive Officer at the AWB	Contravention of the PFMA, Fraud, corruption and money laundering	1	26/10/2021	CAS: Cambridge 268/02/2022. Consultations with the Hawks is ongoing.
Amatola Water Board	Mr C Bhana, former Manager: Supply Chain Management at the AWB	Contravention of the PFMA, Fraud, corruption and money laundering	1	26/10/2021	CAS: Cambridge 268/02/2022. Consultations with the Hawks is ongoing.
Amatola Water Board	Mr L Fokazi, former Chief Financial Officer at the AWB	Contravention of the PFMA, Fraud, corruption and money laundering	1	26/10/2021	CAS: Cambridge 268/02/2022. Consultations with the Hawks is ongoing.

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Amatola Water Board	Mr S Qweleka, Acting Director: Planning and Development at the AWB	Contravention of the PFMA, Fraud, corruption and money laundering	1	26/10/2021	CAS: Cambridge 268/02/2022. Consultations with the Hawks is ongoing.
Amatola Water Board	Mr M Mabulu Manager, Project Management Unit at the AWB	Contravention of the PFMA, Fraud, corruption and money laundering	1	26/10/2021	CAS: Cambridge 268/02/2022. Consultations with the Hawks is ongoing.
ECP DoE	Tanaka Soft Solutions Ms Linda Muthana, Director	Fraud	2	08/06/2021	Zwelitsha CAS: 81/08/2021. The owner of the company was found guilty on 23/03/2022 and sentenced to pay a fine of R7 000 and/or five years imprisonment wholly suspended for five years. The company was also found guilty and sentenced to pay a fine of R1 000
ECP DoE	Mr M Silinga Amplify Ventures	Fraud	2	08/06/2021	The NPA declined to prosecute this matter.
ECP DoE	Ms N Lukhophe, Director; Tsunami Civils;	Fraud	4	30/11/2021	Zwelitsha CAS 131/02/2022 and 132/02/2022. Both directors were arrested on

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	Mr M Lukhophe, Director; Amabongwe Civils and Contractors				15/08/2022 and the matter has been postponed to 20/01/2023. The whistleblower has since passed away.
ECP DoE	Mr T Chetty, Director; Ukuakha Projects	Fraud	2	30/11/2021	The NPA declined to prosecute this matter.
ECP DoH	Oshlanga Enterprise CC Ms A Naidoo	Fraud	2	25/08/2021	East London CAS 238/11/2021. The NPA declined to prosecute this matter on 11/02/2022
ECP DoH	Vortex Healthcare; Mr J Naidoo	Fraud, forgery and uttering	2	19/07/2021	East London CAS 112/09/2021. The Hawks arrested the Director on 23/05/2022. He was released on bail and the case was remanded to another date.
ECP DoH	Prometheus Capital; Mr X Zakhe;	Fraud	3	19/07/2021	East London CAS 111/09/2021 The Hawks arrested the Directors on 23/05/2022. They

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	Mr R Meyer				were released on bail and the case was remanded to another date.
ECP DoH	Mr Matinise, a former messenger	Fraud, forgery and uttering	1	02/03/2021	A criminal case was registered under Mithatha CAS365/04/2021. The accused was arrested on 8 July 2021 and released on R1 000 bail. The criminal case was remanded to another date.
ECP DoH	Ms Gomba, former Member of the Executive Council (MEC)	Corruption	1	12/11/2020	CAS 08/09/202. The NPA declined to prosecute this matter.
ECP DoH	Dr Mbengashe – former Superintendent- General	Corruption	1	12/11/2021	CAS 08/09/202. The NPA declined to prosecute this matter.
ECP SASSA	Mr Bandile Maqethuka, Manager	Fraud	2	18/10/2021	Matter under investigation by the Hawks. East London CAS 87/11/2021.

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ECP SASSA	Mr Yanga Depha, Manager	Fraud	2	18/10/2021	Matter under investigation by the Hawks. East London CAS 87/11/2021.
ECP SASSA	Mr V Bukula, Senior Manager	Fraud	2	18/10/2021	Matter under investigation by the Hawks. East London CAS 87/11/2021.
ECP SASSA	Mr L Qabisisa, Manager	Fraud	2	18/10/2021	Matter under investigation by the Hawks. East London CAS 87/11/2021.
ECP SASSA	Mr Bulelani Booi, Director	Fraud	1	18/10/2021	Matter under investigation by the Hawks. East London CAS 87/11/2021.
ECP SASSA	Mr P Mama, Director	Fraud	1	18/10/2021	Matter under investigation by the Hawks. East London CAS 87/11/2021.
ECP SASSA	Bendalo Holdings Pty Ltd Kwasa Food Suppliers	Fraud	2	18/10/2021	Matter under investigation by the Hawks. East London CAS 87/11/2021.

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OR Tambo District Municipality	Mr Gwadiso – Senior Manager: Whippery Services Unit	Fraud and contravention of section 61(1) and section 173 of the MFMA (financial misconduct).	1	13/11/2020	A criminal case is already under investigation by the Hawks (CAS 64/07/2020). The Hawks arrested the Director of Phathilizwi Training Institute and Mr Gwadiso. The criminal case was remanded until another date.
OR Tambo District Municipality	Mr T Tseane, Director: Legislative Services	The offence is fraud and contravention of section 61(1) and section 173 of the MFMA (financial misconduct).	1	13/11/2020	Still awaiting update from NPA
OR Tambo District Municipality	Mr Owen Hlazo, Municipal Manager	The offence is fraud and contravention of section 61(1) and section 173 of the MFMA (financial misconduct).	1	13/11/2020	The accused is now deceased
FSP DHS	Mr Mokhesi, Head of the Department	Failure to comply with Section 38(1) of the PFMA and therefore he is guilty of an offence in terms of Section 86 of the PFMA	1	11/12/2020	The matter is still under investigation by the Hawks under Park Road CAS 572/03/2021 and a prosecutor

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FSP PT	Mr Mokoena, Former CFO of FSP Provincial Treasury; Mr Moseme (CEO of C-Squared Consumer Connectedness (Pty) Ltd) C-Squared Consumer Connectedness (Pty) Ltd	Fraud	3 3	30/09/2020 12/11/2020	has also been assigned to the matter.  The matters have been investigated under CAS 933/11/2020 (SCMQ608 & 609/20/21) and CAS 665/10/2020 (SCMQ3/2020). A decision from the prosecutor from the SCCU is awaited.
FSP PT	Abi Kundu (Pty) Ltd; Ms Hlohlolo; Africa Hlahla Investments CC; Mr Makhalemele; Andzile Group (Pty) Ltd; Mr Moloi; Blaq Aig Trading CC; Mr Ludada;	Fraud	54	20/04/2021	A criminal case (Park Road CAS 553/06/2021) was registered and investigated by the Hawks. The NPA has declined to prosecute the matter.

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State Institution	Name and Job Title	Charges	No of referrals	Date referred	Progress to date
	Bahurutsi Projects (Pty) Ltd; Mr Moolwa; Basadzi Pele Management Consulting and Projects CC; Ms Mbokazi; Bathosi Trading Enterprise (Pty) Ltd; Mr Ramokhoase; Bazix First (Pty) Ltd; Mr Phooko; DS Trading and Projects (Pty) Ltd; Ms Elliot; Halcyon Import and Export (Pty) Ltd; Mr Florio; Hero Investments (Pty) Ltd;				

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State Institution	Name and Job Title	Charges	No of referrals	Date referred	Progress to date
	Mr Nake; Hope Med (Pty) Ltd; Mr Lebuso; Le Di Phaka Phaka (Pty) Ltd; Mr Motaung; Maphcon Consulting (Pty) Ltd; Mr Mathibela; Mohau and Son Investment (Pty) Ltd; Mr Mhlooua; Mphore 101 Trading (Pty) Ltd; Mrs Molete-Matinyane; Newtowngate (Pty) Ltd; Mr Motaung; NNZM Trading and Projects (Pty) Ltd;				

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State Institution	Name and Job Title	Charges	No of referrals	Date referred	Progress to date
	Ms Radebe; Philetha Projects and Services (Pty) Ltd; Ms Mngomezulu; Qwanthu Trading CC; Mr Thinda; Seholoholo Trading CC; Mr Moeletsu; Silver Power Medical (Pty) Ltd; Mr Lehoko; Slydeb (Pty) Ltd; Ms Debedu; Tribusat (Pty) Ltd; Ms Montwedi; Veseal Trading (Pty) Ltd;				

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FSP PT	<p>Mr Modise;</p> <p>VMD Innovations (Pty) Ltd;</p> <p>Mr Sesoga;</p> <p>Yatola Projects CC;</p> <p>Ms Bhengu;</p> <p>Abi Kundu (Pty) Ltd;</p> <p>Ms Hlohlolo;</p> <p>Africa Hlahla Investments CC;</p> <p>Mr Makhalemele;</p> <p>Andzile Group (Pty) Ltd;</p> <p>Mr Moloi;</p> <p>Blaq Aig Trading CC;</p> <p>Mr Ludada;</p> <p>Bahurutsi Projects (Pty) Ltd;</p> <p>Mr Moliwa;</p>	<p>Contravention of Sections 14, 19 and 22C(6) of the Medicines and Related Substances Act, Act No. 101 of 1965, as amended, which constitutes an offence in terms of Section 29</p>	60	19/07/2021	<p>A criminal case (Park Road CAS 351/09/2021) has been investigated by the Hawks. A decision from the prosecutor from SCCU is awaited.</p>

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State Institution	Name and Job Title	Charges	No of referrals	Date referred	Progress to date
	Basadzi Pele Management Consulting and Projects CC; Ms Mbokazi; Bathosi Trading Enterprise (Pty) Ltd; Mr Ramokhoase; Bazix First (Pty) Ltd; Mr Phooko; DS Trading and Projects (Pty) Ltd; Ms Elliot; Halcyon Import and Export (Pty) Ltd; Mr Florio; Hero Investments (Pty) Ltd; Mr Nake; Hope Med (Pty) Ltd;				

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State Institution	Name and Job Title	Charges	No of referrals	Date referred	Progress to date
	Mr Lebuso; Le Di Phaka Phaka (Pty) Ltd; Mr Motaung; Maphcon Consulting (Pty) Ltd; Mr Mathibela; Mohau and Son Investment (Pty) Ltd; Mr Mhlooua; Mphore 101 Trading (Pty) Ltd; Mrs Molete-Matlanyane; Newtongate (Pty) Ltd; Mr Motaung; NNZM Trading and Projects (Pty) Ltd; Ms Radebe;				

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State Institution	Name and Job Title	Charges	No of referrals	Date referred	Progress to date
	Philetha Projects and Services (Pty) Ltd; Ms Mingomezulu; Qwanthu Trading CC; Mr Thinda Seholoholo Trading CC; Mr Moeletsi; Silver Power Medical (Pty) Ltd; Mr Lehoko; Slydeb (Pty) Ltd; Ms Debedu; Tribusat (Pty) Ltd; Ms Montwedi; Veseal Trading (Pty) Ltd; Mr Modise;				

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Lejweleputswa District Municipality	VMD Innovations (Pty) Ltd; Mr Sesoga; Yatola Projects CC; Ms Bhengu; Luyolwe Holding (Pty) Ltd; Mr Tsopo; Ral Corporation (Pty) Ltd; Ms Mosima; Rise Now Trading 34 (Pty) Ltd; Mr Govender	Contravention of Section 173(1)(a) of the MFMA	1	14/03/2022	The matter is still being investigated by the Hawks under CAS 86/05/2022 and a prosecutor from SCCU has been appointed.

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GAU DoE	Ms AY Magodi Mr M Magodi Maita Solutions Pty Ltd Mr Manngo	Section 3 of the Prevention and Combating of Corrupt Activities Act, Act 12 of 2004	4	02/11/2021	The investigation is still ongoing
GAU DoH	Mr K Lehleonya; Kushness Express	Fraud	2	10/05/2022	The NPA has confirmed receipt of the referrals. Prosecutors were appointed to the matter.
GAU DoH	Mr KN Mac Milliam; Olwe 2 Project Management	Fraud	2	16/05/2022	The NPA has confirmed receipt of the referrals. Prosecutors were appointed to the matters.
GAU DoH	Professor M Lukhele, Head of Department	Gross Financial Misconduct in Contravention of Section 86(1) read with Section 38(1)(a)(i)(iii) (b)(c)(ii)(iii) (h)(i)(ii)(iii) (n) of PFMA 1999 Act no.1	1 1 2 1 1	22/09/2020 25/09/2020 14/01/2021 30/03/2021 19/04/2021	A criminal case was opened with reference Johannesburg CAS 484/12/2020. Prosecutors were appointed to the matters.

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			1	06/05/2021	
			1	04/06/2021	
			6	08/06/2021	
			5	01/07/2021	
			3	19/07/2021	
			3	26/07/2021	
			1	25/08/2021	
			1	06/09/2021	
			3	08/09/2021	
			1	01/10/2021	
			2	11/11/2021	
GAU DoH	Mr P Naidoo, Director; Beadica 423 CC	Fraud	2	23/10/2020	A criminal case was opened with reference Johannesburg CAS 360/12/2020. Prosecutors were appointed to the matter.
GAU DoH	Mr KN Dodkins, Director; Ms RJ Bathibeng, Director;	Fraud	4	17/12/2020	The NPA has confirmed receipt of the referrals made.

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	Ikati Health (Pty) Ltd; Kat Laboratory and Medical				Prosecutors were appointed to the matters. Boksburg CAS 264/04/2021
GAU DoH	Mr ES Nkuna, Director; Mlangeni Brothers Events CC.	Fraud	2	09/12/2020	The NPA has confirmed receipt of the referrals made. Prosecutors were appointed to the matters.
GAU DoH	Ms M Pillay, Director; Future Advertising;	The offence is fraud, alternatively forgery and uttering.	2	17/03/2021	The NPA has confirmed receipt of the referrals made. Prosecutors were appointed to the matters.
GAU DoH	LNG Scientific; LT Lekoana; P Ben Lam; A Lin	The offence is money laundering, fraud, alternatively forgery and uttering.	4	17/03/2021	The NPA has confirmed receipt of the referrals made. Prosecutors were appointed to the matters.
GAU DoH	Ms K Radebe Ms NP Radebe	The offence is fraud.	2	08/09/2021	The NPA has confirmed receipt of the referrals made. Prosecutors were appointed to the matters.

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GAU DoH	Mr SJ Matlala Polkadots Properties 193 (Pty) Ltd	The offence is fraud, alternatively forgery and uttering.	2	08/09/2021	The NPA has confirmed receipt of the referrals made. Prosecutors were appointed to the matters.
GAU DoH	Mr DC Neaves Synopsis One (Pty) Ltd	Fraud	2	30/09/2021	The NPA has confirmed receipt of the referrals made. Prosecutors were appointed to the matters.
City of Johannesburg	Ms B Lephadi, the Acting SCM Manager	Financial misconduct.	1	11/06/2021	The NPA has confirmed receipt of the referrals made. Prosecutors were appointed to the matters.
City of Johannesburg / Johannesburg Property Company JPC	Helen Botes, CEO; Imraan Bhamjee, CFO; Nandisa Zondo, Manager: SCM; Fitzgerald Ramaboea, Senior Manager: SCM;	Contravention of section 105(1) read with section 173(3) of the MFMA	5	30/03/2021	The NPA has confirmed receipt of the referrals made. Prosecutors were appointed to the matters.

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State Institution	Name and Job Title	Charges	No of referrals	Date referred	Progress to date
National DoT	Gowrie Sunker, General Manager: Special Projects. Ecko Green (Pty) Ltd; Mistralog (Pty) Ltd; Recital Investment Corporation (Pty) Ltd; Pendowell (Pty) Ltd; Ms CL Buthelezi, representative of Mistralog (Pty) Ltd; Mr N Buthelezi, representative of Recital Investment Corporation (Pty) Ltd and Pendowell (Pty) Ltd; Ms MS Bhimjee, representative of Ecko Green (Pty) Ltd; Mr M Shivambo	Fraud and corruption	9	16/09/2021	The matter is still under consideration by the NPA. The AFU is currently also dealing with the matter.

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National Health Laboratory Services	<p>Mr Ndlovu, Director: Hamilton Holdings (Pty) Ltd;</p> <p>Mr K Mbewe, Director: Joritans (Pty) Ltd;</p> <p>Mr ML Lowa, Director: Joritans (Pty) Ltd;</p> <p>Mr LD Ndlovu, Director: Hamilton N Projects (Pty) Ltd;</p> <p>Mr PC Rabosiwana, Director: Persto (Pty) Ltd;</p> <p>Mr GM Matlala, Director: Kgudomo (Pty) Ltd;</p> <p>Ms F Sekete, Director: Feliham (Pty) Ltd;</p> <p>Mr KT Kgame, Director: Bugatti Private Security and Projects (Pty) Ltd;</p> <p>Mr TO Kunene, Director: Abompetha (Pty) Ltd;</p>	Fraud, Corruption and Money Laundering	11	11/12/2020	The SAPS investigator from the HAWKS informed the SIU that the case will appear in court on 15/11/2021 for the first leg and the investigations are still ongoing.

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State Institution	Name and Job Title	Charges	No of referrals	Date referred	Progress to date
National DPWI: Beitbridge Matter	Mr K Sekgaolelo, Director: Abompetha (Pty) Ltd; Mr STT Mokone, Director: Mok Plus One (Pty) Ltd. Ms Mabaso, Project Manager: NDPWI; Mr W Hlabangwane, Chief Director: Construction NDPWI; Mr B Pringle, Director Magwa; Mr MI Lejaka, Director Magwa; Mr KS Mtshali, Director Profteam; Profteam CC; Caledon River Properties.	Fraud	7	28/09/2020	The SIU referred allegations pointing to the commission of fraud to the NPA. No case number has been allocated to the matter as yet.
SANDF	A matter was referred because of syndicates who were submitting false	Fraud and Corruption	1	17/03/2021	Matter still under investigation by the SAPS

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SANDF	<p>Colonel TK Sibene;</p> <p>Lieutenant D Modise;</p> <p>Lieutenant Colonel VS Pieu;</p> <p>Esn VW Ratshivanda;</p> <p>Captain Lieutenant Ngoepe;</p> <p>Warrant Officer LD Masanabo;</p> <p>Captain TI Mengu;</p> <p>Captain MA Tshikosi;</p> <p>Staff Sergeant S Moeketsi;</p> <p>Major N Sobekwa;</p> <p>Warrant Officer BG Mntambo;</p> <p>Captain M Bologo;</p>	Fraud and Corruption	33	10/09/2021	Matter still under investigation by the SAPS

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	Captain Thie; Captain KH Saal; Ms N Tyibilika; Nzuribuhle Investments; NM Tyibilika; LH Mavuba; JJ Madoda; Nyathela Consulting Pty Ltd; PLM Nyathela; HS Letlape; T Padayachy; Y&P Logistics CC; Silven Seelen Foundation Pty Ltd; Salusise Medical Supplies Pty Ltd;				

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	Ropad Tools and Industrial Supplies Pty Ltd; Y&P Trading CC; Mabasa Trading CC; Velepa Trading CC.				
eThekweni Metropolitan Municipality	Singila Distributors & Suppliers (Pty) Ltd Mr S Msomi, Director of Singila A-Z Consulting Civil and Structural Engineers Mr M Mahlangu, representative of A-Z Consulting	Contravention of Section 14 (3) of the National Building Regulations and Buildings Standards Act 103 of 1977 by submitting a false structural certificate as per section 14 (2A)	4	23/11/2021	Matter referred to SAPS to register a docket.
eThekweni Metropolitan Municipality	Drakewood Pinetown Simandlovu Trading Techno Zone Trading 8 CC	Contravention of section 22c(1(b) and (6) of the MaRS Act for the supply of medical device without being registered with SAHPRA	7	05/11/2021	Matter referred to SAPS to register a docket.

