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REPUBLIC OF SOUTH AFRICA
REPUBLIEK VAN SUID AFRIKA

Regulation Gazette

No. 10962

Regulasiekoerant

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N.B. The Government Printing Works will not be held responsible for the quality of "Hard Copies" or "Electronic Files" submitted for publication purposes

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IMPORTANT NOTICE OF OFFICE RELOCATION

GOVERNMENT PRINTING WORKS PUBLICATIONS SECTION

Dear valued customer,

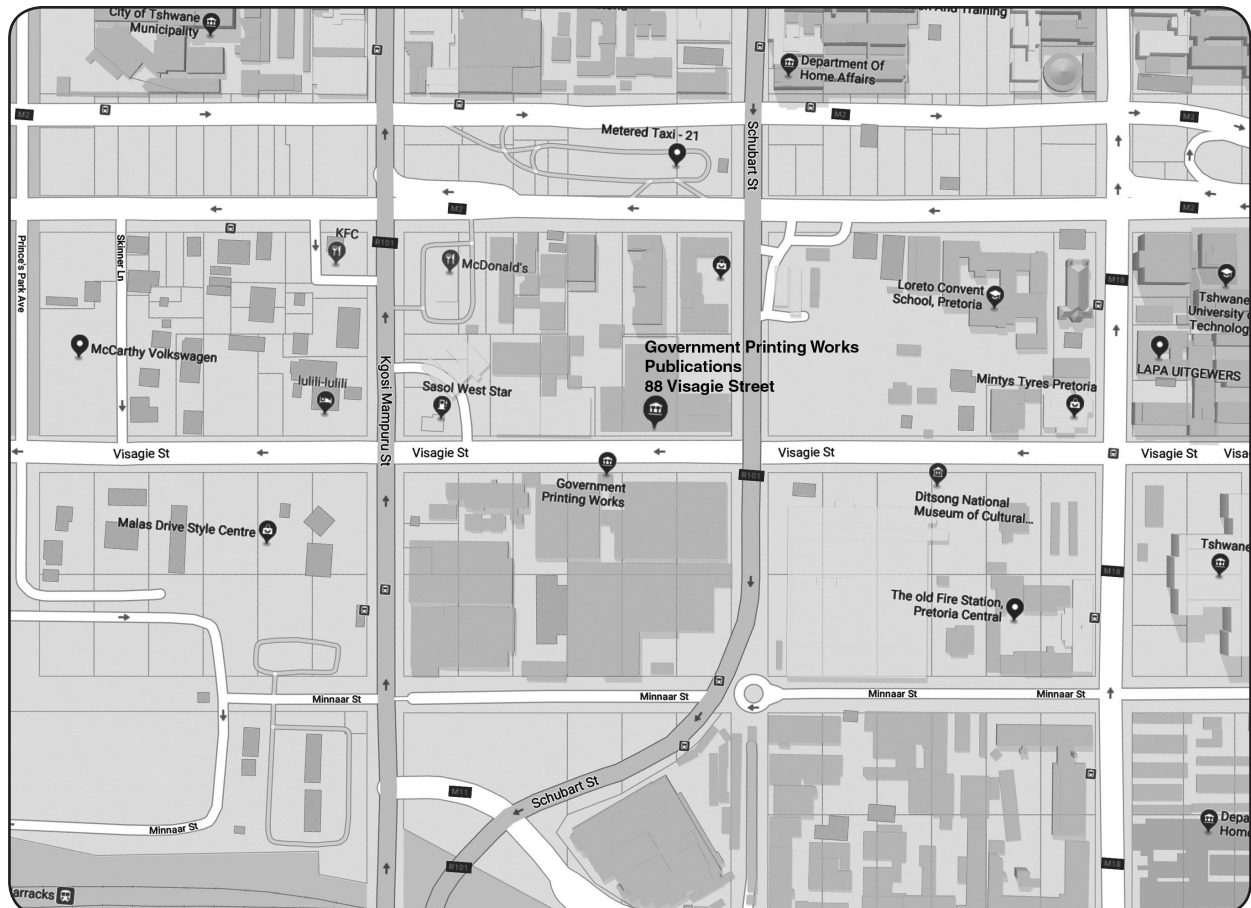
We would like to inform you that with effect from the 1st of August 2019, the Publications Section will be relocating to a new facility at the corner of **Sophie de Bruyn** and **Visagie Street, Pretoria**. The main telephone and facsimile numbers as well as the e-mail address for the Publications Section will remain unchanged.

Our New Address:
88 Visagie Street
Pretoria
0001

Should you encounter any difficulties in contacting us via our landlines during the relocation period, please contact:

Ms Maureen Toka
Assistant Director: Publications
Cell: 082 859 4910
Tel: 012 748-6066

We look forward to continue serving you at our new address, see map below for our new location.



IMPORTANT NOTICE:

THE GOVERNMENT PRINTING WORKS WILL NOT BE HELD RESPONSIBLE FOR ANY ERRORS THAT MIGHT OCCUR DUE TO THE SUBMISSION OF INCOMPLETE / INCORRECT / ILLEGIBLE COPY.

No FUTURE QUERIES WILL BE HANDLED IN CONNECTION WITH THE ABOVE.

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Closing times for **ORDINARY WEEKLY** **REGULATION GAZETTE** **2019**

The closing time is 15:00 sharp on the following days:

- 27 December 2018, Thursday for the issue of Friday 04 January 2019
- 04 January, Friday for the issue of Friday 11 January 2019
- 11 January, Friday for the issue of Friday 18 January 2019
- 18 January, Friday for the issue of Friday 25 January 2019
- 25 January, Friday for the issue of Friday 01 February 2019
- 01 February, Friday for the issue of Friday 08 February 2019
- 08 February, Friday for the issue of Friday 15 February 2019
- 15 February, Friday for the issue of Friday 22 February 2019
- 22 February, Friday for the issue of Friday 01 March 2019
- 01 March, Friday for the issue of Friday 08 March 2019
- 08 March, Friday for the issue of Friday 15 March 2019
- 14 March, Thursday for the issue of Friday 22 March 2019
- 22 March, Friday for the issue of Friday 29 March 2019
- 29 March, Friday for the issue of Friday 05 April 2019
- 05 April, Friday for the issue of Friday 12 April 2019
- 11 April, Thursday for the issue of Thursday 18 April 2019
- 17 April, Wednesday for the issue of Friday 26 April 2019
- 25 April, Thursday for the issue of Friday 03 May 2019
- 03 May, Friday for the issue of Friday 10 May 2019
- 10 May, Friday for the issue of Friday 17 May 2019
- 17 May, Friday for the issue of Friday 24 May 2019
- 24 May, Friday for the issue of Friday 31 May 2019
- 31 May, Friday for the issue of Friday 07 June 2019
- 07 June, Friday for the issue of Friday 14 June 2019
- 13 June, Thursday for the issue of Friday 21 June 2019
- 21 June, Friday for the issue of Friday 28 June 2019
- 28 June, Friday for the issue of Friday 05 July 2019
- 05 July, Friday for the issue of Friday 12 July 2019
- 12 July, Friday for the issue of Friday 19 July 2019
- 19 July, Friday for the issue of Friday 26 July 2019
- 26 July, Friday for the issue of Friday 02 August 2019
- 01 August, Thursday for the issue of Friday 08 August 2019
- 08 August, Thursday for the issue of Friday 16 August 2019
- 16 August, Friday for the issue of Friday 23 August 2019
- 23 August, Friday for the issue of Friday 30 August 2019
- 30 August, Friday for the issue of Friday 06 September 2019
- 06 September, Friday for the issue of Friday 13 September 2019
- 13 September, Friday for the issue of Friday 20 September 2019
- 19 September, Thursday for the issue of Friday 27 September 2019
- 27 September, Friday for the issue of Friday 04 October 2019
- 04 October, Friday for the issue of Friday 11 October 2019
- 11 October, Friday for the issue of Friday 18 October 2019
- 18 October, Friday for the issue of Friday 25 October 2019
- 25 October, Friday for the issue of Friday 01 November 2019
- 01 November, Friday for the issue of Friday 08 November 2019
- 08 November, Friday for the issue of Friday 15 November 2019
- 15 November, Friday for the issue of Friday 22 November 2019
- 22 November, Friday for the issue of Friday 29 November 2019
- 29 November, Friday for the issue of Friday 06 December 2019
- 06 December, Friday for the issue of Friday 13 December 2019
- 12 December, Thursday for the issue of Friday 20 December 2019
- 18 December, Wednesday for the issue of Friday 27 December 2019