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eThekwini Metropolitan Municipality	Mr Z Karrim; Mr MR Simamene; Mr P Mudaly; Mr T Mudaly.				
eThekwini Metropolitan Municipality	Kuhle Kimi Trading Pty Ltd Mr PT Msomi, Director of Kuhle Kimi A-Z Consulting Civil and Structural Engineers Mr M Mahlangu, representative of A-Z Consulting	Contravention of Section 14 (3) of the National Building Regulations and Buildings Standards Act 103 of 1977 by submitting a false structural certificate as per section 14 (2A)	4	04/11/2021	Matter referred to SAPS to register a docket.
eThekwini Metropolitan Municipality	A Way Group (Pty) Ltd Ms TS Mbuyazi, Director of A Way Group A-Z Consulting Civil and Structural Engineers	Contravention of Section 14 (3) of the National Building Regulations and Buildings Standards Act 103 of 1977 by submitting a false structural certificate as per section 14 (2A)	4	04/11/2021	Matter referred to SAPS to register a docket.

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eThekweni Metropolitan Municipality	Mr M Mahlangu, representative of A-Z Consulting	Contravention of Section 14 (3) of the National Building Regulations and Buildings Standards Act 103 of 1977 by submitting a false structural certificate as per section 14 (2A)	4	04/11/2021	Matter referred to SAPS to register a docket.
eThekweni Metropolitan Municipality	Bonokuhle and Busi Trading (Pty) Ltd Mr SS Thethwayo, Director of Bonokuhle A-Z Consulting Civil and Structural Engineers Mr M Mahlangu, Representative of A-Z Consulting	Contravention of Section 14 (3) of the National Building Regulations and Buildings Standards Act 103 of 1977 by submitting a false structural certificate as per section 14 (2A)	2	21/10/2021	Matter referred to SAPS to register a docket.
eThekweni Metropolitan Municipality	Sizonwaba Trading CC;	Contravention of Section 14 (3) of the National Building Regulations and Buildings Standards Act 103 of 1977	4	21/10/2021	Matter referred to SAPS to register a docket.

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	Ms BT Ndamase, sole member of Sizonwaba; A-Z Consulting Civil and Structural Engineers Mr M Mahlangu, representative of A-Z Consulting	by submitting a false structural certificate as per section 14 (2A)			
KZN DoE	Blue Jay Development; Mr SW van der Merwe; Mr JJ van der Merwe; Esomkhulu Trading; Ms ZW Mkhize; K & L Consulting; Mr MR Khumalo; Mr G Labuschang; Mahambayedwa Trading; Ms PR Miya;	Contravention of section 22c(1(b) and (6) of the MaRS Act for the supply of medical device without being registered with SAHPRA	22	05/10/2020	Dockets registered and Investigator allocated. Case planning scheduled for 06/06/2022

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KZN DoE	Neosta Electronic Distributors; Mr V Reathlali; Ogabazini Holdings; Oshlanga Enterprises; Ms A Naidoo; RMSP Trading; Mr P Govender; Sipho Segugu Trading; Ms GM Ngcobo; Trufix Industrial Services; Ms S Ramsamy.	Contravention of section 3(a) and 3(b)(i)(aa) and 3(ii)(bb) and (cc) of the PACOCA Act	5	31/05/2021	Matter referred to SAPS to register a docket

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	Mr PS Mabaso; Ms S Xaba.				
KZN DoE	Bulum Trading; Ms NFM Mthembu, Director; Mr LS Mhlongo Manager, KwaZulu-Natal DoE Infrastructure; Mr BS Sikhakhane, Admin Officer KwaZulu-Natal DoE Infrastructure.	Contravention of section 3(a) and (b)(i)(aa) and (ii)(bb) and (cc) of the PACOCA Act.	4	13/05/2021	Docket has been registered and assigned to DPCI Investigator.
KZN DoE	Office Code Enterprise 20; Ms MJ Ndimande, Director; Sbal'Khulu Trading 1939; Ms JB Nzama, Director; Slovas Agencies 25; Mr MJ Ndimande, Director.	The offence is fraud, alternatively forgery and uttering	6	31/03/2021	Matter referred to SAPS and docket has been registered

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KZN DoE	Esomkhulu Trading; Ms ZW Mkhize, Director; Mr S Mjwara, Manager; Españi Labour Outsourcing; Ms JB Nzama, Director; Mr MP Ndimande, Manager.	The offence is fraud, alternatively forgery and uttering	3 3 3	15/10/2020 20/10/2020 27/10/2020	2 matters relating to Españi Labour Outsourcing - <i>nolle prosecute</i> ( <i>decline to prosecute</i> ). 1 matter under consideration for registration of docket.
KZN DSD	Mr SG Ngubane, the Acting HoD.	The offence is financial misconduct.	1 1	07/12/2020 08/10/2020	Docket registered – PMB CAS 227/07/2020. 8 accused have been charged. Matter progressing in court
uMngeni Local Municipality	Ms T Cibane, the Municipal Manager.	Contravention of the section 173(1) of the MFMA	1	13/05/2021	Meeting with investigator scheduled for 19/07/2022 to review matter
LIM DoH	Dr. T Mhlongo, HoD	Contravention of Section 38(1) of PFMA	6	10/05/2021 08/10/2021	DPCI is conducting further investigations
LIM DoH	Mr JM Mudau, CFO	Contravention of section 3.4 and 12 of PACOCA	1	24/06/2021	A case docket is under investigation by the DPCI

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LIM DoH	Mr U Mudau, CFO's son	Contravention of section 3,4 and 12 of PACOCA	1	24/06/2021	A case docket is under investigation by the DPCI
LIM DoH	Confidence Number 1	Contravention of section 3,4 and 12 of PACOCA	1	24/06/2021	A case docket is under investigation by the DPCI
LIM DoH	Ms N Mphephu, Confidence Director	Contravention of section 3,4 and 12 of PACOCA	1	24/06/2021	A case docket is under investigation by the DPCI
LIM CoGHSTA	Ms C Mohlala, Director of Aventino	Fraud	1	02/12/2020	The matter is currently with the NPA for a decision whether or not to prosecute.
LIM CoGHSTA	Aventino	Fraud	1	02/12/2020	The matter is currently with the NPA for a decision whether or not to prosecute.
Sekhukhune District Municipality	Mr MJ Mofokeng, Acting Municipal Manager	Contravention of 173(1) of MFMA.	1	30/09/2020	This matter is being investigated by the Hawks
Sekhukhune District Municipality	Mr T Maroga, Manager PMU	Fraud	1	30/09/2020	This matter is being investigated by the Hawks

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MPU DCSR	Mr Vilikazi - Acquisition Officer	Fraud	2	31/03/2022	Arrest outstanding.
MPU DPWRT	Ms Mbatha, Deputy Director: Demand and Acquisition Management; Mr Mkhabela - Deputy Director: Property Management; Mr Monareng - Acting Chief Director: Immovable Asset Management; Ms Molotsane - Director of SCM; Mr Sigudla - Deputy Director: Facilities; Mr Ngcobo - State Accountant: Property and Facility at the Department	Section 4 and 13 of PRECCA	6	18/11/2021	Nelspruit CAS 456/11/2021. Arrest outstanding.

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State Institution	Name and Job Title	Charges	No of referrals	Date referred	Progress to date
MPU DoE	Mr J Nkosi, Acting HoD	Section 38 and 86 of PFMA.	1	18/8/2021	Matter postponed to 24/01/2023 for further disclosure.
MPU CoGTA	Mr R Manzini, Deputy Director	Section 17 of PRECCA	1	14/7/2021	CAS 212/8/2021. Attorneys to peruse the evidence and consult further.
MPU Department of Community Safety, Security and Liaison	Clifford Bheki Methule, Director; Amukelani Okuhle Trading	Fraud.	2	29/7/2021	NELSPRUIT CAS 355/8/2021. Arrest outstanding
NWP DoH	Mr Renier Botha, the Acting Depot Manager at the Medical Store.	Gross Financial misconduct in contravention of section 38 and 86 of the PFMA	1	04/02/2021	The matter has been referred back to the SIU for submission to the NWP DoH for disciplinary proceedings.
Ratlou Local Municipality	Mr T Chanda, Municipal Manager	Gross Financial misconduct in contravention of sections 173 and 174 of the MFMA	1	08/10/2020	CAS 29/09/2020. Awaiting the date of the trial.
JB Marks Municipality	Mr L Ralekgetho, the Municipal Manager	Gross financial misconduct in contravention of sections 173 and 174 of the MFMA	1	23/04/2021	CAS323/07/20. Awaiting the date of the trial.

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State Institution	Name and Job Title	Charges	No of referrals	Date referred	Progress to date
Department of Forestry, Fisheries and the Environment	Kanga Business Management; Mr KM Madima, the owner.	Fraud, forgery and uttering	2	08/10/2020	Summons' has been served on the accused to appear in court. The matter has been postponed to 28/07/2022.
Matzikama Local Municipality	Mr J Klazen, CEO of Duneco CC Duneco CC Ms T Cloete, owner of Tarryn Losper Trading Tarryn Losper Trading Mr I Jenner, Manager: Administration & Legal, Matzikama M J Booysen, Former CFO, Matzikama Mr A Hendricks, former Municipal Manager Mr A Blanckenberg, owner of Rural Impact Trading	Fraud, forgery and uttering of false documents	9	08/09/2021	Three officials (Aldrick Hendricks, Jaftha Booysen, Izak Jenner) and one service provider (Jacobus Klazen) was arrested on 26 May 2022. They appeared in the Vredendal Magistrate's Court following their arrest.  The accused were released on R5 000 bail each with strict bail conditions. The case was postponed to 12/07/2022.

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State Institution	Name and Job Title	Charges	No of referrals	Date referred	Progress to date
	Rural Impact Trading				
	<b>Total</b>		<b>408</b>		

**4.5. NUMBER OF REFERRALS MADE FOR EXECUTIVE ACTION**

**Number of referrals made for Executive Action reported at 15 July 2022**

State Institution	Name and Job Title	Charges	No of referrals	Date referred	Progress to date
ECP DoH	Ms Gomba: MEC of Eastern Cape DoH	A referral was made against Ms S Gomba, the MEC for Health, for the contravention of section 136(1) and 217(1) of the Constitution; Contravention of section 63(1)(b) and section 64(1)(2)(3) of the PFMA and contravention of section 2(2)(a)(i) (b)(iv)(v) of the Executive Members Ethics Act.	1	01/02/2021	The MEC was discharged from office by the Premier on 18 February 2021.
GAU DoH	Dr BEW Masuku, the former MEC	According to the SIU's investigation, he failed to fulfil his obligations to comply with the Constitution; with his	1	18/09/2020	The MEC has since been discharged. On 23 October 2020, the former MEC filed an

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**Number of referrals made for Executive Action reported at 15 July 2022**

State Institution	Name and Job Title	Charges	No of referrals	Date referred	Progress to date
JB Marks Local Municipality	Mr Mr Kgotso Khumalo	general oversight responsibilities in respect of the Department which contributed thereto that the Department failed to comply with the prescripts of the Constitution, and his obligations in terms of the PFMA.	1	12/11/2020	urgent application in the High Court of South Africa (Gauteng Division, Pretoria) under Case No. 555372/2020 to review and set aside the SIU referrals as being unlawful, unconstitutional and therefore invalid. The SIU opposed the application. The matter was set down for hearing on 21 January 2021 before the full bench of the High Court and on the same day judgment was reserved.  The court on 12 April 2021 handed down judgment and dismissed Dr Masuku's application to review and set aside the SIU referrals with costs.
		A referral was made against the Executive Mayor, Mr Kgotso Khumalo,			Mr Khumalo resigned as a Mayor before disciplinary

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**Number of referrals made for Executive Action reported at 15 July 2022**

State Institution	Name and Job Title	Charges	No of referrals	Date referred	Progress to date
		for disciplinary action to be taken against an office bearer in respect of the awarding of a donation to an entity. The SIU met with the newly appointed MEC of CoGHSTA who confirmed that they are taking the necessary steps. They will continue to update the SIU with the progress made.			proceedings could begin. However criminal proceedings against him for fraud and corruption are underway at the Potchefstroom Regional Court
<b>Total</b>			<b>3</b>		

**4.6. NUMBER OF REFERRALS MADE FOR ADMINISTRATIVE ACTION**

**Number of referrals made for Administrative Action (which includes blacklisting) reported after final report submitted on 15 July 2022**

State Institution	Name and Job Title	Charges	No of referrals	Date referred	Progress to date
Lejweleputswa District Municipality	Biomass Equipment (Pty) Ltd T/A Fisol	Contravention of section 8(1)(a) of the Competition Act by charging excessive prices for PPE	1	10/10/2022	The matter is under consideration by the Competition Commission

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**Number of referrals made for Administrative Action (which includes blacklisting) reported after final report submitted on 15 July 2022**

State Institution	Name and Job Title	Charges	No of referrals	Date referred	Progress to date
Newcastle Local Municipality	Zokwenza Development Zamanzunza Trading MSO Trading	Contravention of section 22C (6) of the Medicines and Related Substances Act of 1965 as amended	3	02/06/2022	SAHPRA Advocate to re-do his affidavits to incorporate Counsels recommendations
Newcastle Local Municipality	Christensen Tools (Pty) Ltd Ingcebo Yam General Trading (Pty) Ltd Purangie Enterprise (Pty) Ltd Zizi Afrika Trading (Pty) Ltd	Contravention of section 22C (6) of the Medicines and Related Substances Act of 1965 as amended	4	17/02/2022	SAHPRA Advocate to re-do his affidavits to incorporate Counsels recommendations
	<b>Total</b>		<b>8</b>		

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State Institution	Name and Job Title	Charges	No of referrals	Date referred	Progress to date
FSP PT	C-Squared Consumer Connectedness (Pty) Ltd; Mr Moseme	Fraud	2	09/02/2022	The FSP PT issued a notice to the service provider, informing them of their intention to restrict them from conducting business with government and the service provider's response to the notice was considered by the FSP PT. The FSP PT informed the SIU that they do not have the evidence needed to proceed with the restriction or blacklisting of the service provider at this point in time. The SIU undertook to provide the FSP PT with any further evidence that may become available, pending the outcome of a criminal investigation and provided that the relevant law enforcement agencies

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State Institution	Name and Job Title	Charges	No of referrals	Date referred	Progress to date
FSP PT	Abi Kundu (Pty) Ltd / Ms Hlohlolo Africa Hlahla Investments CC / Mr Makhalemele Andzile Group (Pty) Ltd / Mr Moloi Blaq Aig Trading CC / Mr Ludada Bahurutsi Projects (Pty) Ltd / Mr Moliwa Basadzi Pele Management Consulting and Projects CC / Ms Mbokazi Bathosi Trading Enterprise (Pty) Ltd / Mr Ramokhoase Bazix First (Pty) Ltd / Mr Phooko	Contravention of Section 14, Section 19 and Section 22C (6) of the Medicines and Related Substances Act, Act No. 101 of 1965	60	21/06/2021	consent to the release of such evidence.  The South African Health Products Regulatory Authority are not responding to the SIU's requests for progress in respect of this referral.

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	DS Trading and Projects (Pty) Ltd / Ms Elliot Halcyon Import and Export (Pty) Ltd / Mr Florio Hero Investments (Pty) Ltd / Mr Nake Hope Med (Pty) Ltd / Mr Lebusho Le Di Phaka Phaka (Pty) Ltd / Mr Motaung Maphcon Consulting (Pty) Ltd / Mr Mathibela Mohau and Son Investment (Pty) Ltd / Mr Mohlouoa Mphore 101 Trading (Pty) Ltd / Mrs Molete-Matlanyane Newtongate (Pty) Ltd / Mr Motaung				

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	NNMZ Trading and Projects (Pty) Ltd / Ms Radebe Philetha Projects and Services (Pty) Ltd / Ms Mngomezulu Qwanthu Trading CC / Mr Thinda Seholoholo Trading CC / Mr Moeletsi Silver Power Medical (Pty) Ltd / Mr Lehoko Slydeb (Pty) Ltd / Ms Debedu Tribusat (Pty) Ltd / Ms Montwedi Veseal Trading (Pty) Ltd / Mr Modise VMD Innovations (Pty) Ltd / Mr Sesoga				

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State Institution	Name and Job Title	Charges	No of referrals	Date referred	Progress to date
FSP PT	<p>Yatola Projects CC / Ms Bhengut</p> <p>Luyolwe Holding (Pty) Ltd / Mr Tsopo</p> <p>Ral Corporation (Pty) Ltd / Ms Mosima</p> <p>Rise Now Trading 34 (Pty) Ltd / Mr Govender</p> <p>Abi Kundu (Pty) Ltd / Ms Hlohlolo</p> <p>Africa Hlahla Investments CC / Mr Makhalemele</p> <p>Andzile Group (Pty) Ltd / Mr Moloi</p> <p>Blaq Aig Trading CC / Mr Ludada</p> <p>Bahurutsi Projects (Pty) Ltd / Mr Moilwa</p>	Fraud	54	28/04/2021	The FSP PT issued letters to the service providers and consulted National Treasury regarding their intention to place the service providers on the database of restricted suppliers. In terms of the Special Tribunal Judgement, an external expert (the South African Bureau of Standards) was appointed by the SIU to assess the quality of the gowns delivered by the

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State Institution	Name and Job Title	Charges	No of referrals	Date referred	Progress to date
	Basadzi Pele Management Consulting and Projects CC / Ms Mbokazi Bathosi Trading Enterprise (Pty) Ltd / Mr Ramokhoase Bazix First (Pty) Ltd / Mr Phooko DS Trading and Projects (Pty) Ltd / Ms Elliot Halcyon Import and Export (Pty) Ltd / Mr Florio Hero Investments (Pty) Ltd / Mr Nake Hope Med (Pty) Ltd / Mr Lebusho Le Di Phaka Phaka (Pty) Ltd / Mr Motaung Maphcon Consulting (Pty) Ltd / Mr Mathibela				service providers and the appropriate use of such gowns. The FSP PT is holding back the decision to restrict or blacklist the service providers, pending the conclusion of the assessment of the gowns by the South African Bureau of Standards and this process has not been concluded yet.