LIST OF TARIFF RATES FOR PUBLICATION OF NOTICES

COMMENCEMENT: 1 APRIL 2018

NATIONAL AND PROVINCIAL

Notice sizes for National, Provincial & Tender gazettes 1/4, 2/4, 3/4, 4/4 per page. Notices submitted will be charged at R1008.80 per full page, pro-rated based on the above categories.

Pricing for National, Provincial - Variable Priced Notices		
Notice Type	Page Space	New Price (R)
Ordinary National, Provincial	1/4 - Quarter Page	252.20
Ordinary National, Provincial	2/4 - Half Page	504.40
Ordinary National, Provincial	3/4 - Three Quarter Page	756.60
Ordinary National, Provincial	4/4 - Full Page	1008.80

EXTRA-ORDINARY

All Extra-ordinary National and Provincial gazette notices are non-standard notices and attract a variable price based on the number of pages submitted.

The pricing structure for National and Provincial notices which are submitted as **Extra ordinary submissions** will be charged at **R3026.32** per page.

GOVERNMENT PRINTING WORKS - BUSINESS RULES

The **Government Printing Works (GPW)** has established rules for submitting notices in line with its electronic notice processing system, which requires the use of electronic *Adobe Forms*. Please ensure that you adhere to these guidelines when completing and submitting your notice submission.

CLOSING TIMES FOR ACCEPTANCE OF NOTICES

1. The *Government Gazette* and *Government Tender Bulletin* are weekly publications that are published on Fridays and the closing time for the acceptance of notices is strictly applied according to the scheduled time for each gazette.
2. Please refer to the Submission Notice Deadline schedule in the table below. This schedule is also published online on the Government Printing works website www.gpwonline.co.za

All re-submissions will be subject to the standard cut-off times.

All notices received after the closing time will be rejected.

Government Gazette Type	Publication Frequency	Publication Date	Submission Deadline	Cancellations Deadline
National Gazette	Weekly	Friday	Friday 15h00 for next Friday	Tuesday, 15h00 - 3 working days prior to publication
Regulation Gazette	Weekly	Friday	Friday 15h00 for next Friday	Tuesday, 15h00 - 3 working days prior to publication
Petrol Price Gazette	Monthly	Tuesday before 1st Wednesday of the month	One day before publication	1 working day prior to publication
Road Carrier Permits	Weekly	Friday	Thursday 15h00 for next Friday	3 working days prior to publication
Unclaimed Monies (Justice, Labour or Lawyers)	January / September 2 per year	Last Friday	One week before publication	3 working days prior to publication
Parliament (Acts, White Paper, Green Paper)	As required	Any day of the week	None	3 working days prior to publication
Manuals	Bi- Monthly	2nd and last Thursday of the month	One week before publication	3 working days prior to publication
State of Budget (National Treasury)	Monthly	30th or last Friday of the month	One week before publication	3 working days prior to publication
<i>Extraordinary Gazettes</i>	As required	Any day of the week	<i>Before 10h00 on publication date</i>	<i>Before 10h00 on publication date</i>
Legal Gazettes A, B and C	Weekly	Friday	One week before publication	Tuesday, 15h00 - 3 working days prior to publication
Tender Bulletin	Weekly	Friday	Friday 15h00 for next Friday	Tuesday, 15h00 - 3 working days prior to publication
Gauteng	Weekly	Wednesday	Two weeks before publication	3 days after submission deadline
Eastern Cape	Weekly	Monday	One week before publication	3 working days prior to publication
Northern Cape	Weekly	Monday	One week before publication	3 working days prior to publication
North West	Weekly	Tuesday	One week before publication	3 working days prior to publication
KwaZulu-Natal	Weekly	Thursday	One week before publication	3 working days prior to publication
Limpopo	Weekly	Friday	One week before publication	3 working days prior to publication
Mpumalanga	Weekly	Friday	One week before publication	3 working days prior to publication

GOVERNMENT PRINTING WORKS - BUSINESS RULES

Government Gazette Type	Publication Frequency	Publication Date	Submission Deadline	Cancellations Deadline
Gauteng Liquor License Gazette	Monthly	Wednesday before the First Friday of the month	Two weeks before publication	3 working days after submission deadline
Northern Cape Liquor License Gazette	Monthly	First Friday of the month	Two weeks before publication	3 working days after submission deadline
National Liquor License Gazette	Monthly	First Friday of the month	Two weeks before publication	3 working days after submission deadline
Mpumalanga Liquor License Gazette	Bi-Monthly	Second & Fourth Friday	One week before publication	3 working days prior to publication

EXTRAORDINARY GAZETTES

3. *Extraordinary Gazettes* can have only one publication date. If multiple publications of an *Extraordinary Gazette* are required, a separate Z95/Z95Prov *Adobe* Forms for each publication date must be submitted.

NOTICE SUBMISSION PROCESS

4. Download the latest *Adobe* form, for the relevant notice to be placed, from the **Government Printing Works** website www.gpwnonline.co.za.
5. The *Adobe* form needs to be completed electronically using *Adobe Acrobat / Acrobat Reader*. Only electronically completed *Adobe* forms will be accepted. No printed, handwritten and/or scanned *Adobe* forms will be accepted.
6. The completed electronic *Adobe* form has to be submitted via email to submit.egazette@gpw.gov.za. The form needs to be submitted in its original electronic *Adobe* format to enable the system to extract the completed information from the form for placement in the publication.
7. Every notice submitted **must** be accompanied by an official **GPW** quotation. This must be obtained from the *eGazette* Contact Centre.
8. Each notice submission should be sent as a single email. The email **must** contain **all documentation relating to a particular notice submission**.
 - 8.1. Each of the following documents must be attached to the email as a separate attachment:
 - 8.1.1. An electronically completed *Adobe* form, specific to the type of notice that is to be placed.
 - 8.1.1.1. For *National Government Gazette* or *Provincial Gazette* notices, the notices must be accompanied by an electronic Z95 or Z95Prov *Adobe* form
 - 8.1.1.2. The notice content (body copy) **MUST** be a separate attachment.
 - 8.1.2. A copy of the official **Government Printing Works** quotation you received for your notice. (*Please see Quotation section below for further details*)
 - 8.1.3. A valid and legible Proof of Payment / Purchase Order: **Government Printing Works** account customer must include a copy of their Purchase Order. **Non-Government Printing Works** account customer needs to submit the proof of payment for the notice
 - 8.1.4. Where separate notice content is applicable (Z95, Z95 Prov and TForm 3, it should **also** be attached as a separate attachment. (*Please see the Copy Section below, for the specifications*).
 - 8.1.5. Any additional notice information if applicable.