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	Mohau and Son Investment (Pty) Ltd / Mr Mohlouoa				
	Mphore 101 Trading (Pty) Ltd / Mrs Molete-Matlanyane				
	Newtongate (Pty) Ltd / Mr Motaung				
	NNMZ Trading and Projects (Pty) Ltd / Ms Radebe				
	Philetha Projects and Services (Pty) Ltd / Ms Mngomezulu				
	Qwanthu Trading CC / Mr Thinda				
	Seholoholo Trading CC / Mr Moeletsi				
	Silver Power Medical (Pty) Ltd / Mr Lehoko				
	Slydeb (Pty) Ltd / Ms Debedu				

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GAU DoH	Tribusat (Pty) Ltd / Ms Montwedi Veseal Trading (Pty) Ltd / Mr Modise VMD Innovations (Pty) Ltd / Mr Sesoga Yatola Projects CC / Ms Bhengut Nkane Projects and Supplies 2013/101871/07 Olee Telecom Solutions Pty Ltd 2012/163689/07 Ori Medical Supplies 2012/173913/07 Ikusasa Telecomms 2013/179925/07	Contravened Section 8(1)(a) of the Competition Commission act by providing goods and services but charging excessive, unfair and unreasonable prices.	4	19/01/2022	The Competition Commission confirmed receipt of the referrals and are reviewing the evidence provided.

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State Institution	Name and Job Title	Charges	No of referrals	Date referred	Progress to date
GAU DoH	Nkane Projects and Supplies 2013/101871/07 Olee Telecom Solutions Pty Ltd 2012/163689/07 Ori Medical Supplies 2012/173913/07 Ikusasa Telecomms 2013/179925/07	Contravention of Section 14, Section 19 and Section 22C (6) of the Medicines and Related Substances Act, Act No. 101 of 1965	4	10/02/2022	The SAHPRA confirmed receipt of the referrals and are reviewing the evidence provided.
GAU DoH	Beadica 423 CC 2011/085389/23 Zakheni Strategic supplies 2015/365589/07 Mlangeni Brothers Events CC 2009/126190/23	Contravened Section 8(1)(a) of the Competition Commission act by providing goods and services but charging excessive, unfair and unreasonable prices.	3	09/11/2020	The Competition Commission confirmed receipt of the referrals and are reviewing the evidence provided.

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State Institution	Name and Job Title	Charges	No of referrals	Date referred	Progress to date
GAU DoH	Synopsis One Pty Ltd 2019/384062/07 Tuwo Rhodesia Pty Ltd 2019/450715/07	Contravened Section 8(1)(a) of the Competition Commission act by providing goods and services but charging excessive, unfair and unreasonable prices.	2	11/12/2020	The Competition Commission confirmed receipt of the referrals and are reviewing the evidence provided.
GAU DoH	Royal Bhaca Projects Pty Ltd 2018/643405/07 Ledla Structural Development 2011/000486/24	Contravened Section 8(1)(a) of the Competition Commission act by providing goods and services but charging excessive, unfair and unreasonable prices.	2	17/02/2021	The Competition Commission confirmed receipt of the referrals and are reviewing the evidence provided.
GAU DoH	Bakuthi Trading CC 2007/233856/23	Contravened Section 8(1)(a) of the Competition Commission act by providing goods and services but charging excessive, unfair and unreasonable prices.	1	22/02/2021	The Competition Commission confirmed receipt of the referrals and are reviewing the evidence provided.

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GAU DoH	Best Enough Trading and Projects 412 CC 2010/133474/23	Contravened Section 8(1)(a) of the Competition Commission act by providing goods and services but charging excessive, unfair and unreasonable prices.	1	27/02/2021	The Competition Commission confirmed receipt of the referrals and are reviewing the evidence provided.
GAU DoH	Ixodox Pty Ltd 2012/037654/07	Contravened Section 8(1)(a) of the Competition Commission act by providing goods and services but charging excessive, unfair and unreasonable prices.	1	9/03/2021	The Competition Commission confirmed receipt of the referrals and are reviewing the evidence provided.
GAU DoH	LNG Scientific Pty Ltd 2014/009577/07	Contravened Section 8(1)(a) of the Competition Commission act by providing goods and services but charging excessive, unfair and unreasonable prices.	1	11/03/2021	The Competition Commission confirmed receipt of the referrals and are reviewing the evidence provided.

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State Institution	Name and Job Title	Charges	No of referrals	Date referred	Progress to date
GAU DoH	Afripam Holdings (Pty) Ltd 2013/102827/07 Gramendo Projects CC 2011/009011/23 Grassroots Development and Investments Pty Ltd 2012/094230/07	Contravened Section 8(1)(a) of the Competition Commission act by providing goods and services but charging excessive, unfair and unreasonable prices.	3	12/03/2021	The Competition Commission confirmed receipt of the referrals and are reviewing the evidence provided.
GAU DoH	Emanzini Construction Projects Pty Ltd 2017/482263/07 Nascency Medicals Pty Ltd 2013/107451/73 Vharanga Phanda Trading CC2007/004112/23	Contravened Section 8(1)(a) of the Competition Commission act by providing goods and services but charging excessive, unfair and unreasonable prices.	3	29/03/2021	The Competition Commission confirmed receipt of the referrals and are reviewing the evidence provided.
GAU DoH	Seebo Group Pty Ltd 2009/009599/23	Contravened Section 8(1)(a) of the Competition Commission act by providing goods and services but	1	30/03/2021	The Competition Commission confirmed receipt of the

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State Institution	Name and Job Title	Charges	No of referrals	Date referred	Progress to date
GAU DoH	Mokone Trading and Projects Pty Ltd 2015/013441/07	charging excessive, unfair and unreasonable prices. Contravened Section 8(1)(a) of the Competition Commission act by providing goods and services but charging excessive, unfair and unreasonable prices.	1	31/03/2021	referrals and are reviewing the evidence provided. The Competition Commission confirmed receipt of the referrals and are reviewing the evidence provided.
GAU DoH	TIM 73 General Project Pty Ltd 2008/005204/23	Contravened Section 8(1)(a) of the Competition Commission act by providing goods and services but charging excessive, unfair and unreasonable prices.	1	16/04/2021	The Competition Commission confirmed receipt of the referrals and are reviewing the evidence provided.
GAU DoH	Solsimtha Projects Pty Ltd 2019/405226/07	Contravened Section 8(1)(a) of the Competition Commission act by providing goods and services but charging excessive, unfair and unreasonable prices.	1	16/04/2021	The Competition Commission confirmed receipt of the referrals and are reviewing the evidence provided.

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GAU DoH	Forest Furn Pty Ltd 2014/014005/07	Contravened Section 8(1)(a) of the Competition Commission act by providing goods and services but charging excessive, unfair and unreasonable prices.	1	16/04/2021	The Competition Commission confirmed receipt of the referrals and are reviewing the evidence provided.
GAU DoH	Kraft Medical Pty Ltd 2017/082671/07	Contravened Section 8(1)(a) of the Competition Commission act by providing goods and services but charging excessive, unfair and unreasonable prices.	1	19/04/2021	The Competition Commission confirmed receipt of the referrals and are reviewing the evidence provided.
GAU DoH	Umnothozwide Trading Enterprise Pty Ltd 2009/167940/23	Contravened Section 8(1)(a) of the Competition Commission act by providing goods and services but charging excessive, unfair and unreasonable prices.	1	19/04/2021	The Competition Commission confirmed receipt of the referrals and are reviewing the evidence provided.

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GAU DoH	KD Supplies t/a Kwadines Pty Ltd 2019/493659/07	Contravened Section 8(1)(a) of the Competition Commission act by providing goods and services but charging excessive, unfair and unreasonable prices.	1	29/04/2021	The Competition Commission confirmed receipt of the referrals and are reviewing the evidence provided.
GAU DoH	Maponya Medical Solutions Pty Ltd 2010/010938/07 Polkadots Properties 193 Pty Ltd 2012/011129/07 HSB Mercantile Investments Pty Ltd 2019/121105/07 Senatla Trading Enterprise 180 CC 2011/001880/23	Contravened Section 8(1)(a) of the Competition Commission act by providing goods and services but charging excessive, unfair and unreasonable prices.	4	10/05/2021	The Competition Commission confirmed receipt of the referrals and are reviewing the evidence provided.

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GAU DoH	Future Advertising Pty Ltd 2005/009752/23 Bliss Pharmaceuticals Pty Ltd 2011/100593/07 Be-Sure Events Pty Ltd 2014/096753/07	Contravened Section 8(1)(a) of the Competition Commission act by providing goods and services but charging excessive, unfair and unreasonable prices.	3	21/05/2021	The Competition Commission confirmed receipt of the referrals and are reviewing the evidence provided.
GAU DoH	Macduke Trading and Projects CC 2011/019093/23	Contravened Section 8(1)(a) of the Competition Commission act by providing goods and services but charging excessive, unfair and unreasonable prices.	1	21/05/2021	The Competition Commission confirmed receipt of the referrals and are reviewing the evidence provided.
GAU DoH	SAI Medicals Pty Ltd 2015/173530/07	Contravened Section 8(1)(a) of the Competition Commission act by providing goods and services but charging excessive, unfair and unreasonable prices.	1	20/07/2021	The Competition Commission confirmed receipt of the referrals and are reviewing the evidence provided.

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GAU DoH	Opal Sky Pty Ltd 2015/297231/07 Baju Chemicals Pty Ltd 2016/212081/07 Taste Africa Pty Ltd 2016/359768/07	Contravened Section 8(1)(a) of the Competition Commission act by providing goods and services but charging excessive, unfair and unreasonable prices.	3	20/07/2021	The Competition Commission confirmed receipt of the referrals and are reviewing the evidence provided.
GAU DoH	Azania Infracon Pty Ltd	Contravened Section 8(1)(a) of the Competition Commission act by providing goods and services but charging excessive, unfair and unreasonable prices.	1	30/08/2021	The Competition Commission confirmed receipt of the referrals and are reviewing the evidence provided.
GAU DoH	Eubee Events Management 2012/103924/07	Contravened Section 8(1)(a) of the Competition Commission act by providing goods and services but charging excessive, unfair and unreasonable prices.	1	17/09/2021	The Competition Commission confirmed receipt of the referrals and are reviewing the evidence provided.

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GAU DoH	Babonolo Holdings CC 2004/028793/23	Contravened Section 8(1)(a) of the Competition Commission act by providing goods and services but charging excessive, unfair and unreasonable prices.	1	11/10/2021	The Competition Commission confirmed receipt of the referrals and are reviewing the evidence provided.
City of Johannesburg / Johannesburg property Company JPC	KM Mashigo Trading CC; Triple SL Tech CC; Mizana Trading (Pty) Ltd; Omphile Turnkey Solutions (Pty) Ltd	Contravened Section 8(1)(a) of the Competition Commission act by providing goods and services but charging excessive, unfair and unreasonable prices.	4	01/04/2021	The Competition Commission confirmed receipt of the referrals and are reviewing the evidence provided.
GAU DoH	Beadica 423 CC 2011/085389/23 Zakheni Strategic Supplies Pty Ltd 2015/365589/07 Mlangeni Brothers Events CC 2009/126190/23	Contravention of Section 14, Section 19 and Section 22C (6) of the Medicines and Related Substances Act, Act No. 101 of 1965	3	24/11/2020	The SAHPRA confirmed receipt of the referrals and are reviewing the evidence provided.

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GAU DoH	Eubee Events Management Pty Ltd 2012/103924/07	Contravention of Section 14, Section 19 and Section 22C (6) of the Medicines and Related Substances Act, Act No. 101 of 1965	1	12/02/2021	The SAHPRA confirmed receipt of the referrals and are reviewing the evidence provided.
GAU DoH	LNG Scientific Pty Ltd 2014/009577/07	Contravention of Section 14, Section 19 and Section 22C (6) of the Medicines and Related Substances Act, Act No. 101 of 1965	1	11/03/2021	The SAHPRA confirmed receipt of the referrals and are reviewing the evidence provided.
GAU DoH	HSB Mercantile Investments Pty Ltd 2019/121105/07 MacDuke Trading and Projects CC 2011/019093/23 Polkadots Properties 193 Pty Ltd 2012/011129/07 Maponya Medical Solutions Pty Ltd 2010/010938/07 Senatla Trading Enterprise 180 CC 2011/001880/23	Contravention of Section 14, Section 19 and Section 22C (6) of the Medicines and Related Substances Act, Act No. 101 of 1965	5	30/03/2021	The SAHPRA confirmed receipt of the referrals and are reviewing the evidence provided.

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GAU DoH	Forest Furn Pty Ltd 2014/014005/07  TRC Africa Consultancy CC 2015/156388/23	Contravention of Section 14, Section 19 and Section 22C (6) of the Medicines and Related Substances Act, Act No. 101 of 1965	2	20/04/2021	The SAHPRA confirmed receipt of the referrals and are reviewing the evidence provided.
GAU DoH	Nascency Medicals Pty Ltd 2013/107451/07  Vharanga Phanda Trading CC 2007/004112/23  Cibacon Consulting Solutions Pty Ltd 2017/288196/07	Contravention of Section 14, Section 19 and Section 22C (6) of the Medicines and Related Substances Act, Act No. 101 of 1965	3	20/04/2021	The SAHPRA confirmed receipt of the referrals and are reviewing the evidence provided.

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GAU DoH	Umnothozwide Trading Enterprise Pty Ltd 2009/167940/23 Kraft Medical Pty Ltd 2017/082671/07 Dinaane Consulting Services Pty Ltd 2016/200130/07	Contravention of Section 14, Section 19 and Section 22C (6) of the Medicines and Related Substances Act, Act No. 101 of 1965	3	20/04/2021	The SAHPRA confirmed receipt of the referrals and are reviewing the evidence provided.
GAU DoH	Gramendo Projects Pty Ltd 2011/009011/23	Contravention of Section 14, Section 19 and Section 22C (6) of the Medicines and Related Substances Act, Act No. 101 of 1965	1	27/05/2021	The SAHPRA confirmed receipt of the referrals and are reviewing the evidence provided.

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GAU DoH	Modulelwa Holdings Pty Ltd 2013/153887/07 Afermall Pty Ltd 2019/222721/07 Dot Lighter Pty Ltd 2012/186646/07 Red Chair Holdings Pty Ltd 2013/113485/07 TRC Africa Consultancy CC 2015/156388/23	Contravention of Section 14, Section 19 and Section 22C (6) of the Medicines and Related Substances Act, Act No. 101 of 1965	5	08/06/2021	The SAHPRA confirmed receipt of the referrals and are reviewing the evidence provided.
GAU DoH	Future Advertising and Marketing CC 2005/009752/23	Contravention of Section 14, Section 19 and Section 22C (6) of the Medicines and Related Substances Act, Act No. 101 of 1965	1	24/05/2021	The SAHPRA confirmed receipt of the referrals and are reviewing the evidence provided.
GAU DoH	OSC Med Solutions Pty Ltd 2013/204284/07	Contravention of Section 14, Section 19 and Section 22C (6) of the Medicines and Related Substances Act, Act No. 101 of 1965	1	15/06/2021	The SAHPRA confirmed receipt of the referrals and are reviewing the evidence provided.

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State Institution	Name and Job Title	Charges	No of referrals	Date referred	Progress to date
GAU DoH	Olwe 2 Project Management Consultancy Pty Ltd 2014/184445/07	Contravention of Section 14, Section 19 and Section 22C (6) of the Medicines and Related Substances Act, Act No. 101 of 1965	1	13/08/2021	The SAHPRA confirmed receipt of the referrals and are reviewing the evidence provided.
GAU DoH	Kushesh Trading CC 2008/171904/23	Contravention of Section 14, Section 19 and Section 22C (6) of the Medicines and Related Substances Act, Act No. 101 of 1965	1	16/08/2021	The SAHPRA confirmed receipt of the referrals and are reviewing the evidence provided.
GAU DoH	3G Relocations and Transport CC 2006/124840/23	Contravention of Section 14, Section 19 and Section 22C (6) of the Medicines and Related Substances Act, Act No. 101 of 1965	1	16/08/2021	The SAHPRA confirmed receipt of the referrals and are reviewing the evidence provided.
GAU DoH	Envirocon Instrumentations CC 1988/008931/23	Contravention of Section 14, Section 19 and Section 22C (6) of the Medicines and Related Substances Act, Act No. 101 of 1965	1	16/08/2021	The SAHPRA confirmed receipt of the referrals and are reviewing the evidence provided.

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GAU DoH	Grimshaw Supplies Pty Ltd 2017/216135/07	Contravention of Section 14, Section 19 and Section 22C (6) of the Medicines and Related Substances Act, Act No. 101 of 1965	1	08/11/2021	The SAHPRA confirmed receipt of the referrals and are reviewing the evidence provided.
GAU DoH	Mr P Naidoo, Director Beadica 423 CC	Contravention of NT's Rules and Practice. Motivation to be placed on NT's Central Database/List of Restricted Suppliers/Service Providers	2	10/02/2021	The SIU has recommended that the Gauteng DoH and/or the NT place(s) the above entity and director on the database/list of restricted suppliers, after having followed the required administrative process.
GAU DoH	Mr ES Nkuna, Director Mlangeni Brothers Events CC.	Contravention of NT's Rules and Practice. Motivation to be placed on NT's Central Database/List of Restricted Suppliers/Service Providers	2	10/02/2021	The SIU has recommended that the Gauteng DoH and/or the NT place(s) the above entity and director on the database/list of restricted suppliers, after having followed the required administrative process.

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GAU DoH	Royal Bhaca Projects (Pty) Ltd; Ledla Structural Development (Pty) Ltd; Madzikane Diko, Director; Kgodisho Norman Lehong; Molatelo Albert Lehong; Rhulani Lehong; Josephine Sizakele Lehong.	Contravention of NT's Rules and Practice. Motivation to be placed on NT's Central Database/List of Restricted Suppliers/Service Providers	7	24/02/2021	The SIU has recommended that the Gauteng DoH and/or the NT place(s) the above entity and director on the database/list of restricted suppliers, after having followed the required administrative process.
GAU DoH	Ms M Pillay Future Advertising CC 2005/009752/23	Contravention of NT's Rules and Practice. Motivation to be placed on NT's Central Database/List of Restricted Suppliers/Service Providers	2	30/07/2021	The SIU has recommended that the Gauteng DoH and/or the NT place(s) the above entity and director on the database/list of restricted suppliers, after having followed the required administrative process.

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GAU DoH	Mr J Matlala Polkadots Properties 193 Pty Ltd 2012/011129/07	Contravention of NT's Rules and Practice. Motivation to be placed on NT's Central Database/List of Restricted Suppliers/Service Providers	2	02/09/2021	The SIU has recommended that the Gauteng DoH and/or the NT place(s) the above entity and director on the database/list of restricted suppliers, after having followed the required administrative process.
National DoT	Ecko Green (Pty) Ltd; Mistralog (Pty) Ltd; Recital Investment Corporation (Pty) Ltd; Pendowell (Pty) Ltd; Ms CL Buthelezi, representative of Mistralog (Pty) Ltd; Mr N Buthelezi, representative of Recital Investment Corporation (Pty) Ltd and Pendowell (Pty) Ltd;	Contravention of NT's Rules and Practice. Motivation to be placed on NT's Central Database/List of Restricted Suppliers/Service Providers	7	16/09/2021	The matter is still under consideration by National DoT

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	Ms MS Bhimjee, representative of Ecko Green (Pty) Ltd; Mr M Shivambo				
SANDF	Zakheni Strategic Supplies; Mavuba Investments.	Contravened Section 8(1)(a) of the Competition Commission act by providing goods and services but charging excessive, unfair and unreasonable prices.	2	25/03/2021	The Commissioner is attending to the referrals
Umdoni Local Municipality	Khula-Gedeza Properties; Pre-Eminent Trading Enterprise; Accunomics (Pty) Ltd.	Contravention of Section 14, Section 19 and Section 22C (6) of the Medicines and Related Substances Act, Act No. 101 of 1965	3	04/11/2021	SAHPRA Advocate to re-do his affidavits to incorporate Counsels recommendations

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uMngeni Local Municipality	Paluflo (Pty) Ltd	Contravention of Section 14, Section 19 and Section 22C (6) of the Medicines and Related Substances Act, Act No. 101 of 1965	1	04/11/2021	SAHPRA Advocate to re-do his affidavits to incorporate Counsels recommendations
KZN DoE	Njiki Yesizwe Projects; Mashibela Business Solutions; Ms Hlengwa, Director; Mr PS Mabaso, Director; Ms Xaba, teacher at KwaZulu-Natal DoE	Contravention of section 4(a)(i)(aa) and 4(ii)(bb) and (cc) of the PACOCA Act.  Recommendation to blacklist the entities and individuals.	5	03/06/2021	Email sent to DoE for feedback, response awaited.
KZN DoE	Bulum Trading; Ms NFM Mthembu, Director.	Contravention of section 4(a)(i)(aa) and 4(ii)(bb) and (cc) of the PACOCA Act.  Recommendation to blacklist the entities and individuals.	2	13/05/2021	Email sent to DoE for feedback, response awaited.

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KZN DoE	888 Business Solutions; African Grey Trading; Azucare; Bluejay Development; Bonganjalo Holdings; EGS Investments Solutions; Esomkhulu Trading; K & L Consulting t/a Gold Developments; Khanyisile Agency; Ka-Myaluza; Magamedge Trading; Mahambayedwa Trading; Mobility Solutions; Neosta Electronic Distributors;	Contravention of Section 14, Section 19 and Section 22C (6) of the Medicines and Related Substances Act, Act No. 101 of 1965	21	21/04/2021 06/12/2021	SAHPRA Advocate to re-do his affidavits to incorporate Counsels recommendations

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KwaDukuza Local Municipality	Ogabazini Holdings; Oshlanga Enterprise; RMSP Trading; Sebenzani Trading 622; Sekakhona Trading Enterprise; Siphosegugu Trading; Trufix Industrial; Usuthu Group Pty) Ltd.	Contravention of Section 14, Section 19 and Section 22C (6) of the Medicines and Related Substances Act, Act No. 101 of 1965	8 2	21/04/2021 24/03/2021	SAHPRA Advocate to re-do his affidavits to incorporate Counsels recommendations

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eThekweni Metropolitan Municipality	Shayimpi Security and Training; T and T Chemicals; Vesta Creations; Konkrit Business Solutions; Khehloz Wheel Projects.	Contravention of Section 14, Section 19 and Section 22C (6) of the Medicines and Related Substances Act, Act No. 101 of 1965	7 15 1 1	24/03/2021 13/08/2021 04/11/2021 06/12/2021	SAHPRA Advocate to re-do his affidavits to incorporate Counsels recommendations

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	Fastcomm Solutions; Inhlanhla Projects; Kayosi Trading; Lelanguka Trading; Magnet Electrical Supplies; Mavuka 010115 Trading; Phithizie Trading; Prostar Paints; Pure Stream Cleaning Services; Surgical and General Supplies; Umbuso Wamaqadi Investments; Vawdas Promotions; YNT Trading; Brandfin Trade 110;				

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LIM CoGHSTA	Bifood KZN. Ms CHS Mohlala, Director Aventino; Aventino Group CC.	The commission of a criminal offence of fraud. The SIU has recommended that the Housing Development Agency requests NT to place the above entity and director on the database after having followed the required administrative process.	2	27/01/2021	The Housing Development Agency has escalated the matter to NT for guidance.
LIM DoH	Ms Mphephu, Director; Confidence Trading No 1	The commission of a criminal offence of fraud. The SIU has recommended that the Housing Development Agency requests NT to place the above entity and director on the database after having followed the required administrative process.	2	21/07/2021	The Limpopo DoH has acknowledged receipt of the referrals.
LIM DoH	Tshivhe Trading Enterprise; Nomageba Medical; Mmazwi Civil and Construction Services; Makhavhani Trading CC;	Contravention of Section 14, Section 19 and Section 22C (6) of the Medicines and Related Substances Act, Act No. 101 of 1965	3 31	11/08/2021 10/03/2021	SAHPRA has referred these matters to the Hawks for further investigation. The investigation is still ongoing.

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	R R A Trading CC;				
	RIHM Media and Marketing (Pty) Ltd				
	NMM Investment Solution (Pty) Ltd;				
	Ngoako GM Holding (Pty) Ltd;				
	King Kone Resources (Pty) Ltd;				
	Confidence no 1 Trading (Pty) Ltd;				
	Sedi Laka Trading Project Management CC;				
	Enpro Laboratories (Pty) Lt;				
	Rebantle Trading & Projects (Pty) Ltd;				
	Glen Life Group & Project (Pty) Ltd;				

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	Ndia Business Trading (Pty) Ltd; Pro Secure (Pty) Ltd; Luhura Trading and General Suppliers CC; Hudi Medical Equipment Solution (Pty) Ltd; T7 Mash (Pty) Ltd; Mizana Trading (Pty) Ltd; Mmapadi Group (Pty) Ltd; Mamello Clinical Solution (Pty) Ltd; C Matodzi (Pty) Ltd; Devine Catering and Events (Pty) Ltd Tshimangadzo Accommodation and Cash Loan (Pty) Ltd;				

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LIM DoH	<p>Smandi Project Management CC;</p> <p>Tshiamiso Trading 135 (Pty) Ltd;</p> <p>Murunwa Consulting CC;</p> <p>Hipco Trading (Pty) Ltd;</p> <p>Lennymed Pharmacy Inc;</p> <p>Gigy's Trading (Pty) Ltd;</p> <p>Basani IT Solution (Pty) Ltd;</p> <p>North Siders Managers Consultations (Pty) Ltd;</p> <p>Kobuhla Engineering Building Services (Pty) Ltd</p>	<p>Contravened Section 8(1)(a) of the Competition Commission act by providing goods and services but</p>	2	21/07/2021	The Commissioner is reviewing the referrals made

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State Institution	Name and Job Title	Charges	No of referrals	Date referred	Progress to date
NCP DoH	Macronym 37 (Pty) Ltd MKV Investments (Pty) Ltd Asijiki Soundbytes (Pty) Ltd Revolt Headboy (Pty) Ltd CMED Suppliers	charging excessive, unfair and unreasonable prices. Contravention of Section 14, Section 19 and Section 22C (6) of the Medicines and Related Substances Act, Act No. 101 of 1965	5	19/07/2021	Receipt was acknowledged on 19 July 2021. Awaiting feedback.
NCP DoH	DNS Supplies Asijiki Soundbytes (Pty) Ltd CMED Suppliers	Contravened Section 8(1)(a) of the Competition Commission act by providing goods and services but charging excessive, unfair and unreasonable prices.	3	05/11/2021	Receipt was acknowledged.
Cederberg Local Municipality	Michlo Engineering Services	Contravened Section 8(1)(a) of the Competition Commission act by providing goods and services but charging excessive, unfair and unreasonable prices.	1	28/07/2021	The Competition Commission has acknowledged receipt of the referral.
Cederberg Local Municipality	Michlo Engineering Services	Contravention of Section 14, Section 19 and Section 22C (6) of the	1	04/10/2021	SAHPRA has acknowledged receipt of the referral.

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**Number of referrals made for Administrative Action (which includes blacklisting) reported at 15 July 2022**

State Institution	Name and Job Title	Charges	No of referrals	Date referred	Progress to date
Matzikama Local Municipality	Duneco CC	Medicines and Related Substances Act, Act No. 101 of 1965 Contravened Section 8(1)(a) of the Competition Commission act by providing goods and services but charging excessive, unfair and unreasonable prices.	1	25/10/2021	The Competition Commission has acknowledged receipt of the referral.
<b>Total</b>			<b>340</b>		

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#### 4.7. RAND VALUE OF POTENTIAL CASH AND/OR ASSETS TO BE RECOVERED

This is the rand value in cash and/or assets that is potentially recoverable. Acknowledgement of Debt documents (AoDs) are signed and the debtor agrees to repay the money in one lump sum or repays the money in month instalments until the debt is fully repaid. The SIU also makes recommendations to State institutions to withhold payments to service providers (usually where irregularities have been uncovered by the investigations and pending civil proceedings in the Special Tribunal or the High Court).

##### Rand value of potential cash and/or assets to be recovered since last report submitted on 15 July 2022

State Institution	Description	Value	Date Achieved
Buffalo City Metropolitan Municipality	Letter of Demand served for irregular increase in the price of PPE	R1 236 538	31/05/2022
Buffalo City Metropolitan Municipality	Letter of Demand served for irregular increase in the price of PPE	R161 180	31/05/2022
Buffalo City Metropolitan Municipality	Letter of Demand served for irregular increase in the price of PPE	R107 525	31/05/2022
ECP DoE	Order obtained to preserve assets in respect of the proceeds of crime	R328 000	01/09/2022
Nelson Mandela Bay Metropolitan Municipality	1 AoD was signed for PPE that was never delivered.	R37 840	25/03/2022
GAU DoH	Recommendations were made to withhold payments to 1 service provider.	R2 937 819	30/04/2022
GAU DoH	An order was obtained to preserve property and assets held by the 1 <sup>st</sup> and 2 <sup>nd</sup> respondents	R7 940 667	30/09/2021
Govan Mbeki Local Municipality	1 AoD was signed because the investigation revealed that the service providers provided goods and/or services to the Municipality for a price more than what was regulated by NT.	R38 300	12/07/2021

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**Rand value of potential cash and/or assets to be recovered since last report submitted on 15 July 2022**

State Institution	Description	Value	Date Achieved
MPU DoH	3 AoDs were signed because the investigation revealed the service provider inflated the price of PPE. The AoD signed was for the difference they were supposed to charge and what they actually charged.	R28 191	24/08/2021
		R132 882	23/08/2021
		R166 509	23/08/2021
North West Department of Community, Safety and Transport Management	1 AoD was signed because the investigation revealed the service provider inflated the price of PPE.	R102 808	17/03/2022
NWP DoH	1 AoD was signed because the investigation revealed the service provider inflated the price of PPE.	R21 010	13/07/2021
NWP DSD	1 AoD was signed because the investigation revealed the service provider inflated the price of PPE.	R16 158	25/10/2021
Ngaka Modiri Molema District Municipality	2 AoDs were signed because the investigation revealed the service provider inflated the price of PPE.	R1 002	09/05/2022
		R2 280	19/05/2022
Cederberg Local Municipality	Letter of demand served to Michlo Engineering	R202 382	31/05/2022
<b>Total</b>		<b>R13 461 091</b>	

**Rand value of potential cash and/or assets to be recovered reported at 15 July 2022**

State Institution	Description	Value	Date Achieved
ECP DoE	Letter of Demand has been served to Illiqhayiya Trading	R17 666	04/10/2021
ECP DoE	1 AoD was signed for PPE that was never delivered.	R98 415	30/04/2021
ECP DoE	1 AoD was signed for PPE that was never delivered.	R52 159	8/11/2021
ECP DoE	The SIU successfully applied to the Special Tribunal to have the bank accounts of the first four	R2 785 276	30/10/2020

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**Rand value of potential cash and/or assets to be recovered reported at 15 July 2022**

State Institution	Description	Value	Date Achieved
	respondents frozen and to interdict the Department from making any further payments.		
ECP DoE	Letter of Demand has been served to Thembalabantu Security Cleaning and General Trading	R7 109	31/10/2021
ECP DoE	Over payment in respect of 202 delivery notes in respect of Secondary School in the Eastern Cape	R17 845	30/11/2021
ECP DoE	Letter of Demand has been served to Unlocked Consultants	R6 174	30/11/2021
ECP DoE	Letter of Demand has been served to Ngxiva Construction CC	R26 472	31/08/2021
ECP DoH	The matter was heard in the Special Tribunal and the Department was interdicted from making any payments to the supplier and from accepting delivery of any goods from the supplier, pending the finalization of the review proceedings to challenge the validity of the award and the resulting contract.	R10 148 750	18/09/2020
Nelson Mandela Bay Metropolitan Municipality	Letter of Demand has been served to Runto Trading Pty Ltd	R446 142	31/10/2021
Nelson Mandela Bay Metropolitan Municipality	Letter of Demand served for irregular increase in the price of PPE	R63 855	31/12/2021
Nelson Mandela Bay Metropolitan Municipality	Letter of Demand served for irregular increase in the price of PPE	R272 448	31/12/2021
Nelson Mandela Bay Metropolitan Municipality	Letter of Demand served for irregular increase in the price of PPE	R37 840	31/12/2021

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<b>Rand value of potential cash and/or assets to be recovered reported at 15 July 2022</b>			
<b>State Institution</b>	<b>Description</b>	<b>Value</b>	<b>Date Achieved</b>
Nelson Mandela Bay Metropolitan Municipality	Letter of Demand served for irregular increase in the price of PPE	R37 840	31/12/2021
Nelson Mandela Bay Metropolitan Municipality	Letter of Demand served for irregular increase in the price of PPE	R37 840	31/12/2021
Nelson Mandela Bay Metropolitan Municipality	Letter of Demand served for irregular increase in the price of PPE	R154 800	31/12/2021
Nelson Mandela Bay Metropolitan Municipality	Letter of Demand served for irregular increase in the price of PPE	R37 840	31/12/2021
Nelson Mandela Bay Metropolitan Municipality	Letter of Demand served for irregular increase in the price of PPE	R77 400	31/12/2021
Nelson Mandela Bay Metropolitan Municipality	Letter of Demand served for irregular increase in the price of PPE	R63 855	31/12/2021
Nelson Mandela Bay Metropolitan Municipality	Letter of Demand served for irregular increase in the price of PPE	R41 750	31/12/2021
Nelson Mandela Bay Metropolitan Municipality	Letter of Demand has been served to Sizomanowethu General Trading (Pty) Ltd	R38 700	31/08/2021
Nelson Mandela Bay Metropolitan Municipality	Letter of Demand and Summons to KaziForce	R606 300	9/06/2021
Nelson Mandela Bay Metropolitan Municipality	1 AoD was signed for PPE that was never delivered	R77 400	25/10/2021
FSP PT	A recommendation was made to withhold payment to service providers who had received contracts to provide surgical gowns. The SIU has since instituted proceedings in the Special Tribunal to interdict and restrain the Provincial Treasury from making any further payments	R39 150 739	07/10/2020

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State Institution	Description	Value	Date Achieved
	to the service providers, and to review and set aside the contracts that were awarded.		
GAU DoE	The SIU obtained an order in the Special Tribunal to freeze the bank accounts of service providers appointed by the Department to sanitize schools.	R4 600 403	23/06/2021
GAU DoE	The SIU obtained an order in the Special Tribunal to freeze the bank accounts of service providers appointed by the Department to sanitize schools.	R43 294 118 R22 404 113	17/05/2021 01/06/2021
GAU DoH	1 AoD was signed because of an overpayment in respect of VAT that was made on an invoice submitted by a service provider. The service provider was contracted to supply surgical masks to the value of R129 358 500.	R320 000	29/06/2021
GAU DoH	A recommendation was made to cancel a purchase order issued to a service provider.	R13 627	08/06/2021
GAU DoH	Recommendations were made to withhold payments to 9 service providers. The Department have confirmed that no further payments will be made pending the finalization of the SIU investigations and civil proceedings.	R269 993 969	04/09/2020 16/09/2020 23/09/2020 12/11/2020 16/11/2020 22/12/2020 30/06/2021 21/07/2021
GAU DoH	1 AoD was signed because of an overpayment in respect of Vat that was made on one invoice submitted. The service provider	R247 500	15/10/2020