GOVERNMENT PRINTING WORKS - BUSINESS RULES

9. The electronic *Adobe* form will be taken as the primary source for the notice information to be published. Instructions that are on the email body or covering letter that contradicts the notice form content will not be considered. The information submitted on the electronic *Adobe* form will be published as-is.
10. To avoid duplicated publication of the same notice and double billing, Please submit your notice **ONLY ONCE**.
11. Notices brought to **GPW** by “walk-in” customers on electronic media can only be submitted in *Adobe* electronic form format. All “walk-in” customers with notices that are not on electronic *Adobe* forms will be routed to the Contact Centre where they will be assisted to complete the forms in the required format.
12. Should a customer submit a bulk submission of hard copy notices delivered by a messenger on behalf of any organisation e.g. newspaper publisher, the messenger will be referred back to the sender as the submission does not adhere to the submission rules.

QUOTATIONS

13. Quotations are valid until the next tariff change.
 - 13.1. **Take note:** **GPW**'s annual tariff increase takes place on **1 April** therefore any quotations issued, accepted and submitted for publication up to **31 March** will keep the old tariff. For notices to be published from 1 April, a quotation must be obtained from **GPW** with the new tariffs. Where a tariff increase is implemented during the year, **GPW** endeavours to provide customers with 30 days' notice of such changes.
14. Each quotation has a unique number.
15. Form Content notices must be emailed to the *eGazette* Contact Centre for a quotation.
 - 15.1. The *Adobe* form supplied is uploaded by the Contact Centre Agent and the system automatically calculates the cost of your notice based on the layout/format of the content supplied.
 - 15.2. It is critical that these *Adobe* Forms are completed correctly and adhere to the guidelines as stipulated by **GPW**.
16. **APPLICABLE ONLY TO GPW ACCOUNT HOLDERS:**
 - 16.1. **GPW** Account Customers must provide a valid **GPW** account number to obtain a quotation.
 - 16.2. Accounts for **GPW** account customers **must** be active with sufficient credit to transact with **GPW** to submit notices.
 - 16.2.1. If you are unsure about or need to resolve the status of your account, please contact the **GPW** Finance Department prior to submitting your notices. (If the account status is not resolved prior to submission of your notice, the notice will be failed during the process).
17. **APPLICABLE ONLY TO CASH CUSTOMERS:**
 - 17.1. Cash customers doing **bulk payments** must use a **single email address** in order to use the **same proof of payment** for submitting multiple notices.
18. The responsibility lies with you, the customer, to ensure that the payment made for your notice(s) to be published is sufficient to cover the cost of the notice(s).
19. Each quotation will be associated with one proof of payment / purchase order / cash receipt.
 - 19.1. This means that **the quotation number can only be used once to make a payment.**

GOVERNMENT PRINTING WORKS - BUSINESS RULES**COPY (SEPARATE NOTICE CONTENT DOCUMENT)**

20. Where the copy is part of a separate attachment document for Z95, Z95Prov and TForm03
- 20.1. Copy of notices must be supplied in a separate document and may not constitute part of any covering letter, purchase order, proof of payment or other attached documents.
- The content document should contain only one notice. (You may include the different translations of the same notice in the same document).
- 20.2. The notice should be set on an A4 page, with margins and fonts set as follows:
- Page size = A4 Portrait with page margins: Top = 40mm, LH/RH = 16mm, Bottom = 40mm;
Use font size: Arial or Helvetica 10pt with 11pt line spacing;
- Page size = A4 Landscape with page margins: Top = 16mm, LH/RH = 40mm, Bottom = 16mm;
Use font size: Arial or Helvetica 10pt with 11pt line spacing;

CANCELLATIONS

21. Cancellation of notice submissions are accepted by **GPW** according to the deadlines stated in the table above in point 2. Non-compliance to these deadlines will result in your request being failed. Please pay special attention to the different deadlines for each gazette. Please note that any notices cancelled after the cancellation deadline will be published and charged at full cost.
22. Requests for cancellation must be sent by the original sender of the notice and must be accompanied by the relevant notice reference number (N-) in the email body.

AMENDMENTS TO NOTICES

23. With effect from 01 October 2015, **GPW** will not longer accept amendments to notices. The cancellation process will need to be followed according to the deadline and a new notice submitted thereafter for the next available publication date.

REJECTIONS

24. All notices not meeting the submission rules will be rejected to the customer to be corrected and resubmitted. Assistance will be available through the Contact Centre should help be required when completing the forms. (012-748 6200 or email info.egazette@gpw.gov.za). Reasons for rejections include the following:
- 24.1. Incorrectly completed forms and notices submitted in the wrong format, will be rejected.
- 24.2. Any notice submissions not on the correct *Adobe* electronic form, will be rejected.
- 24.3. Any notice submissions not accompanied by the proof of payment / purchase order will be rejected and the notice will not be processed.
- 24.4. Any submissions or re-submissions that miss the submission cut-off times will be rejected to the customer. The Notice needs to be re-submitted with a new publication date.

GOVERNMENT PRINTING WORKS - BUSINESS RULES**APPROVAL OF NOTICES**

25. Any notices other than legal notices are subject to the approval of the Government Printer, who may refuse acceptance or further publication of any notice.
26. No amendments will be accepted in respect to separate notice content that was sent with a Z95 or Z95Prov notice submissions. The copy of notice in layout format (previously known as proof-out) is only provided where requested, for Advertiser to see the notice in final Gazette layout. Should they find that the information submitted was incorrect, they should request for a notice cancellation and resubmit the corrected notice, subject to standard submission deadlines. The cancellation is also subject to the stages in the publishing process, i.e. If cancellation is received when production (printing process) has commenced, then the notice cannot be cancelled.

GOVERNMENT PRINTER INDEMNIFIED AGAINST LIABILITY

27. The Government Printer will assume no liability in respect of—
 - 27.1. any delay in the publication of a notice or publication of such notice on any date other than that stipulated by the advertiser;
 - 27.2. erroneous classification of a notice, or the placement of such notice in any section or under any heading other than the section or heading stipulated by the advertiser;
 - 27.3. any editing, revision, omission, typographical errors or errors resulting from faint or indistinct copy.

LIABILITY OF ADVERTISER

28. Advertisers will be held liable for any compensation and costs arising from any action which may be instituted against the Government Printer in consequence of the publication of any notice.

CUSTOMER INQUIRIES

Many of our customers request immediate feedback/confirmation of notice placement in the gazette from our Contact Centre once they have submitted their notice – While **GPW** deems it one of their highest priorities and responsibilities to provide customers with this requested feedback and the best service at all times, we are only able to do so once we have started processing your notice submission.

GPW has a 2-working day turnaround time for processing notices received according to the business rules and deadline submissions.

Please keep this in mind when making inquiries about your notice submission at the Contact Centre.

29. Requests for information, quotations and inquiries must be sent to the Contact Centre **ONLY**.
30. Requests for Quotations (RFQs) should be received by the Contact Centre at least **2 working days** before the submission deadline for that specific publication.