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State Institution	Description	Value	Date Achieved
	was contracted to supply surgical masks and the value of the contract is R7 256 606.		
GAU DoH	An interim Order was granted by the Special Tribunal which prohibits the 1st to 39th respondents from dealing with any property listed in the order, and the Government Employees Pension Fund (GEPF) and the Government Pensions Administration Agency (GPAA) from releasing to Ms Lehloenya or any other party any money which represents pension and retirement benefits.	R26 999 390	20/08/2020
City of Johannesburg / Johannesburg Social Housing JOSHCO	A recommendation was made to withhold payments to three service providers pending the institution of civil proceedings.	R65 929 505	29/03/2021
City of Tshwane Metropolitan Municipality	A recommendation was made to withhold payments to service providers pending the institution of civil proceedings.	R19 793 897	30/09/2021
Newcastle Local Municipality	1 AoD was signed for Zokwenza Development and Training CC	R134 600	09/02/2022
Newcastle Local Municipality	1 AoD was signed for MSO Trading (Pty Ltd for over pricing on PPE	R246 500	25/11/2021
Newcastle Local Municipality	1 AoD was signed for Zamanzunza Trading	R70 000	26/11/2021
eThekweni Metropolitan Municipality	1 AoD was signed for Ayabongamahlomuka Trading for overcharging for catering	R19 500	07/10/2021
eThekweni Metropolitan Municipality	1 AoD was signed for Balikhulu Trading for invalid structural certificates	R2 600	07/10/2021

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State Institution	Description	Value	Date Achieved
eThekwini Metropolitan Municipality	1 AoD was signed for Khosku Trading and Projects for invalid structural certificates	R14 950	05/10/2021
eThekwini Metropolitan Municipality	1 AoD was signed for Likhona Projects and Development for supplying marquees that were not according to specifications	R75 000	30/08/2021
eThekwini Metropolitan Municipality	1 AoD was signed for Central Hiring for supplying marquees that were not according to specifications	R40 000	18/08/2021
eThekwini Metropolitan Municipality	1 AoD was signed for Afrizulu for supplying marquees that were not according to specifications	R50 000	11/08/2021
eThekwini Metropolitan Municipality	1 AoD was signed for Melody Street Trading 69 for charging above NT rates for PPE item	R135 088	02/06/2021
KZN DoH	1 AoD was signed for Pro Secure for charging above NT rates for PPE item	R4 255 000	02/09/2021
KZN DoH	1 AoD was signed for National Community Marketing for charging above NT rates for PPE item	R1 304 000	02/09/2021
KZN DoE	1 AoD was signed for Sigencabagence as a result of irregularities in the service providers BEEEE certification.	R41 560	29/04/2021
KZN DoE	Oshlanga Enterprise Azucare Neosta Electronic Distributors AfriVision Communications Amakhono Capital The above AoDs were signed for the under-delivery of goods supplied, for overcharging the Department for Value Added Tax	R40 000 R176 191 R985 351 R184 275 R1 072 810	23/09/2020 09/10/2020 16/10/2020 04/12/2020 18/01/2021

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State Institution	Description	Value	Date Achieved
	("VAT") and for profits derived as a result of an irregular procurement process		
KZN DoE	2 AoDs were signed for Sebenzani Trading 622 for overpricing of PPE items supplied which were above NT regulated prices.	R3 286 000 R141 240	25/03/2021 25/03/2021
KZN DoE	1 AoD was signed for New Track Enterprise as a result of irregularities in the service providers BBEEE certification.	R89 901	31/03/2021
KZN DSD	A recommendation was made to withhold payment to LNA Communications. The Department have confirmed that no further payments will be made pending the conclusion of the litigation process that the SIU has instituted.	R2 040 000	25/09/2020
KZN DSD	1 AoD was signed for Umunyeovou Trading for charging the Department VAT while they were not registered as VAT vendors.	R276 450	20/10/2020
LIM DoH	1 AoD was signed for Mmazwi Civil and Construction Services.	R21 923	12/10/2021
LIM CoGHSTA	A recommendation was made to withhold payment to a contractor. The Department have confirmed that no further payments will be made pending the conclusion of the SIU investigation.	R12 814 563	23/11/2020
MPU DoE	A recommendation was made to withhold payment to contractors appointed for maintenance projects for various schools. The Department have confirmed that no further payments will be made	R14 823 019	29/09/2020

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<b>State Institution</b>	<b>Description</b>	<b>Value</b>	<b>Date Achieved</b>
	pending the conclusion of the SIU investigation.		
MPU DHS	1 AoD was signed because the service providers overcharged for PPE that was procured. The investigation revealed there was a difference between what was supposed to be charged and what they actually charged.	R2 135	24/05/2021
MPU Department of Economic Development and Tourism	1 AoD was signed because the service providers overcharged for PPE that was procured. The investigation revealed there was a difference between what was supposed to be charged and what they actually charged.	R9 565	10/06/2021
MPU DPWRT	1 AoD was signed because the service providers overcharged for PPE that was procured. The investigation revealed there was a difference between what was supposed to be charged and what they actually charged.	R16 354	24/06/2021
MPU DoH	7 AoDs were signed because the investigation revealed the service provider inflated the price of PPE. The AoD signed was for the difference they were supposed to charge and what they actually charged.	R107 348 R400 000 R126 594 R15 000 R24 800 R50 800 R100 000	01/09/2021 27/07/2021 27/07/2021 27/07/2021 13/10/2020 12/10/2020 09/10/2020
MPU DSD	2 AoDs were signed because the service providers overcharged for PPE that was procured. The investigation revealed there was a difference between what was	R59 735 R76 090	06/05/2021 27/10/2020

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State Institution	Description	Value	Date Achieved
	supposed to be charged and what they actually charged.		
Govan Mbeki Local Municipality	8 AoDs were signed because the investigation revealed that the service providers provided goods and/or services to the Municipality for a price more than what was regulated by NT.	R44 279	11/11/2020
		R34 682	12/11/2020
		R23 159	13/11/2020
NWP DoH	5 AoDs were signed because the investigation revealed the service providers were paid VAT by the Department but were not registered VAT vendors. 2 AoDs to the value of R19 592 have been repaid in full.	R233 000	19/10/2020
		R405 870	21/10/2020
		R27 100	22/10/2020
		R170 000	23/10/2020
		R177 000	04/11/2020
	R31 878	19/03/2021	
NWP DoH	2 AoDs were signed because the investigation revealed the service providers were paid VAT by the Department but were not registered VAT vendors. Both these AoDs have been repaid in full.	R19 592	28/09/2020
NWP DoE	One AoD was signed because the investigation revealed the service provider has quoted and charged the Department for face masks at inflated prices. The value of the AOD is the excess portion that the service provider charged in comparison to the guideline pricing included in NT Instruction 05 of 2020/21.	R43 500	09/11/2020
Matzikama Local Municipality	A recommendation was made to withhold payment to 1 service provider. The Department have confirmed that no further payments will be made pending	R80 000	08/09/2020

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Rand value of potential cash and/or assets to be recovered reported at 15 July 2022			
State Institution	Description	Value	Date Achieved
	the finalization of the SIU investigations.		
	<b>Total</b>	<b>R552 520 139</b>	

#### 4.8. RAND VALUE OF ACTUAL CASH AND/OR ASSETS RECOVERED

This is the rand value in cash and/or assets that has been recovered for the State and/or relevant third parties.

Rand value of actual cash and/or assets recovered reported after final report submitted on 15 July 2022			
State Institution	Description	Value	Date Achieved
Nelson Mandela Bay Metropolitan Municipality	Repayment made in respect of AoDs signed	R26 000	31/12/2021 31/01/2022 28/02/2022 31/03/2022
KZN DSD	Repayments made in respect of AoDs signed	R264 000	31/01/2022 31/12/2021
Newcastle Local Municipality	Repayments made in respect of AoDs signed	R31 500	31/03/2022 28/02/2022 31/01/2022
MPU DoH	Repayments made in respect of AoDs signed	R10 000 R1 000 R30 000 R45 000 R20 000 R40 000	30/09/2022 31/08/2022 31/05/2022 31/03/2022 28/02/2022 31/12/2021

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**Rand value of actual cash and/or assets recovered reported after final report submitted on 15 July 2022**

State Institution	Description	Value	Date Achieved
Govan Mbeki Local Municipality	Repayments made in respect of AoDs signed	R4 000	30/09/2022
		R2 500	31/07/2022
		R1 500	30/06/2022
		R2 000	31/05/2022
		R700	31/01/2022
NWP DoH	Repayments made in respect of AoDs signed	R2 900	30/11/2021
		R4 400	31/12/2021
		R2 700	31/01/2022
		R4 400	28/02/2022
		R2 600	31/03/2022
		R5 200	30/04/2022
		R3 700	31/05/2022
		R3 800	30/06/2021
		R6 900	31/08/2022
		R500	31/07/2022
		R2 700	30/09/2022
NWP DSD	Repayments made in respect of AoDs signed	R1 347	31/12/2021
		R1 347	31/01/2022
		R1 347	28/02/2022
		R1 347	31/03/2022
		R1 347	30/04/2022
		R1 347	31/05/2022
		R1 347	30/06/2022
		R1 347	31/07/2022
		R1 347	31/08/2022
		R1 347	30/09/2022
<b>Total</b>		<b>R531 470</b>	

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State Institution / Matter	Description	Value	Date Achieved
ECP DoE	Repayment made in respect of AoDs signed	R24 786	31/10/2021
		R24 019	30/11/2021
GAU DoH	Repayment made in respect of AoDs signed	R247 500	15/10/2021
GAU DoH	Repayment made in respect of AoDs signed	R320 000	29/06/2021
GAU DoH	The ST confirmed the interim order that was granted against 4 respondents and declared that the funds held in their bank accounts be declared forfeit to the State	R16 661 065	10/12/2020
GAU DoH	The Special Tribunal confirmed the interim order that was granted against 20 respondents and declared that the funds held in their bank accounts be declared forfeit to the State	R7 401 705	04/02/2021
KZN DoH	Repayments made in respect of AoDs signed	R2 758 407	19/05/2022
			30/04/2022
			31/03/2022
			28/02/2022
			31/12/2021
			30/11/2021
			31/10/2021
			30/09/2021
KZN DoE	Repayments made in respect of AoDs signed	R4 944 518	31/07/2021
			30/06/2021
			31/05/2021
			31/03/2021
			28/02/2021
			31/01/2021

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State Institution / Matter	Description	Value	Date Achieved
			31/12/2020 30/11/2020 31/10/2020 30/09/2020
KZN DSD	Repayments made in respect of AoDs signed	R1 088 230	22/02/2022 28/02/2021 31/12/2020 30/11/2020
KZN DSD	Applications were lodged in the Special Tribunal seeking a declaration of invalidity in respect of the award of contracts and a just and equitable remedy in respect of the losses suffered by the Department. A Consent Order was granted by the Special Tribunal, and Zain Brothers effected full payment of the profits derived.	R718 550	29/01/2021
KZN DSD	Applications were lodged in the Special Tribunal seeking a declaration of invalidity in respect of the award of contracts and a just and equitable remedy in respect of the losses suffered by the Department. A Consent Order granted by the Special Tribunal, and Rosette Investments effected full payment of the profits derived.	R864 000	29/01/2021
eThekweni Metropolitan Municipality	Repayments made in respect of AoDs signed	R130 000	06/11/2021 15/10/2021 30/09/2021 31/08/2021 28/06/2021
LIM DoH	Repayments made in respect of AoDs signed	R22 193	31/10/2021

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MPU DoH	Repayments made in respect of AoDs signed	R175 600	31/10/2020
		R5 000	28/02/2021
		R5 000	31/03/2021
		R5 000	30/04/2021
		R12 000	30/06/2021
		R5 000	31/08/2021
		R204 560	30/09/2021
		R50 000	31/10/2021
		R7 000	30/11/2021
MPU DHS	Repayments made in respect of AoDs signed	R2 135	30/06/2021
MPU DSD	Repayments made in respect of AoDs signed	R59 735	30/06/2021
MPU DPWRT	Repayments made in respect of AoDs signed	R16 355	30/06/2021
Govan Mbeki Local Municipality	Repayments made in respect of AoDs signed	R1 700	30/06/2021 28/02/2021
NWP DoH	Repayments made in respect of AoDs signed	R46 092	30/09/2020
			31/03/2021
			30/04/2021
			31/05/2021
			30/06/2021
			31/07/2021
			31/08/2021
			30/09/2021 31/10/2021
NWP DSD	Repayments made in respect of AoDs signed	R1 347	30/11/2021

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<b>Rand value of actual cash and/or assets recovered reported at 15 July 2022</b>			
<b>State Institution / Matter</b>	<b>Description</b>	<b>Value</b>	<b>Date Achieved</b>
NWP DoE	Repayments made in respect of AoDs signed	R1 600	30/11/2021
	<b>Total</b>	<b>R35 803 097</b>	

#### 4.9. RAND VALUE OF POTENTIAL LOSS PREVENTED

This is the rand value that could have been lost to the State that is averted through a range of interventions by the SIU or the State institutions by means of evidence that is provided by the SIU.

<b>Rand value of potential loss prevented reported after final report submitted on 15 July 2022</b>			
<b>State Institution</b>	<b>Description</b>	<b>Value</b>	<b>Date Achieved</b>
GAU DoH	Just and equitable relief judgement against Mlangeni Brothers	R4 663 745	14/11/2022
	<b>Total</b>	<b>R4 663 745</b>	

<b>Rand value of potential loss prevented reported at 15 July 2022</b>			
<b>State Institution</b>	<b>Description</b>	<b>Value</b>	<b>Date Achieved</b>
OR Tambo District Municipality	The Special Tribunal reviewed and set aside the contract that was awarded to Phathilizwi Training Institute. The court ruled that all the tax invoices that were issued were invalid and should not be paid by the Municipality to the service provider.	R4 857 600	21/04/2021
GAU DoH	The SIU recommended to the Department that they reduce the value of two outstanding invoices that were due to Botshelocla (Pty) Ltd, because they had overcharged the Department. The Department confirmed that they had implemented our recommendation.	R90 000	18/12/2020
GAU DoH	The SIU recommended to the Department that they make no payments to Prime Reason because the investigation found	R300 000	15/02/2021

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Rand value of potential loss prevented reported at 15 July 2022			
State Institution	Description	Value	Date Achieved
	that their appointment was irregular or invalid in terms of Section 2 of the Constitution; Section 217(1) 45(a) 57(a) of the PFMA; Section 45(b) 57(b) of PFMA; Section 76 of PFMA and paragraphs 14 & 17 of the SCM Policies. The Department has confirmed that they have recalled all payments.		
GAU DoH	The Special Tribunal reviewed and set aside the contract that was awarded to Ledla Structural Development (Pty) Ltd. The value of the contract was R139 million. At the time of the award approximately R100 million had not been paid to Ledla.	R99 241 842	10/12/2020
MPU DoE	A recommendation was made to withhold payment to contractors appointed for maintenance projects for various schools. The Department have confirmed that no further payments will be made as per the SIU recommendation.	R9 714 067	29/04/2021
<b>Total</b>		<b>R114 203 509</b>	

#### 4.10. RAND VALUE OF CONTRACTS SET ASIDE

Rand value of contracts set aside reported after final report submitted on 15 July 2022			
State Institution	Description	Value	Date Achieved
Buffalo City Metropolitan Municipality	A recommendation was made to the Municipality to cancel the contract that was awarded to Vitsha Civils for non-performance. The municipality has confirmed that the contract was cancelled.	R4 703 805	31/07/2022
FSP PT	The Special Tribunal reviewed and set aside the contract that was awarded	R39 150 740	31/01/2022
GAU DoE	The Special Tribunal reviewed and set aside the contract that was awarded	R219 531 493	10/02/2022

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<b>Rand value of contracts set aside reported after final report submitted on 15 July 2022</b>			
<b>State Institution</b>	<b>Description</b>	<b>Value</b>	<b>Date Achieved</b>
GAU DoH	The Special Tribunal reviewed and set aside the contract that was awarded	R24 000 000	07/02/2022
GAU DoH	The Special Tribunal reviewed and set aside the contract that was awarded	R103 770 000	29/06/2022
NHLS	The Special Tribunal reviewed and set aside the contract that was awarded	R166 809 675	07/06/2022
Matzikama Local Municipality	The High Court reviewed and set aside the contract that was awarded	R650 000	19/08/2022
<b>Total</b>		<b>R558 615 713</b>	

<b>Rand value of contracts set aside reported at 15 July 2022</b>			
<b>State Institution</b>	<b>Description</b>	<b>Value</b>	<b>Date Achieved</b>
ECP DoH	The Special Tribunal reviewed and set aside the contract that was awarded to Fabkomp (Pty) Ltd.	R10 148 750	28/05/2021
OR Tambo District Municipality	The Special Tribunal reviewed and set aside the contract that was awarded to Phathilizwi Training Institute.	R4 857 600	21/04/2021
GAU DoH	The Special Tribunal reviewed and set aside the contract that was awarded to Ledla Structural Development (Pty) Ltd.	R139 000 000	10/12/2020
KZN DSD	The Special Tribunal reviewed and set aside the contract that was awarded to: <ul style="list-style-type: none"> <li>• Zain Brothers</li> <li>• Rosette Investments</li> <li>• Gibela Investments</li> </ul>	R4 800 000 R4 899 000 R6 708 000	15/03/2021 05/04/2021 18/05/2021
<b>Total</b>		<b>R170 413 350</b>	

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## 5. MATTERS FINALISED

### 5.1. Gauteng Province

#### 5.1.1. Gauteng DoH

##### 5.1.1.1. Infrastructure Projects

###### a) Nature of Allegation

This matter forms part of the allegations referred to the SIU by the Gauteng OTP on 5 June 2020. The alleged irregular procurement by the Gauteng DoH of, and contracting for the supply of infrastructure development at various hospitals by the Gauteng DoH and the Gauteng DID. The value of the contracts awarded are as follows:

###### Alternative Building Technology (“ABT”)

- Condocor (Pty) Ltd (new build contract) - Kopanong Hospital additional 300 ICU Beds - R220 774 176;
- Enza Construction (Pty) Ltd (new build contract) - Chris Hani Baragwanath Hospital additional 500 ICU Beds - R570 143 271;
- Shomang Construction (Pty) Ltd (new build contract) - George Mkhari Hospital 300 ICU Beds - R233 590 803; and
- Concor Construction (Pty) Ltd (new build contract) - Jubilee Hospital additional 300 ICU Beds - R268 095 000.

###### Refurbishment contracts

- QDS Projects CC (refurbishment contract) - Tshwane District Hospital - R54 762 231; and
- Maziya Construction CC (refurbishment contract) - George Mkhari Hospital - R186 006 274.