GOVERNMENT PRINTING WORKS - BUSINESS RULES

PAYMENT OF COST

31. The Request for Quotation for placement of the notice should be sent to the Gazette Contact Centre as indicated above, prior to submission of notice for advertising.
32. Payment should then be made, or Purchase Order prepared based on the received quotation, prior to the submission of the notice for advertising as these documents i.e. proof of payment or Purchase order will be required as part of the notice submission, as indicated earlier.
33. Every proof of payment must have a valid **GPW** quotation number as a reference on the proof of payment document.
34. Where there is any doubt about the cost of publication of a notice, and in the case of copy, an enquiry, accompanied by the relevant copy, should be addressed to the Gazette Contact Centre, **Government Printing Works**, Private Bag X85, Pretoria, 0001 email: info.egazette@gpw.gov.za before publication.
35. Overpayment resulting from miscalculation on the part of the advertiser of the cost of publication of a notice will not be refunded, unless the advertiser furnishes adequate reasons why such miscalculation occurred. In the event of underpayments, the difference will be recovered from the advertiser, and future notice(s) will not be published until such time as the full cost of such publication has been duly paid in cash or electronic funds transfer into the **Government Printing Works** banking account.
36. In the event of a notice being cancelled, a refund will be made only if no cost regarding the placing of the notice has been incurred by the **Government Printing Works**.
37. The **Government Printing Works** reserves the right to levy an additional charge in cases where notices, the cost of which has been calculated in accordance with the List of Fixed Tariff Rates, are subsequently found to be excessively lengthy or to contain overmuch or complicated tabulation.

PROOF OF PUBLICATION

38. Copies of any of the *Government Gazette* or *Provincial Gazette* can be downloaded from the **Government Printing Works** website www.gpwonline.co.za free of charge, should a proof of publication be required.
39. Printed copies may be ordered from the Publications department at the ruling price. The **Government Printing Works** will assume no liability for any failure to post or for any delay in despatching of such *Government Gazette(s)*

GOVERNMENT PRINTING WORKS CONTACT INFORMATION

Physical Address:

Government Printing Works
149 Bosman Street
Pretoria

Postal Address:

Private Bag X85
Pretoria
0001

GPW Banking Details:

Bank: ABSA Bosman Street
Account No.: 405 7114 016
Branch Code: 632-005

For Gazette and Notice submissions: Gazette Submissions:

For queries and quotations, contact: Gazette Contact Centre:

E-mail: submit.egazette@gpw.gov.za

E-mail: info.egazette@gpw.gov.za

Tel: 012-748 6200

Contact person for subscribers: Mrs M. Toka:

E-mail: subscriptions@gpw.gov.za

Tel: 012-748-6066 / 6060 / 6058

Fax: 012-323-9574

PROCLAMATIONS • PROKLAMASIES

PROCLAMATION NO. R. 26 OF 2019**by the****PRESIDENT of the REPUBLIC of SOUTH AFRICA****SPECIAL INVESTIGATING UNITS AND SPECIAL TRIBUNALS ACT, 1996 (ACT NO. 74 OF 1996): REFERRAL OF MATTERS TO EXISTING SPECIAL INVESTIGATING UNIT**

WHEREAS allegations as contemplated in section 2(2) of the Special Investigating Units and Special Tribunals Act, 1996 (Act No. 74 of 1996) (hereinafter referred to as "the Act"), have been made in respect of the affairs of the Department of Justice and Constitutional Development (hereinafter referred to as "the Department") and the Independent Development Trust (hereinafter referred to as "the IDT");

AND WHEREAS the Department or the State suffered losses that may be recovered;

AND WHEREAS I deem it necessary that the said allegations should be investigated and civil proceedings emanating from such investigation should be adjudicated upon;

NOW, THEREFORE, I hereby, under section 2(1) of the Act, refer the matters mentioned in the Schedule, in respect of the Department and the IDT, for investigation to the Special Investigating Unit established by Proclamation No. R. 118 of 31 July 2001 and determine that, for the purposes of the investigation of these matters, the terms of reference of the Special Investigating Unit are to investigate as contemplated in the Act, any alleged—

- (a) serious maladministration in connection with the affairs of the Department or the IDT;
- (b) improper or unlawful conduct by the employees or officials of the Department or the IDT;
- (c) unlawful appropriation or expenditure of public money or property;
- (d) unlawful, irregular or unapproved acquisitive act, transaction, measure or practice having a bearing upon State property;
- (e) intentional or negligent loss of public money or damage to public property;

- (f) offence referred to in Parts 1 to 4, or section 17, 20 or 21 (in so far as it relates to the aforementioned offences) of Chapter 2 of the Prevention and Combating of Corrupt Activities Act, 2004 (Act No. 12 of 2004), and which offences were committed in connection with the affairs of the Department or the IDT; or
- (g) unlawful or improper conduct by any person, which has caused or may cause serious harm to the interests of the public or any category thereof,

which took place between 22 October 2007 and the date of publication of this Proclamation or which took place prior to 22 October 2007 or after the date of publication of this Proclamation, but is relevant to, connected with, incidental or ancillary to the matters mentioned in the Schedule or involve the same persons, entities or contracts investigated under authority of this Proclamation, and to exercise or perform all the functions and powers assigned to or conferred upon the said Special Investigating Unit by the Act, including the recovery of any losses suffered by the Department or the State, in relation to the said matters in the Schedule.

Given under my Hand and the Seal of the Republic of South Africa at Johannesburg this 7th day of June Two thousand and nineteen.

CM Ramaphosa

President

By Order of the President-in-Cabinet:

TM Masutha

Minister of the Cabinet

SCHEDULE

1. Maladministration and/or irregular, improper or unlawful conduct in connection with the affairs of the Department or the IDT in relation to—

- (a) the construction of the Limpopo High Court, Mpumalanga High Court, the Plettenberg Bay Magistrate's Court, the Booysens Magistrate's Court, the Richards Bay Magistrate's Court, the Goodwood Magistrate's Court, the Simunye Magistrate's Court and the Tsineng Periodical Court;
- (b) the acquisition of land for the Mpumalanga High Court;
- (c) the number of court rooms which were built during the construction of the Plettenberg Bay Magistrate's Court;
- (d) the procurement and provision of—
 - (i) court room furniture; or
 - (ii) goods or services; or
- (e) contract and performance management, including any failure to act or to act timeously against professional consultants, agents, contractors, suppliers or service providers for any non-performance, poor performance, defective performance or late performance in respect of goods, works or services delivered, performed or rendered in terms of paragraph (a), (b) or (c),

in terms of the "Construction of New Courts Programme" of the Department and any related unauthorised, irregular or fruitless and wasteful expenditure which the Department or the State incurred or may incur as a result thereof, including the causes of such —

- (i) maladministration and/or irregular, improper or unlawful conduct; and
- (ii) unauthorised, irregular or fruitless and wasteful expenditure.

2. Any non-performance, poor performance, defective performance or late performance by the IDT, or professional consultants, agents, contractors, suppliers or service providers appointed by the IDT, in respect of goods, works or services delivered, performed or rendered in terms of paragraph 1(a), (b), (c) or (d) of this Schedule and any losses or damages which the Department or the State suffered or may suffer as result thereof.

3. The acquisition of land for the Mpumalanga High Court in a manner that was—

- (a) not fair, equitable, transparent, competitive or cost-effective;

- (b) contrary to applicable—
 - (i) legislation;
 - (ii) manuals, guidelines, circulars, practice notes or instructions issued by the National Treasury; or
- (c) manuals, policies, procedures, prescripts, instructions or practices of or applicable to the Department or the IDT,
and any related unauthorised, irregular or fruitless and wasteful expenditure which the Department or the State incurred as a result thereof.