###### b) Summary of findings

The investigation into the appointment of the contractors is complete and the findings in respect of the SIU investigation were included in the second final report dated 15 July 2022. The SIU

appointed a quantity surveyor (“QS”) to assist in the quantification and evaluation of refurbishment and construction costs related to the projects listed above. The brief to the QS included commenting on the bill of quantities for each contractor. The SIU received a report as prepared by the QS. In respect of the various appointment processes the findings are as follows:

### ***The appointment of the PSP***

The appointed PSP was selected from the approved Departmental Panel of PSPs on an emergency. Although the appointment was done on an emergency, no proper selection process was followed in terms of section 217 of the Constitution in that only one service provider was approached by the GDID on behalf of GDoH.

### ***The appointments in respect of the contractors***

The SIU reviewed all provided documentary evidence in respect of the appointment of the contractors. All role-players and officials involved in the process were interviewed and affidavits obtained. The SIU found that all SCM processes were followed with the appointment of the contractors.

In respect of the individual contractors the findings are as follows:

#### **Condocor (Pty) Ltd: Kopanong hospital**

Condocor (Pty) Ltd was amongst the nine suppliers who submitted bids for the construction of Kopanong provincial hospital. BAC recommended the appointment of Condocor for the design, construction and commissioning of (ABT) 300 ICU beds at Kopanong hospital at a total cost of R220 774 176.35. The acting HOD, Mr R Makhumisani approved the recommendation on the 11 June 2020. Site was handed over to Condocor on the 29 June 2020 and received the letter of award on the 11 July 2020.

There were two compensation events (“CEs”) at Kopanong, which were approved by the GDID’s BAC committee. Ms Zanele Zola prepared a memorandum to the chairperson of the BAC, Mr Tabane requesting approval for the first CE. The reason for the CE as per the memorandum, is changes in design requirements due to ground conditions requiring special treatment as a result of Dolomite. She further stated that at the time of the tender there was no site information and assumption was made that the ground conditions were normal. The total amount requested for the first CE was R31 200 749.69 and it was dated 11 August 2020. The second memorandum was

prepared on the 28 August 2020 by Ms Zanele Zola for an amount of R12 850 922.61. The total for the CEs was R44 051 672.30.

CEs were against the NT Instruction Note number 3 of 2016/17 that prescribes that under the Preventing and Combating Abuse of the SCM System, “accounting officers and accounting authorities may, under normal circumstances, vary/expand contracts up to 20% or R20 million (including VAT) for construction related goods, works or services of the original contract value without treasury approval.” However, due to the national state of disaster, NT amended this with Instruction number 5 of 2020/21 regarding the emergency procurement in response to Covid-19. Instruction number 5 stated that for “the period until the Covid-19 pandemic is declared over, the thresholds are increased to 30% or R30 million. if the variation is for goods, works or services to prevent an escalation of the Disaster or to alleviate, contain or minimise the effects of the Disaster.” CEs paid to Condocor (Pty) Ltd was within the 30% threshold but more than the stipulated R30 million.

The SIU investigation revealed evidence of contract mismanagement; and, fruitless and wasteful expenditure as the building are incomplete and abandoned. The buildings were never occupied or used for the intended purpose.

There is currently an ongoing civil matter between the service provider and the Gauteng DoH. Therefore, the SIU will await the outcome of such to determine possible future civil action.

### **Enza Construction (Pty) Ltd**

On 11 June 2020 Enza Construction was informed by a letter that the BAC awarded his company for the tender for design, construction and commissioning of hospital facility consisting of 500 ICU units on turnkey bases at Chris Hani Baragwanath hospital at an amount of R496 616 790.30 (including VAT) subject to the signing of the contract. The letter was signed by Mr Richard Makhumisani the Acting Head of Department GDID.

Enza officially started with the project 1 July 2020 and the estimated project end date was 30 November 2020, but this date was extended for completion to date 17 February 2021. The ABT hospital was completed and all the hospital wards was signed off and handed over.

A number of CEs were paid and according to the project manager the total amount of R35 126 506.16 was paid in a form of CEs which was against the NT instruction note number 3 of

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2016/17 that prescribes that under the Preventing and Combating Abuse of the SCM System “accounting officers and accounting authorities may, under normal circumstances, vary/expand contracts up to 20% or R20 million (including VAT) for construction related goods, works or services of the original contract value without treasury approval.” However, due to the national state of disaster, NT amended this with Instruction number 5 of 2020/21 regarding the emergency procurement in response to covid. Instruction number 5 stated that for “the period until the Covid-19 pandemic is declared over, the thresholds are increased to 30% or R30 million. if the variation is for goods, works or services to prevent an escalation of the Disaster or to alleviate, contain or minimise the effects of the Disaster.”

CEs paid to Enza exceeded the NT stipulated threshold which was at that time 30% or R30 million. The SIU investigation revealed that the project was finalised within timeframe and adjusted budget. The building is complete and in use.

### **Shomang Construction (Pty) Ltd**

On 11 June 2020 Shomang was informed by a letter that the BAC awarded his company for the tender for design, construction and commissioning of hospital facility consisting of 300 ICU units on turnkey bases at Dr George Mukhari hospital at an amount of R233, 590,803.00 including VAT subject to the signing of the contract. The letter was signed by Mukhumisani on 1 June 2020.

A number of CEs were paid and according to the project manager the total amount of R62 653 554.30 was paid in a form of CEs which was against the NT instruction note number 3 of 2016/17 that prescribes that under the Preventing and Combating Abuse of the SCM System, “accounting officers and accounting authorities may, under normal circumstances, vary/expand contracts up to 20% or R20 million (including VAT) for construction related goods, works or services of the original contract value without NT approval.” However, due to the national state of disaster, NT amended this with Instruction number 5 of 2020/21 regarding the emergency procurement in response to Covid-19. Instruction number 5 stated that for “the period until the Covid-19 pandemic is declared over, the thresholds are increased to 30% or R30 million. If the variation is for goods, works or services to prevent an escalation of the Disaster or to alleviate, contain or minimise the effects of the Disaster.” CEs paid to Shomang exceeded the NT stipulated threshold which was at that time 30% or R30 million.

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The SIU conducted a site inspection was conducted and it was established that Shomang completed their construction work as per their contract and the hospital wards are currently in use. The SIU investigation revealed that the project was finalised within timeframe and adjusted budget. The building is complete and in use.

### **Concor Construction (Pty) Ltd**

This allegation relates to the design, construction and commissioning of (ABT) 300 ICU beds at Jubilee Hospital. The value of the contract is R268 095 000. Concor construction was appointed on 11 June 2020. They were appointed to design, construct and commission a hospital facility consisting of 300 beds on turnkey basis for a period of 5 months at a total cost of R268 095 000 inclusive of VAT. The contract start date was 15 July 2020 ending 12 November 2020, however the last payment certificate was issued on August 2021.

A number of CEs were made and according to the QS contracted by SIU an amount of R53 460 079 was paid which was against the NT instruction note number 3 of 2016/17 that prescribes that under the Preventing and Combating Abuse of the SCM System, "accounting officers and accounting authorities may, under normal circumstances, vary/expand contracts up to 20% or R20 million (including VAT) for construction related goods, works or services of the original contract value without treasury approval." However, due to the national state of disaster, NT amended this with Instruction number 5 of 2020/21 regarding the emergency procurement in response to Covid-19. Instruction number 5 stated that for "the period until the Covid-19 pandemic is declared over, the thresholds are increased to 30% or R30 million. If the variation is for goods, works or services to prevent an escalation of the Disaster or to alleviate, contain or minimise the effects of the Disaster." CEs paid to Concor exceeded the NT stipulated threshold which was at that time 30% or R30 million.

The SIU conducted a site inspection and it was established that Concor finished their construction work on time as per their contract and the hospital wards are currently in use. According to QS report the Gauteng DoH received value for money for all work conducted at Jubilee Hospital.

### **QDS Projects CC**

QDS Projects CC was appointed on a refurbishment contract at Tshwane District Hospital valued at R54 762 231. The SIU investigation revealed that the Gauteng DoH received value for money and that the project was finalised within the allocated budget.

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## **Maziya Construction CC**

Maziya Construction CC was appointed on a refurbishment contract at George Mkhari Hospital to the value of R186 006 274. The SIU investigation revealed that the Gauteng DoH received value for money and that the project was finalised within the allocated budget.

### **c) Steps taken**

#### **Disciplinary referrals**

The SIU will recommend that disciplinary steps to be instituted against the then Acting HoD: Gauteng DID and the then Acting CFO and SCM Manager of Gauteng DID in respect of the contract mismanagement, fruitless and wasteful expenditure in respect of the contract of Condocor (Pty) Ltd for the construction at Kopanong hospital.

#### **Civil Litigation**

The SIU will consider possible civil action pending the outcome of the matter between Condocor (Pty) Ltd and the GDoH.

## **5.2. NATIONAL DEPARTMENTS**

### **5.2.1. South African Police Services (“SAPS”)**

#### **5.2.1.1. Mainstreet 699 (Pty) Ltd (“Mainstreet 699”)**

##### **a) Nature of Allegation**

An allegation was referred to the SIU on the 15 November 2021. It was alleging that South African Police Service (SAPS) SCM Department had requested approval from National Treasury to deviate from normal procurement processes for procurement of goods and services. The SCM Department had encountered various problems with the suppliers for the procurement of goods and services, in that they were not service providers who were able to provide SAPS with protective equipments or medical supplies. As such, Major General J Riet of SAPS wrote an email on 28 March 2020 to Mr Molefe Fani of National Treasury (NT) to request assistance in identifying a service provider,

advising of the non-responding suppliers, as well as encountered problems with regards to exorbitant prices asked by the suppliers.

It was alleged that Mrs Duiker: Executive Manager: at National Treasury (“NT”), had verbally agreed, after she was approached by Lieutenant General J. Riet of SAPS, to approve the deviation from normal prescribed procurement process as per National Treasury practice note no 08 of 2020/21 paragraph 3.7.6 , to purchase goods and services under the emergency

Delegations. This resulted in Mainstreet 699 (Pty) Ltd (“Mainstreet 699”) receiving a Purchase Order from the SAPS dated 1 April 2020, to supply various PPE items to the SAPS.

A contract to the value of R 596 720 800 ,00, under purchase order AG 883268 was awarded to Mainstreet 699 Pty Ltd without following SCM processes and was approved by Brigadier Mahlangu.

The whistle-blower alleged that there was a complete dereliction of duties and complete disregard of accountability by two senior managers. The SCM Department is alleged to be involved in collusion, price inflation, flouting procurement processes and policies.

The whistleblower alleged that the following officials were involved in perpetrating these irregularities:

- Lieutenant General J. Riet: SAPS” Acting Divisional Commissioner : Supply Chain Management ; and
- Mrs Duiker: Executive Manager: National Treasury.

The table below illustrates the PPE description, their quantity and cost as per the purchase order:

Date	Description	Quantity	Unit Price	Amount Required
2020/04/01	Hazmat Suits non-woven	40 000	R 549.02	R 21 960 800
	Digital Body Thermometer	2000	R 2 200	R 4 400 000
	Protection Face Mask-3ply unwoven	12 000 000	R 12.28	R 147 360 000



Date	Description	Quantity	Unit Price	Amount Required
	Hand Sa 25l container sanitizer	90 000	R 4 700.00	R 423 000 000
			<b>TOTAL</b>	<b>R 596 720 800</b>

These PPE were additional to the already purchased PPE which had already been purchased by the SAPS to the value of R 161 114 875. A document dated 31 March 2020 and prepared by Major General Japie Riet, addressed to Lieutenant General Divisional Commissioner: Financial Management and Administrative Service: PP Dimpane to approve funds and approved by rates that SAPS had already procured PPE items, and that, as no further information had been communicated on the suppliers and the items themselves, it was presumed that SAPS had sufficient PPE items for their members and no additional items were required.

#### b) Summary of findings

The SIU investigation revealed that the Order issued by the SAPS to Mainstreet 699 Pty Ltd is an unsolicited proposal because it was received by an institution outside its normal procurement process.

In terms of National Treasury Practice Note 11 of 2008/2009, an unsolicited submission must be innovative, unique and provided by a sole supplier.

The Order issued to Mainstreet 699 Pty Ltd was therefore unlawful because the company is not a sole supplier of medical products.

Treasury Regulations states that the accounting officer or accounting authority may procure goods or services by other means, provided that the reasons for deviating from inviting competitive bids must be recorded and approved.

The SAPS procure goods from Mainstreet 699 Pty Ltd through emergency procurement process but failed to request quotations from three service providers.

Deviation from normal procurement process means an institution may either make use of emergency procurement or sole source procurement.

Instruction Note 3 states that an emergency procurement may occur when there is an immediate risk to health or life and there is insufficient time to invite competitive bids.

An emergency procurement therefore allow the accounting officer or accounting authority to deviate from competitive bids and continue to procure through three quotations. It is our submission that this was not followed and it is therefore unlawful.

The Policy Correspondence Regarding Procurement during emergency is to ensure that the procurement process followed are still fair, equitable, transparent, competitive and cost-effective.

A memorandum with heading information note mentioned in paragraph 6.2 stated that SAPS will approach suppliers of the procurement of goods and services and follow all the acts, instructions and circulars but failed to do so.

It must be noted that Mr B Qwabe the Director of Mainstreet 699 (Pty) Ltd was offered a platform by the SIU to give his account of what transpired with the SAPS PPE contract but he opted not to use the opportunity.

### **5.3. EASTERN CAPE PROVINCE**

#### **5.3.1. Eastern Cape Department of Agrarian Reform (“ECDRDAR”)**

##### **5.3.1.1. Nonis Business Hub, Total Laboratory Technology, Gaylard Agencies and Intellectual Business Solutions**

###### **a) Nature of Allegation**

In a letter dated 16 May 2022 the SIU received allegations pertaining to the procurement of PPE from the above service providers for further investigation. These allegations relate to whether the PPE procurement processes followed by ECDRDAR was fair, equitable, transparent, competitive and cost effective. The allegation relates to the appointment of six contracts to four different entities totalling to R449 302.75.

## b) Summary of findings

The SIU established that the four companies were approached by ECDRDAR and quotations requested to supply PPE to various offices in the Eastern Cape Province. The SIU obtained and reviewed Purchase Requests, Purchase Orders, Invoices and Payment Batches in respect of the four service providers received from ECDRDAR.

It was further confirmed that all four companies were registered on the CSD register as service providers with supplier numbers. Interviews were conducted with the relevant company directors and Ms Nosibusiso Minya, the Head of Procurement at ECDRDAR. Delivery of the purchased PPE to the ECDRDAR was confirmed.

The SIU's investigation found no irregularities in the procurement process followed on the following contracts:

No.	Name of Service Provider	Number of Contracts	Value of Contract
1.	Gaylards Agencies	1	R 40,002.75
2.	Intelligent Business Solutions	1	R214,800.00
3.	Total Laboratory Technology	3	R149,500.00
	<b>Total</b>	<b>5</b>	<b>R404,302.75</b>

The SIU has however established that Nonis Business Hub was contracted by ECDRDAR to supply fabric masks at the value of R45 000. After reviewing the relevant documentation, it was found that the items were quoted above the NT rate as stipulated in Instruction No. 08 of 2019/2020. As a result, the ECDRDAR overpaid the supplier by an amount of R1 875.

## c) Steps taken

The SIU is trying to locate the service provider in order to recover the overpaid amount. If the service provider cannot be traced, then documentation will be presented to the ECDRDAR to recoup the money from any future payment to the service provider.

## 5.4. NORTHERN CAPE PROVINCE

### 5.4.1. NCP DSD

#### 5.4.1.1. Various Service Providers

##### a) Nature of Allegation

On request of the Office of the Premier and based on matters highlighted in the NCP PT report, investigations in respect of PPE contracts at the NCP DSD in respect of procurement process and supplier's appointment were identified. The investigation against the following three service providers has been completed.

	Name of supplier	Description of service	Contract amount
1	Asijiki Sound bytes	3 ply masks	R300 000
2	Auto Race Carwash	3 ply masks	R142 500
3	PricemartTechnology	3 ply masks	R18 918

##### b) Summary of Findings

The SIU has prepared evidence for a contravention of Section 8(1)(a) of the Competition Act, Act No. 89/1998, as amended by the Amended Competition Act, Act No. 18 of 2018, read with Regulation 4 of the Consumer and Customer Protection and National Disaster Management Regulations and Directions No. R.350 dated 19 March 2020 againsts three service providers. The SIU investigation revealed that there is a possibility of price inflation, which is against Treasury Instruction Note 8 of 2019/2020.

### 5.4.2. Northern Cape Department of Education

#### 5.4.2.1. ILC Trading and Projects (Pty) Ltd

##### a) Nature of Allegation

On the request of the Office of the Premier and based on matters highlighted in the NCP PT report the SIU commenced an investigation into three awards made by the NC DoE to a service provider known as ILC Trading. The awards were as follows:

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- On 24 April 2020 the procurement for toilet rolls to the value of R18 250;
- On 8 May 2020 the procurement for 562 funnels to the value of R29 224; and
- On 8 May 2020 the procurement of 300 bars of antibacterial soap to the value of R5 400.

**b) Summary of findings**

- The SIU investigation did not reveal any evidence of irregularities in the procurement of goods from ILC Trading with regard to the procurement of toilet rolls to the value of R18 250. As a result, this investigation was closed without any outcomes.
- The SIU investigation however revealed acts of misconduct by four officials that is:- Ms. Masego Precious Lekwene (“Lekwene”), a Senior Admin Officer Level 8 at the Department’s Supply Chain Management (“SCM”) Logistics; Mr. Joseph Sethlogo Senakgomo (“Senakgomo), Acting Director of the SCM Unit at the Department and Ms. K Molelekwa (“Molelekwa”) a Deputy Director at SCM: Logistics and Mr. J Jamaloodien (“Jamaloodien”) a Deputy Director Finance who allegedly contravened Chapter 2 ,Part 1, paragraph.14 (d) the Public Service Regulations, 2016 -GNR.877 of 29 July 2016: (Government Gazette No. 40167) in the procurement of goods from ILC Trading with regard to the procurement of the 300 bars of antibacterial soap to the value of R5 400.
- The SIU investigation further revealed acts of misconduct of two officials thais is:- Senakgomo and Mr. P. Dladla (“Dladla”), a Senior Admin Officer at SCM who allegedly contravened Chapter 2, Part 1, paragraph.14 (d) of the Public Service Regulations, 2016-GNR.877 of 29 July 2016: (Government Gazette No. 40167) in the procurement of goods from ILC Trading with regard to the procurement of 562 funnels to the value of R29 224.

**c) Steps taken**

**Disciplinary action**

The SIU will make recommendations to the HoU to instituted disciplinary action against the relevant officials.