4. Any unlawful, improper or irregular conduct by—
- (a) the Department, the IDT, their officials, employees or agents or any other person relating to the allegations set out in paragraphs 1 to 3 of this Schedule;
or
 - (b) the contractors, suppliers or service providers, their directors, employees, contractors, sub-contractors or agents appointed by the IDT relating to the allegations set out in paragraph 2 of this Schedule.

PROKLAMASIE NO. R. 26 VAN 2019**van die****PRESIDENT van die REPUBLIEK van SUID-AFRIKA****WET OP SPESIALE ONDERSOEKEENHEDE EN SPESIALE TRIBUNALE, 1996 (WET NO. 74 VAN 1996): VERWYSING VAN AANGELEENTHEDE NA BESTAANDE SPESIALE ONDERSOEKEENHEID EN SPESIALE TRIBUNAAL**

AANGESIEN bewerings soos beoog in artikel 2(2) van die Wet op Spesiale Ondersoekeenhede en Spesiale Tribunale, 1996 (Wet No. 74 van 1996) (hierna na verwys as die "Wet"), gemaak is in verband met die aangeleenthede van die Departement van Justisie en Staatkundige Ontwikkeling (hierna na verwys as "die Departement") en die Onafhanklike Ontwikkelings Trust (hierna na verwys as "die OT");

EN AANGESIEN die Departement of die Staat verliese gely het wat verhaal kan word;

EN AANGESIEN ek dit nodig ag dat gemelde bewerings ondersoek en siviele geskille voortspruitend uit sodanige ondersoek bereg moet word;

DERHALWE verwys ek hierby, kragtens artikel 2(1) van die Wet, die aangeleenthede in die Bylae vermeld, ten opsigte van die Departement en die OT, vir ondersoek na die Spesiale Ondersoekeenhede ingestel by Proklamasie No. R. 118 van 31 Julie 2001 en bepaal dat, vir die doeleindes van die ondersoek van die aangeleenthede, die opdrag van die Spesiale Ondersoekeenhede is om soos beoog in gemelde Wet, ondersoek te doen na enige beweerde—

- (a) ernstige wanadministrasie in verband met die aangeleenthede van die Departement of die OT;
- (b) onbehoorlike of onregmatige optrede deur die werknemers of beamptes van die Departement of die OT;
- (c) onregmatige bewilliging of besteding van publieke geld of eiendom;
- (d) onwettige, onreëlmatige of nie-goedgekeurde verkrygende handeling,

transaksie, maatreël of praktyk wat op Staatseiendom betrekking het;

- (e) opsetlike of nalatige verlies van publieke geld of skade aan publieke eiendom;
- (f) misdryf bedoel in Dele 1 tot 4, of artikel 17, 20 of 21 (vir sover dit op voornoemde misdrywe betrekking het) van Hoofstuk 2 van die Wet op die Voorkoming en Bestryding van Korrupte Bedrywighede, 2004 (Wet No. 12 van 2004), en welke misdrywe gepleeg is in verband met die sake van die Departement of die OT; of
- (g) onwettige of onbehoorlike optrede deur enige persoon wat ernstige benadeling vir die belange van die publiek of enige kategorie daarvan veroorsaak het of kan veroorsaak,

wat plaasgevind het tussen 22 Oktober 2007 en die datum van publikasie van hierdie Proklamasie of wat plaasgevind het voor 22 Oktober 2007 of na die datum van publikasie van hierdie Proklamasie, wat relevant is tot, verband hou met, insidenteel of bykomstig is tot, die aangeleenthede vermeld in die Bylae of wat dieselfde persone, entiteite of kontrakte betrek wat ondersoek word kragtens die volmag verleen deur hierdie Proklamasie, en om al die werksaamhede en bevoegdhede wat deur die Wet aan die gemelde Spesiale Ondersoekeenheid toegewys of opgedra is, uit te oefen of te verrig in verband met die genoemde aangeleenthede in die Bylae, insluitend die verhaal van enige verliese wat deur die Departement of die Staat gely is.

Gegee onder my Hand en die Seël van die Republiek van Suid-Afrika te Johannesburg op hede die 7 dag van Junie Twee duisend-en-negentien.

CM Ramaphosa

President

Op las van die President-in-Kabinet:

TM Masutha

Minister van die Kabinet

BYLAE

1. Wanadministrasie en/of onreëlmatige, onbehoorlike of onwettige optrede ten opsigte van die aangeleenthede van die Departement of die OT in verband met—

- (a) die konstruksie van die Limpopo Hooggeregshof, Mpumalanga Hooggeregshof, die Plettenbergbaai Landdroshof, die Booysens Landdroshof, die Richardsbaai Landdroshof, die Goodwood Landdroshof, die Simunye Landdroshof en die Tsineng Periodieke Hof;
- (b) die verkryging van grond vir die Mpumalanga Hooggeregshof;
- (c) die aantal hofsale wat tydens die konstruksie van die Plettenbergbaai Landdroshof gebou is;
- (d) die aanskaffing en verskaffing van—
 - (i) hof meublement; of
 - (ii) goedere of dienste; of
- (e) kontrak en prestasiebestuur, insluitende enige versuim om op te tree of om betyds op te tree teen professionele konsultante, agente, kontrakteurs, verskaffers of diensverskaffers vir enige wanprestasie, onder-prestasie, defektiewe prestasie of laat prestasie ten opsigte van goedere, werke of dienste gelewer, uitgevoer of verrig ingevolge paragraaf (a), (b) of (c),

ingevolge die “Construction of New Courts Programme” van die Departement en enige verwante ongemagtigde, onreëlmatige of vrugtelose en verspilde uitgawes wat die Departement of die Staat aangegaan het of mag aangaan as gevolg daarvan, insluitende die oorsake van sodanige—

- (i) wanadministrasie en/of onreëlmatige, onbehoorlike of onwettige optrede; en
- (ii) ongemagtigde, onreëlmatige of vrugtelose en verspilde uitgawes.

2. Enige wanprestasie, onder-prestasie, defektiewe prestasie of laat prestasie deur die OT, of professionele konsultante, agente, kontrakteurs, verskaffers of diensverskaffers wat deur die OT aangestel is, ten opsigte van goedere, werke of dienste gelewer, uitgevoer of verrig ingevolge paragraaf 1(a), (b), (c) of (d) van hierdie Bylae en enige verliese of skade wat die Departement of die Staat gelyk het of mag ly as gevolg daarvan.

3. Die aanskaffing van grond vir die Mpumalanga Hooggeregshof op 'n wyse

wat—

- (a) nie regverdig, billik, deursigtig, mededingend of koste-effektief was nie; of
 - (b) strydig was met toepaslike—
 - (i) wetgewing;
 - (ii) handleidings, riglyne, omsendskrywes, praktyknotas of instruksies wat deur die Nasionale Tesourie uitgevaardig is; of
 - (c) handleidings, beleid, prosedures, voorskrifte, instruksies of praktyke van, of wat op die Departement of die OT van toepassing is,
- en enige verwante ongemagtigde, onreëlmatige of vrugtelose en verspilde uitgawes wat die Departement of die Staat opgedoen het as gevolg daarvan.

4. Enige onwettige, onbehoorlike of onreëlmatige optrede deur—

- (a) die Departement, die OT, die se beampptes, werknemers of agente of enige ander persoon ten opsigte van die bewerings uiteengesit in paragrawe 1 tot 3 van hierdie Bylae; of
- (b) die kontrakteurs, verskaffers of diensverskaffers, die se direkteure, werknemers, kontrakteurs, sub-kontrakteurs of agente wat deur die OT aangestel is ten opsigte van die bewerings uiteengesit in paragraaf 2 van hierdie Bylae.