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## 6. MATTERS ONGOING

### 6.1. NATIONAL DEPARTMENTS

#### 6.1.1. Transnet SOC Limited (“Transnet”)

##### 6.1.1.1. Ramoyadi Air Conditioning, and Electrical CC Ndzalo2 Trading (Pty) Ltd and Eagle Ropes (Pty) Ltd

#### c) Nature of Allegation

This matter relates to the straws contract that was awarded by Transnet SOC Ltd (“Transnet”) to three service providers during April 2020. The complaint was received by SIU on 25 October 2020. It was received from Mr Erich Neethling, a Corporate Manager at Transnet. It relates to the award of three straws contracts to three service providers namely, Ramoyadi Air Conditioning CC (“Ramoyadi CC”), Ndzalo2 Trading (Pty) Ltd (“Ndzalo2”) and Eagle Ropes (Pty) Ltd (“Eagle Ropes”). The value of the contracts is R33 834 698.40.

The three contracts were awarded by Ms Lerato Makenete (“Ms Makenete”): Executive Manager: Group Continuity and Disaster Management and Mr Landela Madubane (“Mr Madubane”): Executive Manager: Safety. It is alleged that both Ms Makenete and Mr Madubane inflated straw prices during the national state of disaster.

#### d) Progress to date

Four section 5(2)(b) & (c) Notices were served on the four directors of the three services providers to be interviewed under oath. The service providers were Ramoyadi Air Conditioning, Ndzalo2 Trading and Eagle Ropes. All the four directors were interviewed. During the interview Mr Jacob Ramoyadi (“Mr Ramoyadi”) of Ramoyadi CC claimed to have delivered 459 400 straws in a pack of 100. In all Mr Ramoyadi claimed to have delivered 45 940 000 straws.

Mr Kenneth Rikhotso (“Mr Rikhotso”) of Ndzalo2 claimed to have delivered 297 000 straws in a pack of 100. In all Mr Rikhotso claimed to have delivered 29 700 000 straws. Mr Kevin Jonas Eagle Ropes claimed to have delivered 296 800 straws, however the investigation has revealed that Eagle Ropes paid R22 022,50 for 48 000.00 straws. These are the straws that Eagle Ropes delivered and not 296 800 straws they claimed to have delivered.

A further 5(2)(b) &(c) notice was served on Transnet Senior Supply Chain Manager and an affidavit was obtained from her.

Six interviews were also conducted with Transnet employees and four affidavits were obtained.

Four 5(2)(b) & (c) Notices were served on the banks for bank statements identified by the Forensic Accountant.

Seven right of reply letters were served on five NJM Trust trustees, one director of Pearly Ways (Pty) Ltd and one director of Eagle Ropes. The abovementioned trustees are implicated because R11 000 000.00 of Transnet's money was paid into the bank account of NJM Trust and they were trustees at the time.

Enatis and Windeed searches were conducted on all the affected individuals.

A National Prosecuting Authority referral was also made in respect of 22 respondents.

The team also prepared a Civil Litigation Unit Memorandum referring the investigation the CLU Case Assessment Committee. Subsequent to the team's appearance before CLU, a Senior Counsel and instructing attorney were appointed to work on the referral of the matter to the Special Tribunal to set aside the straws contract and also freeze the pensions of both Ms Makenete and Mr Madubane.

The team also prepared four archlever files of evidence for both Senior Counsel and instructing attorney. The team already had consultation with Senior Counsel and instructing attorney, who are preparing to take the matter to the Special Tribunal to set aside the contract and freezing the pensions of both Ms Makenete and Mr Madubane.

#### e) **Summary of findings**

- The SIU found that there were serious irregularities in the SCM in that no open and transparent process was followed and that Transnet Procurement Procedures Manual of June 2015 was not followed in that procurement was not done by Transnet SCM. This is confirmed by an affidavit obtained from Ms Nomasomi Mgandela, an erstwhile Senior Procurement Manager at Transnet.
- The SIU found that two of the service providers namely, Ramoyadi CC and Ndzalo2 could not substantiate that they delivered 45 940 000 or 29 700 000 straws. SIU found

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that both service providers delivered 459 400 or 297 000 straws and charged Transnet R15 328 931.90 (inclusive of VAT) and R9 901 543.50 (inclusive of VAT). The amount paid by Transnet to the said two service providers indicate that Transnet paid R28,99 per straw instead of 0,28 cents per straw.

- During the interview with SIU Mr Rikhotso alleged to have delivered 297 000 straws in pack of 100. According to Mr Rikhotso's version Ndzalo2 delivered 29 700 000 straws. SIU found that the signed delivery note indicates that 297 000 straws were delivered and that the said straws were loose in boxes and not in packs of 100. This was confirmed by two Transnet employees namely, Mr Petersen Ndlovu, who signed the delivery note for 297 000 straws and Nokubonga Bilili.
- SIU found that Mr Jonas of Eagle Ropes delivered only 48 000 straws (which they bought from Runrite and Chempack), as opposed to 296 800 straws they claimed to have delivered. Eagle Ropes could not substantiate where they bought the remaining 248 800 straws they claimed to have delivered at Transnet.
- During the interview with Mr Ramoyadi of Ramoyadi CC, SIU found that there was no justification for the payment of R11 000 000.00 into the account of NJM Trust by Mr Ramoyadi.
- SIU established that both Ndzalo2 and Eagle Ropes paid R3 950 000.00 and R4 000 000.00 into the account of Pearly Ways. SIU found that there was no justification for both service providers to pay such money into Pearly Ways account.

#### f) Timelines

The investigation commenced in December 2021 and it is anticipated that it will be finalized by February 2023. The date was moved to February 2023 as the investigating team had challenges to obtain a process affidavit from the Senior Manager: Procurement, Ms Nomasomi Mgandela at Transnet. Ms Mgandela was involved in the procurement of the straws. She was suspended by Transnet in respect of an unrelated matter and therefore did not want to cooperate with the investigation. She only cooperated when she was served with 5(2)(b) & (c) notice by the SIU. The SIU has also referred evidence for the institution of civil proceedings and Counsel has now been appointed. The SIU has prepared evidence packs to enable Counsel to draft papers to refer the



matter to the Special Tribunal. The SIU has also consulted with Counsel and attended to their queries. The additional time was also required to subpoena outstanding bank statements and liaise with FICA about the accounts of the affected individuals. The following activities are outstanding:

- To attend to queries raised by Senior Counsel and instructing attorney during consultations; and
- To refer the matter to the Special Tribunal to set aside the contract and to freeze pensions of both Ms Makenete and Ms Madubane.

#### **g) Steps Taken**

The SIU referred the matter to the NPA against Ms Makenete, Mr Madubane, the five trustees of NJM Trust and the three service providers who were awarded the three straws contracts and the directors, Ms Nelisiwe Ndlela and Pearly Ways. The referral was for the contravention of the Prevention and Combating of Corrupt Activities Act, the Prevention of Organised Crime Act, the Companies Act as well as the offences of fraud and/or corruption.

## **6.2. EASTERN CAPE PROVINCE**

### **6.2.1. Department of Human Settlements (“ECDHS”)**

#### **6.2.1.1. SQT Construction and Civils CC (“SQT”), Takela Group (Pty) Ltd (“Takela”), Vitsha Trading CC (“Vitsha”) and Squad Five Productions CC (“Squad Five”)**

#### **a) Nature of Allegation**

On 11 September 2020 the SIU received a letter addressed to the Head of the SIU, wherein allegations were made of an irregularity in the procurement of temporary housing structures in response to the Covid-19 pandemic by the ECDHS to the tune of R300 million.

It was alleged that these temporary structures were procured by the ECDHS through deviations and without following competitive bidding processes.

It was further alleged that eight deviations worth R214 million were shared by the following four companies:

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No	Name of service provider	Value of contract
1.	SQT Construction Civils	R31 475 970
2.	Takela Trading	R31 475 970
3.	Squad Five Productions	R31 475 970
4.	Vitsha Trading	R31 475 970
<b>TOTAL</b>		<b>R125 903 880</b>

The aforementioned companies were awarded identical contracts to supply and erect 450 temporary units, valued at the same amount of R31 425 970 each.

**b) Progress to date**

The initial investigation (Phase 1) that the SIU had commenced with on 14 August 2020 into the contracts awarded by the ECDHS to SQT, Takela, Vitsha and Squard Five, was in response to the Covid-19 pandemic where temporary shelters were to be erected in overcrowded and dense informal settlements. Therein it was established that in terms of a memorandum dated on 25 March 2020, approval was sought from the HoD to deviate from the prescribed procurement process and appoint at least four service providers to supply and erect a total of 1 800 temporary shelters. The temporary shelters were to be erected in overcrowded and dense informal settlements in response to the Covid-19 pandemic.

The service providers were required to supply and erect 300 temporary shelters in the OR Tambo District Municipality, the Alfred Nzo District Municipality, the Joe Gqabi District Municipality, the Chris Hani District Municipality, the Amathole District Municipality and the Sarah Baartman District Municipality.

During the initial investigation, the SIU further established that prior to the Covid-19 pandemic, the ECDHS had appointed the above-mentioned service providers to supply and erect temporary shelters for families affected by a natural disaster. The service providers were appointed as a result of a limited bidding process on 24 January 2020, where 18 service providers from the CSD were invited to submit quotations to erect temporary shelters for families affected by a natural disaster.

The quotations/bids received from the aforementioned 18 service providers were evaluated and adjudicated by the ECDHS on 14 February 2020.

In curbing the spread of Covid-19 as contained in the memorandum dated 25 March 2020, the HoD was advised that there was insufficient time to invite competitive bids. As such, the ECDHS subsequently appointed the same service providers to construct temporary shelters in response to the Covid-19 pandemic, which were initially appointed through the limited bidding process of 24 January 2020.

During the investigation (Phase 1) we have been made aware that there were irregularities in the initial procurement process that was followed to procure the said service providers. Consequently, an investigation into the initial procurement process was recommended and is underway as Phase 2 of the investigation in order to determine whether the ECDHS followed a procurement system, which was fair, equitable, transparent, competitive and cost-effective.

As such, Phase 2 of the investigation commenced on 1 September 2022 and is estimated to be finalized on 31 March 2023.

The following activities have taken place:

- Section 5(2)(b) & (c) Notice was served to Ms Tabisa Poswa, the HoD.
- The investigation team have reviewed the documentary evidence initially received in Phase 1 and are continuing with an ongoing analysis of the procurement process followed by the ECDHS, whilst awaiting the outstanding supporting documentation from the HoD.
- Section 5(2)(b) & (c) Notices were served to four banks and we are awaiting the bank statements.
- Section 5 (2) (a) Requests for documents were served to CIDB and NHBC.
- Review of received Bid documents are being reviewed.
- The various irregularities identified are to be authenticated against the supporting documentation and/or explanations, once received.

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### c) Summary of findings

The SIU's Phase 1 investigation established that the procurement of the four service providers *via* a deviation process was irregular. The SIU is currently busy with the Phase 2 of the investigation.

### d) Timelines

The Phase 2 of the investigation commenced 1 September 2022 and is estimated to be finalized on 31 March 2023.

## 6.3. KWAZULU-NATAL PROVINCE

### 6.3.1. KwaZulu-Natal Department of Health – Infrastructure (“KZN DoH”)

No	Name of Service Provider	No of Contracts	Rand Value
1.	CV Projects SA	1	R80 965 509
2.	D Construction	2	R17 081 923
3.	Durban Maintenance	1	R36 466 749
4.	Enza Construction	1	R62 370 554
5.	Extreme Events Infrastructure (Pty) Ltd	1	R36 027 684
6.	GVK Siya Zama Building Contractors (Cape) (Pty) Ltd	2	R307 723 720
7.	Highpana Projects	3	R219 706 458
8.	ISU Engineering	2	R117 573 204
9.	Iyaxhasana Construction cc	1	R28 959 989
10.	Lakeshore Trading	2	R138 627 374
11.	Leomat JJS JV	1	R98 966 973
12.	LionBee Investment	1	R12 608 453
13.	MMQSMACE Consultancy	1	R42 534 073

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No	Name of Service Provider	No of Contracts	Rand Value
14.	Mthabane Civils and Paint	1	R4 439 830
15.	RGZ Projects	4	R284 286 137
16.	Rods Construction	1	R84 746 000
17.	Royal Agricultural Society	8	R60 338 832
18.	Siqu Group	2	R78 515 351
<b>Total</b>		<b>35</b>	<b>R1 711 938 813</b>

#### a) Nature of Allegation

The allegation emanated from information contained in the First Special Report of the AGSA on the financial management of Governments Covid-19 initiatives relating to costs to the value of R251 000 000 incurred in the preparation of quarantine sites as well as the irregular procurement, fruitless and wasteful expenditure in the appointment of service providers. The SIU received the allegation to investigate and identified that the allegation erroneously attributed responsibility for the project to the KZN DPW.

The SIU reviewed the AGSA report and identified that the report focused on the costs associated with the provision of properties used as quarantine and self-isolation sites by the KZN DoH. The KZN DPW was the implementing agent for KZN DoH on some of the contracts.

The investigation initially focused on 21 contracts valued at R696 850 960, which was awarded by the KZN DoH.

Midway through its investigation, the SIU was alerted to the fact that the KZN DoH had also utilized the DPWI as implementing agents to award a further 15 contracts valued at R1 015 087 859.

#### b) Progress to date

The investigation is ongoing with the following activities conducted:

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- Introductory meeting with the HoD of KZN DoH to discuss the SIU investigation into the infrastructure matters, and the role played by KZN DoH as well as requests for documents.
- Introductory meeting with the Acting HoD of DPWI to discuss the SIU investigation into the KZN DoH infrastructure, and the role played by DPWI as implementing agents as well as requests for documents.
- Meeting with the Chief Director: SCM of KZN DoH to discuss the process followed in the awarding of contracts to service providers as well as drafting of the official's affidavit. Request for, and upliftment of KZN DoH documents.
- Uplifted SCM documentation, payment packs, Quantity Surveyors final accounts, NEC 3 (design and build) contracts, copies of architectural drawings etc.
- Verification of Construction Industry Development Board grading of service providers.
- Verification of SARS Tax compliance by service providers.
- Confirm CSD and CIPC registration and ITC information on service providers and their Directors.
- Data capture of documentation.
- Analysis of documents and identification of "red flags".
- Interviewed KZN DoH and DPWI officials including the Project Leaders appointed to oversee the work conducted by service providers; Chief Director Infrastructure; Director of Planning; Chief Architect: Infrastructure Development; Quantity Surveyors; Architects; Engineers; Electrical Engineers; Electricians; Heating, Ventilation and Cooling ("HVAC") Specialists etc.
- Interviewed service provider company directors.
- Drafting of affidavits of service providers and officials.
- Analysis of payment certificates against supporting invoices and Bills of Quantities.
- Site visits conducted at identified quarantine sites, isolation wards and field hospitals to verify work performed by service providers.

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- Compiled photo albums at respective sites.
- Obtained affidavits from certain project leaders, service providers and officials.
- Interviews ongoing with relevant stakeholders.
- Reconciliation of payments made to service providers is ongoing.

**c) Summary of Findings**

- KZN DoH / DPWI used emergency delegations - NEC 3 option E “Cost re-imbursable” or “Cost +” process to procure suppliers (i.e design & build).
- In some cases, there was no procurement process i.e. no RFQ’s, as the KZN DoH / DPWI used suppliers that were already established on site, due to time constraints.
- CIDB discrepancies were identified in one matter.
- Contracts were signed after the service providers were appointed to perform work.
- SBD documents were missing and/or not submitted by service provider.
- SBD documents were signed after the service provider had already commenced work.
- Service providers did not declare previous work done for State Institutions.
- Letter of award of a contract to one service provider was signed before the quotation was approved.
- Site handover to one service provider pre-dated the acceptance of the service providers’ quotation.
- Witness signature post-dated the signature of the contract.
- The acceptance letter of the contract for one service provider pre-dated the quotation accepted by the KZN DoH.
- A service provider’s signature on the invitation to bid for one contract, post-dated the acceptance of the contract by the service provider.
- Possible cover quoting between two service providers that bid for one contract.
- Possible familial links between the directors of two service providers.

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- Disputed claims identified by DPWI submitted by two service providers, are being analyzed.
- Possible conflicts of interest between an official and a service provider.
- In certain instances, infrastructure upgrades appeared to be inconsistent with / or excessive of the Covid-19 requirements.
- Possible fraudulent invoicing by service providers.

#### d) **Timelines**

The SIU investigation commenced on 01 November 2021 and is expected to be completed by 31 March 2023

### 6.4. **MPUMALANGA PROVINCE**

#### 6.4.1. **Mpumalanga Department of Human Settlement (“MPU DHS”)**

##### 6.4.1.1. **Lihuzu Projects (Pty) Ltd; Keratame Consulting Engineers; KMSD Consulting Engineers; Hydra Arc (Pty) Ltd**

#### a) **Nature of Allegation**

A media report dated 19 August 2020 published allegations of various discrepancies within the expenditure and pricing of PPE and that the procurement process was not followed. The investigations conducted were to determine any price inflation and if the proper procurement process was followed as per NTI.

MPU DHS embarked on a project aimed at installing or refurbishing boreholes as well the provision and installation of water storage tanks at 247 schools in the Mpumalanga province. A further 129 communities were identified for the provision and installation of water storage tanks. The project also included the supply and installation of 11 large steel water reservoirs. A total of 387 contracts were awarded to the amount of R158 904 038.20.

MPU DHS appointed 3 service providers, one per district, to implement the projects on a turnkey basis. One service provider was appointed separately for the provision and installation of the large steel reservoirs.

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Service provider	Service	Area	Amount paid
Lihuzu Projects (Pty) Ltd	Construction of boreholes and provision of storage tanks	Ehlanzeni district schools and communities	R 62 905 531.02
Keratama Consulting Engineers	Construction of boreholes and provision of storage tanks	Gert Sibande district schools and communities	R 13 659 761.13
KMSD Consulting Engineers	Construction of boreholes and provision of storage tanks	Nkangala district schools and communities	R 9 112 935.08
Hydra Arc (Pty) Ltd	Provision of large steel storage tanks	various communities	R66 417 239.63
SECO Project Managers (Pty) Ltd	project management	-	R 6 808571.43

**b) Progress to date**

During site visits the following issues were noted:

- A tank collapsed and killed a learner in one of the schools, the contractor is under investigation by SAPS and has been replaced by the MPU DHS.
- Large steel tanks which came at a cost of R5 million each have been installed by the service provider by they are not operational. When the verification was conducted it was noted that there were other steel tanks previously provided to the area which were also not operational and these were vandalised.

- In some cases attempts were made to drill but water could not be located and no further attempts were made thereafter but money were paid.
- In some cases the boreholes have been installed and water tanks provided but due to the unavailability of electricity in the area the system does not work and they are waiting for the provision of generators. The SIU is not sure who will maintain these generators and who will provide the diesel required and who will secure these generators to make sure they are not stolen.
- In some cases sites were identified by the Municipality but no work has been done.

This necessitated the request for a specialist to be brought on board in order to assist the SIU with the investigation. A formal briefing session was held with the QS on 17 October 2022. As part of the briefing session, the QS was provided with detailed information on the projects and a comprehensive list of all the documents uplifted to date.

#### c) Timelines

The investigation is scheduled for completion on 31 March 2023, this is pending the verification exercise currently being conducted by the QS.

#### 6.4.2. Mpumalanga Regional Training Trust (“MRTT”)

A total of 39 service providers were appointed to provide building material to a value of R6 430 921.

Name of Service Providers	
Jel Forest (Pty) Ltd	Guqa Phansi Trading Enterprise CC
Masikhane Civil Contractors CC	Masikhane Civil Contractors CC
Greatlinking Management Services	Dudu & Sibusiso Trading & Projects CC
Fountain Square Construction (Pty) Ltd	Guqa Phansi Trading Enterprise CC
Makhosana Investment (Pty) Ltd	Fountain Square Construction (Pty) Ltd

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Name of Service Providers	
Kewukewu Investment Projects (Pty) Ltd	Mfuyase Trading and Projects (Pty) Ltd
Sontran Trading 173 CC	Don't Forget to Dream
Sinengilosi Trading (Pty) Ltd	Valotech 15 (Pty) Ltd
Msundizwa Trading Enterprise	Reikemetse Projects CC
Mfuyase Trading and Projects (Pty) Ltd	Netcom Trading
Valotech 15 (Pty) Ltd	Makhosana Investment (Pty) Ltd
Reikemetse Projects CC	Nduks Trading Enterprise (Pty) Ltd
Hlalitho Transportation and Other Projects CC	Sontran Trading 173 CC
Sno Aluhle Projects and Services (Pty) Ltd	Diemeisie (Pty) Ltd
Dudu & Sibusiso Trading & Projects CC	NPK Décor & Hire Solution (Pty) Ltd
Hlalitho Transportation and Other Projects CC	Sno Aluhle Projects and Services (Pty) Ltd
Msundizwa Trading Enterprise	Exacure CC
Greatlinking Management Services	Arnesto Investment (Pty) Ltd
Ingculugculu Trading and Projects CC	Kravibyte (Pty) Ltd
Mbombenhle Trading and Projects (Pty) Ltd	

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A total of 15 service providers were appointed to conduct deep cleaning at various schools to a value of R5 494 889.

Name of Service Providers	
Boni Africa Events	Nkomazi Business Works
Glenton Trading Enterprise (Pty) Ltd	Nomaswazi Construction and Projects CC
Inyamatane Enterprise (Pty) Ltd	Power SN Investment (Pty) Ltd
Kwakhanya Langeni Trading (Pty) Ltd	Sukumamfazi Trading (Pty) Ltd
Lamatsamo Holdings (Pty)Ltd	TCS Mabandla Trading (Pty) Ltd
Malekwe Trading & Projects (Pty)Ltd	Uzalo Lwethu Trading (Pty) Ltd
Monwabisi Cleaning Services	Wozungithathe Business Enterprise CC
Ngamla Holdings (Pty) Ltd	

One service provider, Yamakhosi Trading (Pty) Ltd (“**Yamakhosi**”), was appointed to supply all PPE items to various schools. Yamakhosi supplied PPE to the value of R498 490.

**a) Nature of Allegation**

The SIU received on 27 August 2020 allegation published in the MPT Covid-19 Procurement Disclosure Report. The investigations conducted are to determine any price inflation and if the proper procurement process was followed as per NTI and value for money.

The Education Infrastructure Grant (“**EIG**”) under the control of MDoE was identified by the MDoE as a cornerstone of ensuring that schools comply with the regulations of combating the Covid-19 spread. A total of 249 schools in Mpumalanga was identified that had a challenge with inadequate water and or sanitation. The MRTT embarked on projects, on request by the MDoE, for the installation of water fountains and basins at 124 schools in the province. This project was implemented under the artisan training programme of the MRTT. A total of 39 service providers were also appointed to procure and supply materials for this initiative and amount of R 6,430,921 was paid to the service providers.

The MRTT also embarked on a project for the deep cleansing and maintenance of toilets (using biodegrading chemicals) at 249 schools. They were also requested to install 46 water tanks donated to the MDoE. Over and above the funds received from the MDoE's infrastructure grant, the MRTT spent an amount of R R498 490 on procurement of PPE.

## **b) Progress to date**

### **Installation of Water Fountains**

One hundred and twenty-four (124) schools in the province were identified as having challenges with adequate water and sanitation. As a result MRTT was identified, through its artisan training programme to attend to water and sanitation challenges by installing water fountains and hand wash basins. For this purpose an amount of R5 100 000 was set aside by MDoE.

From the site visits conducted, there are concerns on the quality of materials procured for the project as well as the installation of the water fountains. In most of the schools visited, the taps and basins are broken. There also does not seem to be proper drainage provided for the water fountains. A Quantity surveyor (QS) was appointed by the SIU to look into these projects to determine if there was value for money on this project.

A formal briefing session was held with the QS on 17 October 2022. As part of the briefing session, the QS was provided with detailed information on the projects, a comprehensive list of all documents uplifted by the investigating team as well as the expectations of the SIU from the exercise to be undertaken.

### **Deep cleansing of toilets**

MRTT also embarked on a project whereby two hundred and forty-nine (249) schools in the province were identified for deep cleansing and maintenance of toilets. For this project an amount of R12 500 0000 was set aside by MDoE.

From the analysis of documents, it was noted that three quotations were received for schools in the Mbombela municipality. The request for quotation ("RFQ") states that a service provider is needed to do deep cleansing of 19 schools and abrasive cleaning per school which consist of a minimum of 15 toilets seats. Three quotations were received from Boni Africa Events ("Boni Africa"), Loram Properties and Nelson Global Accounting & Bookkeeping. It was noted that there seems to

be a link between all three suppliers. Boni Africa and Loram share the same director, Ms Fortunate Boniswa Nkosi. She uses two different surnames. The director of Nelson Global Accounting and Bookkeeping used to work for Khosithi Training Institute which is a family business of Ms Nkosi. Boni Africa was eventually appointed to do the work for R438 900. This points to cover quotation which is fraud.

Kwakhanya Langeni Trading was appointed to do deep cleansing of schools in Nkomazi municipality. Kwakhanya submitted a quotation of R420 750-00 for 17 schools. The other two quotations were received from Kunotsa Kwemhlabatsi Trading Enterprise and Siphosihlesethu Trading CC. However, the same quotation from Kwakhanya was used again for another Nkomazi bid where another service provider was appointed. It would seem that the MRTT manipulated quotations to give the impression that multiple bids were submitted for each RFQ.

Interviews have been scheduled with the relevant officials as well the affected service provider in order for them to respond to the findings and the disciplinary and criminal referrals will be concluded.

From the school visits conducted it would seem that there are concerns about the quality of the work done and brings to question whether the correct chemicals were utilised by the service providers as requested by the MRTT.

### **Installation of Jojo tanks**

It was noted that JoJo tanks were donated to MRTT for distribution and installation to a number of schools. A further R400 000-00 was transferred to MRTT for the erection of stands and mounting of the tanks. No material irregularities were identified on this matter.

### **Procurement of PPE**

The MRTT spent R498 490 on PPE. One service provider was appointed to supply all PPE goods.

#### **c) Timelines**

The investigation is scheduled for completion on 31 March 2023, this is pending the verification exercise currently being conducted by the QS.

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## 6.5. NORTHERN CAPE PROVINCE

### 6.5.1. Northern Cape Department of Roads and Public Works (“NCP DRPW”)

#### a) Nature of Allegation

The NCP DRPW was requested by NCP DoH as the custodian of government buildings and/or maintenance thereof to refurbishment and/or conduct repair work at the identified hospitals quarantine and isolation sites for Covid-19 at these health facilities. The NCP DRPW appointed 14 service providers to the value of R7 667 353.21 for the identified health facilities.

Furthermore, the NCP DRPW was also appointed by NCP DoE as an implementing agency for sanitizing, disinfecting, and fogging of the schools in the province. 14 service providers were appointed to the value of R50 725 739.58 for the sanitization, disinfection, and fogging of schools.

The service providers appointed by the NCP DoH to do emergency minor repairs for quarantine/isolation sites are as per Table below:

No	Name of the contractors	Description of service	Name of facility refurbished	Amount paid
1.	Best Enough Trading 535	Alterations, tiling, paintwork, flooring	West End Hospital B1,2,3	R3 035 030.99
2.	Mogobeng Consulting (PTY) LTD	Alterations, tiling, paintwork, plumbing	Prieska Hospital; De Aar Hospital	R361 076.88
3.	Madibeng General Trading	Alterations, tiling, paintwork, drainage	Griekwastad Hospital	R107 719.35
4.	Xcellent construction services CC	Alterations, tiling, paintwork, flooring, picking weeds and cutting grass	Douglas Hospital	R96 428.88

No	Name of the contractors	Description of service	Name of facility refurbished	Amount paid
5.	Entsha Construction	Alterations, tiling, paintwork, flooring, plumbing	Willingston; Loeriesfontein	R221 702.50
6.	C-Squared Trading	Alterations, tiling, paintwork, drainage	West End Hospital B6 and Kitchen	R258 258.00
7.	KatKay Trading and Projects	Alterations, tiling, paintwork, drainage	Warrenton Clinic	R322 852.45
8.	Lemoendraai Bouers	Alterations, tiling, paintwork, drainage, flooring, weeding and trimming	Dr Van Niekerk Hospital	R1 499.800.51
9.	Dubu construction	Alterations, tiling, paintwork, drainage	Postmansburg Hospital	R859 909.17
10.	Mabcor Facilities Solutions (Pty) LTD	Alterations, tiling, paintwork, drainage, flooring	Noupoord CHC	R258 258.00
11.	Moke Construction	Alterations, tiling, paintwork, drainage, flooring	Jan Kempdorp CHC	R406 438.96
12.	Geneval General Trading	Alterations, tiling, paintwork, drainage, Flooring	Hopetown CHC	R192 972.36

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No	Name of the contractors	Description of service	Name of facility refurbished	Amount paid
13.	Hal Civils	Alterations, tiling, paintwork, drainage, Flooring	Alexander Bay	R128 580.00
14.	Moloi Group of companies	Alterations, tiling, paintwork, drainage, flooring	Colesburg Hospital	R125 400.00
			<b>Grand Total</b>	<b>R7 667 353.21</b>

The service providers appointed for NCP DoE to do the disinfection, sanitization and fogging are as per Table below:

No.	Service Provider	Total Payments	Payments analysed	Value of payments
1	ISJX General Contractors and Trading (PTY) LTD	9	9	R19 720 205.89
2	Best Enough Trading and Projects 287 CC	10	10	R6 575 050.38
3	Manhe Productions	2	2	R6 450 359.60
4	JH Pest Control (PTY) LTD	5	5	R5 192 118.32
5	Silver Stream Industries (PTY) LTD	4	4	R3 897 419.31
6	Masedi Star	4	4	R1 737 249.49
7	Kingley Pest Control	2	2	R1 470 505.68

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No.	Service Provider	Total Payments	Payments analysed	Value of payments
8	Uniqo Solutions (PTY) LTD	1	1	R1 270 651.12
9	Kleene Fresh	1	1	R 708 091.00
10	Wotex	1	1	R627 875.00
11	Vakunda Trust	2	2	R405 972.97
12	Namekhota	2	2	R311 667.59
13	Vvkolwan	1	1	R274 290.00
14	Lerwana Pest Control and Hygiene	1	1	R142,212.32
	Total	44	44	R50 725 739.58

**b) Progress to date**

The SIU has conducted various interviews and obtained affidavits in this regard. Various Section 5(2)(b)&(c) proceedings in terms of the SIU Act, 1996 were held. The SIU Forensic Accountant will conduct an analysis on all the financial data obtained and the SIU Cyber Forensic unit will analyse information obtained from a laptop.

**c) Summary of findings**

The investigation had revealed a payment of R10 000 made by a service provider in an account of an SCM official. Three quotations from the service provider, in Word document format was found on the laptop of an official who was a service provider for disinfection and sanitization. SIU Cyber Forensic unit will analyse information obtained from a laptop.

**d) Timelines**

The investigation commenced on 03 March 2021 and the anticipated end date of the investigation is 31 March 2023. The investigation team will perform the following functions:

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- Completion of analysis of bank statements of service providers;
- Completion of analysis of Cyber imaging data;
- Interviews with officials of National Department of Public Works;
- Recalling NC DRPW officials for interviews on new evidence;
- Section 5 (2) (b)&(c) proceedings in terms of the SIU Act, 1996 for service providers;
- Re-interview the SCM officials and Infrastructure officials on new evidence;
- Submit name list to SARS to check for tax compliance and VAT vendor status.
- A technical team, consisting of engineers, project managers and quantity surveyors have been appointed to verify the expenditure on the minor repair works done for quarantine/isolation sites at Health facilities.

## 6.5.2. Northern Cape Department of Education

### 6.5.2.1. Shireaway and 20 Others

#### a) Nature of Allegation

On request of the Office of the Premier and based on matters highlighted in the NCP PT report. The NCP DoE appointed 21 service providers for supply of 3 layers cloth masks to the department

No	Name of the suppliers	How the suppliers were identified	Contract amount
1	Asijiki Soundbytes	Not from CSD	R744 000
2	The Eye Northern Cape	Not from CSD	R75 000
3	Iponeng Trading Enterprise	Not from CSD	R600 000
4	RAFF Kahder construction	Not from CSD	R570 000

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No	Name of the suppliers	How the suppliers were identified	Contract amount
5	Lapa Laka Traders	Not from CSD	R660 000
6	Zahoek Trading	Not from CSD	R690 000
7	King of Emperors	Not from CSD	R750 000
8	Shireaway Projects	Not from CSD	R714 000
9	Diskonto Trading	Not from CSD	R660 000
10	Exactus 24 Trading	Not from CSD	R704 400
11	Amadwala Trading	Not from CSD	R720 000
12	Inhlamvu Projects & Services	Not from CSD	R735 000
13	Baitx Jubilee	Not from CSD	R510 000
14	South Hill Trading	Not from CSD	R686 550
15	Peo Entle	Not from CSD	R705 000
16	Rishva Logistics	Not from CSD	R82 250
			R185 250
17	Gaollathe Suppliers	CSD	R660 000
18	Oxiron Trading	CSD	R495 000
19	M.A.T Brothers	CSD	R396 000
20	Gallant Business Solutions	CSD	R615 000

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No	Name of the suppliers	How the suppliers were identified	Contract amount
21	Thatabetswe Trading Investments	CSD	R630 000

**b) Progress to date**

The SIU investigation revealed that only five suppliers were identified or sourced from the CSD which is a recognised Government supplier's database. Based on the interviews conducted and documents received and analysed, the investigation revealed that the 16 service providers were identified in accordance with the process which was not fair and transparent since the CSD which is mandatory was not used to source the quotations in contravention of National Instruction Note No. 4A of 2016/17. A brief analysis of the documents received from the department established possible manipulation of quotations. However, the investigation is ongoing.

**c) Summary of findings**

To date the investigation revealed 16 service providers with possible irregularities on how they were identified as the process of identifying suppliers was not in accordance with system which was fair and transparent. Five state officials were identified as doing business with the state in contravention of Regulation 13(c) of the Public Service Regulation of 2016 which prohibits state employee to do business with the state.

**d) Timelines**

The investigation commenced on 1 September 2021 and the anticipated end date of the investigation is 31 March 2023.

**e) Steps Taken**

The following is a list of the main activities that are still to be performed:

- Enatis documents/information obtained pending analysis.
- Verification of employment record is still outstanding.

- Finalization of statements and interviews.

### 6.5.3. Renosterberg Municipality (“Renosterberg”)

No	Name	Contracts	Value
1	Ribilwa Trading Enterprise	10	1 606 455.00
2	ISJX Group	1	185 006.25
3	Mzondis Lounge (Pty) Ltd	1	235 000.00
4	BT Jacobs IT Consultant	2	267 000.00
5	Black J Styles	1	8 800.00
6	Eyabathembu Holding & Investment	1	26 400.00
7	Komeng Building	1	34 000.00
8	Van der Kloof Pharmacy	1	660.00
9	CJ Ferreira	1	11 000.00
10	A-Z general trading	1	89 975.00
	<b>Total</b>	<b>20</b>	<b>R2 464 796.25</b>

#### a) Nature of Allegation

The SIU received allegations in respect of PPE Covid-19 SCM irregularities at Renosterberg, by an anonymous individual. The SIU was handed an Internal Audit Report (“the Internal Report”) on the Covid-19 expenditure of Renosterberg Municipality for 2020 on 6 August 2021.

#### b) Progress to date

A referral was made to the Competition Commission for a contravention of section 8(1)(a) of the Competition Commission Act, 1998 (as amended) for charging of excessive prices by the supplier for the supply of PPE items to the RLM, during the Covid-19 period.

Financial statements of all the service providers have been obtained and will be analysed by the SIU Forensic Accountant.

**c) Summary of findings**

The SIU investigation revealed the following:

- The payment packs were incomplete with crucial supporting documentation and or information that was omitted.
- The deviation submissions attached to the payment vouchers, were not properly motivated and not signed by the CFO and MM.
- No budget vote was allocated to the intended expenditure.

**d) Timelines**

The investigation commenced on 10 August 2021 and the anticipated end date of the investigation is 31 March 2023.

**e) Steps Taken**

- The investigation team is currently drafting letters to various officials inviting them to make representations as to why the SIU should not make a recommendation to the MM to institute disciplinary proceedings against them.
- Engagement with the SIU Accountant in the analysis of financial information.
- The investigation team are also drafting a memorandum to the SIU Civil Litigation Unit for the possible briefing of Counsel with the view of instituting civil proceedings against relevant service providers.



Adv. JL Mothibi

**Head of the Special Investigating Unit**

Date: 15<sup>th</sup> DECEMBER 2022.

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