PROCLAMATION NO. R. 27 OF 2019

**by the
PRESIDENT of the REPUBLIC of SOUTH AFRICA**

SPECIAL INVESTIGATING UNITS AND SPECIAL TRIBUNALS ACT, 1996 (ACT NO. 74 OF 1996): AMENDMENT OF PROCLAMATION NO. R. 22 OF 2016

Under section 2(4) of the Special Investigating Units and Special Tribunals Act, 1996 (Act No. 74 of 1996), I hereby amend Proclamation No. R. 22 of 2016—

- (a) by the further extension of the period referred to in the fourth paragraph of the Proclamation to the date of publication of this Proclamation; and
- (b) by the addition of the following paragraphs after paragraph 2 of the Schedule to the Proclamation:

“3. The appointment of a service provider by Lepelle Northern Water to render engineering consulting services to Lepelle Northern Water in respect of the raising of the Tzaneen Dam and payments which were made by Lepelle Northern Water to the service provider in a manner that was—

(a) not fair, equitable, transparent, competitive or cost-effective; or

(b) contrary to applicable—

(i) legislation;

(ii) manuals, guidelines, practice notes or instructions issued by the National Treasury; or

(iii) manuals, policies, procedures, prescripts, instructions or practices of or applicable to Lepelle Northern Water,

and any related unauthorised, irregular or fruitless and wasteful expenditure incurred by Lepelle Northern Water.

- 4. Any unlawful or improper conduct by employees of Lepelle Northern Water, the applicable service provider, or any other person or entity in relation to the allegations set out in paragraph 3 above.”.

Given under my Hand and the Seal of the Republic of South Africa at Johannesburg this 7th day of June Two thousand and Nineteen.

CM RAMAPHOSA
President

By Order of the President-in-Cabinet:

TM MASUTHA
Minister of the Cabinet

PROKLAMASIE NO. R. 27 VAN 2019**van die
PRESIDENT van die REPUBLIEK van SUID AFRIKA****WET OP SPESIALE ONDERSOEKEENHEDE EN SPESIALE TRIBUNALE, 1996
(WET NO. 74 VAN 1996): WYSIGING VAN PROKLAMASIE NO. R. 22 VAN 2016**

Kragtens artikel 2(4) van die Wet op Spesiale Ondersoekeenhede en Spesiale Tribunale, 1996 (Wet No. 74 van 1996), wysig ek hierby Proklamasie No. R. 22 van 2016, deur—

- (a) die verlenging van die tydperk vermeld in die vierde paragraaf van die Proklamasie tot die datum van publikasie van hierdie Proklamasie;
- (b) die byvoeging van die volgende paragrawe na paragraaf 2 van die Bylae tot die Proklamasie:

“3. Die aanstelling van ‘n diensverskaffer deur Lepelle Northern Water om ingenieurskonsultasie-dienste te lewer aan Lepelle Northern Water ten opsigte van die verhoging van die Tzaneen Dam en betalings wat in verband daarmee gemaak is op ‘n wyse wat—

- (i) nie regverdig, billik, deursigtig, mededingend of koste-effektief was nie;
- (ii) strydig was met toepaslike—

(aa) wetgewing;

(bb) handleidings, riglyne, praktyknotas of instruksies wat deur die Nasionale Tesourie uitgevaardig is; of

(cc) handleidings, beleid, prosedures, voorskrifte, instruksies of praktyke van, of wat op Lepelle Northern Water van toepassing is,

en enige verwante ongemagtigde, onreëlmatige of vrugtelose en verspilde uitgawes wat deur Lepelle Northern Water opgedoen was.

4. Enige onwettige of onreëlmatige gedrag deur werknemers van Lepelle Northern Water, die toepaslike diensverskaffer of enige ander persoon of entiteit ten opsigte van die bewerings soos in paragraaf 3 van hierdie Bylae uiteengesit.”.

Gegee onder my Hand en die Seël van die Republiek van Suid Afrika te Johannesburg. op hede die 7 dag van Junie Tweeduisend-en-negentien.

CM RAMAPHOSA
President

Op las van die President-in-Kabinet:

TM MASUTHA
Minister van die Kabinet

PROCLAMATION NO. R. 28 OF 2019

**by the
PRESIDENT of the REPUBLIC of SOUTH AFRICA**

SPECIAL INVESTIGATING UNITS AND SPECIAL TRIBUNALS ACT, 1996 (ACT NO. 74 OF 1996): REFERRAL OF MATTERS TO EXISTING SPECIAL INVESTIGATING UNIT

WHEREAS allegations as contemplated in section 2(2) of the Special Investigating Units and Special Tribunals Act, 1996 (Act No. 74 of 1996) (hereinafter referred to as "the Act"), have been made in respect of the affairs of the Department of Water and Sanitation (hereinafter referred to as "the Department");

AND WHEREAS the Department or the State suffered losses that may be recovered;

AND WHEREAS I deem it necessary that the said allegations should be investigated and civil proceedings emanating from such investigation should be adjudicated upon;

NOW, THEREFORE, I hereby, under section 2(1) of the Act, refer the matters mentioned in the Schedule, in respect of the Department, for investigation to the Special Investigating Unit established by Proclamation No. R. 118 of 31 July 2001 and determine that, for the purposes of the investigation of the matters, the terms of reference of the Special Investigating Unit are to investigate as contemplated in the Act, any alleged—

- (a) serious maladministration in connection with the affairs of the Department;
- (b) improper or unlawful conduct by the employees or officials of the Department;
- (c) unlawful appropriation or expenditure of public money or property;
- (d) unlawful, irregular or unapproved acquisitive act, transaction, measure or practice having a bearing upon State property;
- (e) intentional or negligent loss of public money or damage to public property;
- (f) offence referred to in Parts 1 to 4, or section 17, 20 or 21 (in so far as it relates to the aforementioned offences) of Chapter 2 of the Prevention and

Combating of Corrupt Activities Act, 2004 (Act No. 12 of 2004), and which offences were committed in connection with the affairs of the Department; or

(g) unlawful or improper conduct by any person, which has caused or may cause serious harm to the interests of the public or any category thereof,

which took place between 1 January 2016 and the date of publication of this Proclamation or which took place prior to 1 January 2016 or after the date of publication of this Proclamation, but is relevant to, connected with, incidental or ancillary to the matters mentioned in the Schedule or involve the same persons, entities or contracts investigated under authority of this Proclamation, and to exercise or perform all the functions and powers assigned to or conferred upon the said Special Investigating Unit by the Act, including the recovery of any losses suffered by the Department or the State, in relation to the said matters in the Schedule.

Given under my Hand and the Seal of the Republic of South Africa at Johannesburg this 7th day of June Two thousand and nineteen.

CM RAMAPHOSA

President

By Order of the President-in-Cabinet:

TM MASUTHA

Minister of the Cabinet

SCHEDULE

1. The appointment by the Department of a service provider under Contract Number 1/2/4/25/2017/1/NWRI/MIHLOTI for a period of eighteen months to render services for the emergency upgrading of the Thukela Goedertrouw Transfer Scheme and payments made in respect thereof in a manner that was—

- (a) not fair, competitive, transparent, equitable or cost effective; or
- (b) contrary to applicable—
 - (i) legislation;
 - (ii) manuals, guidelines, practice notes, circulars or instructions issued by the National Treasury; or
 - (iii) manuals, policies, procedures, prescripts, instructions or practices of or applicable to the Department,

and any—

- (aa) related unauthorised, irregular or fruitless and wasteful expenditure incurred by; or
- (bb) resulting loss or prejudice suffered by,

the Department or the State, as a result thereof.

2. Any unlawful or improper conduct by—

- (a) employees or officials of the Department;
- (b) the service provider referred to in paragraph 1 of this Schedule, its directors, employees or agents; or
- (c) any other person or entity,

relating to the allegations set out in paragraph 1 of this Schedule.

PROKLAMASIE NO. R. 28 VAN 2019**van die
PRESIDENT van die REPUBLIEK van SUID-AFRIKA****WET OP SPESIALE ONDERSOEKEENHEDE EN SPESIALE TRIBUNALE, 1996
(WET NO. 74 VAN 1996): VERWYSING VAN AANGELEENTHEDE NA
BESTAANDE SPESIALE ONDERSOEKEENHEID**

AANGESIEN bewerings soos beoog in artikel 2(2) van die Wet op Spesiale Ondersoekeenheide en Spesiale Tribunale, 1996 (Wet No. 74 van 1996) (hierna na verwys as die "Wet"), gemaak is in verband met die aangeleenthede van die Departement van Water en Sanitasie (hierna na verwys as "die Departement");

EN AANGESIEN die Departement of die Staat verliese gely het wat verhaal kan word;

EN AANGESIEN ek dit nodig ag dat gemelde bewerings ondersoek en siviele geskille voortspruitend uit sodanige ondersoek bereg moet word;

DERHALWE verwys ek hierby, kragtens artikel 2(1) van die Wet, die aangeleenthede in die Bylae vermeld, ten opsigte van die Departement, vir ondersoek na die Spesiale Ondersoekeenheid ingestel by Proklamasie No. R. 118 van 31 Julie 2001 en bepaal dat, vir die doeleindes van die ondersoek van die aangeleenthede, die opdrag van die Spesiale Ondersoekeenheid is om soos beoog in gemelde Wet, ondersoek te doen na enige beweerde—

- (a) ernstige wanadministrasie in verband met die aangeleenthede van die Departement;
- (b) onbehoorlike of onregmatige optrede deur die werknemers of beamptes van die Departement;

- (c) onregmatige bewilliging of besteding van publieke geld of eiendom;
- (d) onwettige, onreëlmatige of nie-goedgekeurde verkrygende handeling, transaksie, maatreël of praktyk wat op Staatseiendom betrekking het;
- (e) opsetlike of nalatige verlies van publieke geld of skade aan publieke eiendom;
- (f) misdryf bedoel in Dele 1 tot 4, of artikel 17, 20 of 21 (vir sover dit op voornoemde misdrywe betrekking het) van Hoofstuk 2 van die Wet op die Voorkoming en Bestryding van Korrupte Bedrywighede, 2004 (Wet No. 12 van 2004), en welke misdrywe gepleeg is in verband met die sake van die Departement; of
- (g) onwettige of onbehoorlike optrede deur enige persoon wat ernstige benadeling vir die belange van die publiek of enige kategorie daarvan veroorsaak het of kan veroorsaak,

wat plaasgevind het tussen 1 Januarie 2016 en die datum van publikasie van hierdie Proklamasie of wat plaasgevind het voor 1 Januarie 2016 of na die datum van publikasie van hierdie Proklamasie, wat relevant is tot, verband hou met, insidenteel of bykomstig is tot, die aangeleenthede vermeld in die Bylae of wat dieselfde persone, entiteite of kontrakte betrek wat ondersoek word kragtens die volmag verleen deur hierdie Proklamasie, en om al die werksaamhede en bevoegdhede wat deur die Wet aan die gemelde Spesiale Ondersoekeenheid toegewys of opgedra is, uit te oefen of te verrig in verband met die genoemde aangeleenthede in die Bylae, insluitend die verhaal van enige verliese wat deur die Departement of die Staat gelyk is.

Gegee onder my Hand en die Seël van die Republiek van Suid-Afrika te Johannesburg op hede die 7 dag van Junie Twee duisend-en-negentien.

CM RAMAPHOSA

President

Op las van die President-in-Kabinet:

TM MASUTHA

Minister van die Kabinet

BYLAE

1. Die aanstelling van 'n diensverskaffer kragtens Kontrak Nommer 1/2/4/25/2017/1/NWRI/MIHLOTI vir 'n tydperk van agtien maande om dienste te verskaf vir die noodopgradering van die Thukela Goedertrouw Oordragskema en betalings wat in verband daarmee gemaak is op 'n wyse wat—
 - (a) nie regverdig, mededingend, deursigtig, billik of koste-effektief was nie; of
 - (b) strydig was met toepaslike—
 - (i) wetgewing;
 - (ii) handleidings, riglyne, praktyknotas, omsendbriewe, of instruksies wat deur die Nasionale Tesourie uitgevaardig is; of
 - (iii) handleidings, beleid, prosedures, voorskrifte, instruksies of praktyke van, of wat op die Departement van toepassing is,en enige—
 - (aa) verwante ongemagtigde, onreëlmatige of vrugtelose en verkwiste uitgawes wat aangegaan is deur; of
 - (bb) gevolglike verliese of nadeel wat gely is deur,die Departement of die Staat, as gevolg daarvan.
2. Enige onwettige of onbehoorlikeoptrede deur—
 - (a) werknemers of beamptes van die Departement;
 - (b) die diensverskaffer waarna verwys word in paragraaf 1 van hierdie Bylae, die se direkteure, werknemers of agente; of
 - (c) enige ander persoon of entiteit,ten opsigte van die bewerings uiteengesit in paragraaf 1 van hierdie Bylae.

PROCLAMATION NO. R. 29 OF 2019
by the
PRESIDENT of the REPUBLIC of SOUTH AFRICA

SPECIAL INVESTIGATING UNITS AND SPECIAL TRIBUNALS ACT, 1996 (ACT NO. 74 OF 1996): REFERRAL OF MATTERS TO EXISTING SPECIAL INVESTIGATING UNIT

WHEREAS allegations as contemplated in section 2(2) of the Special Investigating Units and Special Tribunals Act, 1996 (Act No. 74 of 1996) (hereinafter referred to as "the Act"), have been made in respect of the affairs of the Council for Medical Schemes, established by section 3 of the Medical Schemes Act, 1998 (Act No. 131 of 1998) (hereinafter referred to as "the Council");

AND WHEREAS I deem it necessary that the said allegations should be investigated and civil proceedings emanating from such investigation should be adjudicated upon;

NOW, THEREFORE, I hereby, under section 2(1) of the Act, refer the matters mentioned in the Schedule, in respect of the Council, for investigation to the Special Investigating Unit established by Proclamation No. R. 118 of 31 July 2001 and determine that, for the purposes of the investigation of the matters, the terms of reference of the Special Investigating Unit are to investigate as contemplated in the Act, any alleged—

- (a) serious maladministration in connection with the affairs of the Council;
- (b) improper or unlawful conduct by employees or officials of the Council;
- (c) offence referred to in Parts 1 to 4, or section 17, 20 or 21 (in so far as it relates to the aforementioned offences) of Chapter 2 of the Prevention and Combating of Corrupt Activities Act, 2004 (Act No. 12 of 2004), and which

offences were committed in connection with the affairs of the Council; or
(d) unlawful or improper conduct by any person, which has caused or may cause serious harm to the interests of the public or any category thereof, which took place between 1 January 2014 and the date of publication of this Proclamation or which took place prior to 1 January 2014 or after the date of publication of this Proclamation, but is relevant to, connected with, incidental or ancillary to the matters mentioned in the Schedule or involve the same persons, entities or matters investigated under authority of this Proclamation, and to exercise or perform all the functions and powers assigned to or conferred upon the said Special Investigating Unit by the Act, in relation to the said matters in the Schedule.

Given under my Hand and the Seal of the Republic of South Africa at Johannesburg this 13th day of June Two thousand and nineteen.

CM Ramaphosa

President

By Order of the President-in-Cabinet:

TM Masutha

Minister of the Cabinet

SCHEDULE

1. Maladministration in connection with the affairs of the Council in relation to regulatory interventions which were conducted by the Council in terms of the Medical Schemes Act, 1998 (Act No. 131 of 1998), including the causes of such maladministration.

2. Any irregular, improper or unlawful conduct by—

- (a) the employees or officials of the Council; or
- (b) any other person or entity,

in relation to the allegations set out in paragraph 1 of this Schedule.

PROKLAMASIE NO. R. 29 VAN 2019**van die
PRESIDENT van die REPUBLIEK van SUID-AFRIKA****WET OP SPESIALE ONDERSOEKEENHEDE EN SPESIALE TRIBUNALE, 1996
(WET NO. 74 VAN 1996): VERWYSING VAN AANGELEENTHEDE NA
BESTAANDE SPESIALE ONDERSOEKEENHEID**

AANGESIEN bewerings soos beoog in artikel 2(2) van die Wet op Spesiale Ondersoekeenhede en Spesiale Tribunale, 1996 (Wet No. 74 van 1996) (hierna na verwys as die "Wet"), gemaak is in verband met die aangeleenthede van die Raad op Mediese Skemas, ingestel ingevolge artikel 3 van die Wet op Mediese Skemas, 1998 (Wet No. 131 van 1998) (hierna na verwys as "die Raad");

EN AANGESIEN ek dit nodig ag dat gemelde bewerings ondersoek en siviele geskille voortspruitend uit sodanige ondersoek bereg moet word;

DERHALWE verwys ek hierby, kragtens artikel 2(1) van die Wet, die aangeleenthede in die Bylae vermeld ten opsigte van die Raad, vir ondersoek na die Spesiale Ondersoekeenheid ingestel by Proklamasie No. R. 118 van 31 Julie 2001 en bepaal dat, vir die doeleindes van die ondersoek van die aangeleenthede, die opdrag van die Spesiale Ondersoekeenheid is om soos beoog in gemelde Wet, ondersoek te doen na enige beweerde—

- (a) ernstige wanadministrasie in verband met die aangeleenthede van die Raad;
- (b) onbehoorlike of onregmatige optrede deur werknemers of beamptes van die Raad;
- (c) misdryf bedoel in Dele 1 tot 4, of artikel 17, 20 of 21 (vir sover dit op voornoemde misdrywe betrekking het) van Hoofstuk 2 van die Wet op die

Voorkoming en Bestryding van Korrupte Bedryghede, 2004 (Wet No. 12 van 2004), en welke misdrywe gepleeg is in verband met die sake van die Raad; of

- (d) onwettige of onbehoorlike optrede deur enige persoon wat ernstige benadeling vir die belange van die publiek of enige kategorie daarvan veroorsaak het of kan veroorsaak,

wat plaasgevind het tussen 1 Januarie 2014 en die datum van publikasie van hierdie Proklamasie of wat plaasgevind het voor 1 Januarie 2014 of na die datum van publikasie van hierdie Proklamasie, wat relevant is tot, verband hou met, insidenteel of bykomstig is tot, die aangeleenthede vermeld in die Bylae of wat dieselfde persone, entiteite of aangeleenthede wat ondersoek word kragtens die volmag verleen deur hierdie Proklamasie, en om al die werksaamhede en bevoegdhede wat deur die Wet aan die gemelde Spesiale Ondersoekeenheid toegewys of opgedra is, uit te oefen of te verrig in verband met die genoemde aangeleenthede in die Bylae.

Gegee onder my Hand en die Seël van die Republiek van Suid-Afrika te Johannesburg op hede die 13 dag van Junie Twee duisend-en-negentien.

CM Ramaphosa

President

Op las van die President-in-Kabinet:

TM Masutha

Minister van die Kabinet

BYLAE

1. Wanadministrasie in verband met die aangeleenthede van die Raad ten opsigte van regulatoriese ingrypings wat deur die Raad uitgevoer was ingevolge die Wet op Mediese Skemas, 1998 (Wet No. 131 van 1998), insluitend die oorsake van sodanige wanadministrasie.

2. Enige onreëlmatige, onbehoorlike of onwettige optrede deur—

- (a) die werknemers of beamptes van die Raad; of
- (b) enige ander persoon of entiteit,

wat verband hou met die bewerings waarna verwys word in paragraaf 1 van hierdie Bylae.

PROCLAMATION NO. R. 30 OF 2019**by the****PRESIDENT of the REPUBLIC of SOUTH AFRICA****SPECIAL INVESTIGATING UNITS AND SPECIAL TRIBUNALS ACT, 1996
(ACT NO. 74 OF 1996): REFERRAL OF MATTERS TO EXISTING
SPECIAL INVESTIGATING UNIT**

WHEREAS allegations as contemplated in section 2(2) of the Special Investigating Units and Special Tribunals Act, 1996 (Act No. 74 of 1996) (hereinafter referred to as "the Act"), have been made in respect of the affairs of the North West Development Corporation (hereinafter referred to as "the NWDC");

AND WHEREAS the NWDC or the State may have suffered losses that may be recovered;

AND WHEREAS I deem it necessary that the said allegations should be investigated and civil proceedings emanating from such investigation should be adjudicated upon;

NOW, THEREFORE, I hereby, under section 2(1) of the Act, refer the matters mentioned in the Schedule, in respect of the NWDC, for investigation to the Special Investigating Unit established by Proclamation No. R. 118 of 31 July 2001 and determine that, for the purposes of the investigation of the matters, the terms of reference of the Special Investigating Unit are to investigate as contemplated in the Act, any alleged—

- (a) serious maladministration in connection with the affairs of the NWDC;
- (b) improper or unlawful conduct by officials or employees of the NWDC;
- (c) unlawful appropriation or expenditure of public money or property;
- (d) unlawful, irregular or unapproved acquisitive act, transaction, measure or practice having a bearing upon State property;
- (e) intentional or negligent loss of public money or damage to public property;
- (f) offence referred to in Parts 1 to 4, or section 17, 20 or 21 (in so far as it relates to the aforementioned offences) of Chapter 2 of the Prevention and

Combating of Corrupt Activities Act, 2004 (Act No. 12 of 2004), and which offences were committed in connection with the affairs of the NWDC; or

(g) unlawful or improper conduct by any person, which has caused or may cause serious harm to the interests of the public or any category thereof, which took place between 1 January 2015 and the date of publication of this Proclamation or which took place prior to 1 January 2015 or after the date of publication of this Proclamation, but is relevant to, connected with, incidental or ancillary to the matters mentioned in the Schedule or involve the same persons, entities or contracts investigated under authority of this Proclamation, and to exercise or perform all the functions and powers assigned to or conferred upon the said Special Investigating Unit by the Act, including the recovery of any losses suffered by the NWDC or the State, in relation to the said matters in the Schedule.

Given under my Hand and the Seal of the Republic of South Africa at Johannesburg this 7th day of June Two thousand and Nineteen.

CM RAMAPHOSA

President

By Order of the President-in-Cabinet:

TM MASUTHA

Minister of the Cabinet

SCHEDULE

1. The procurement of or contracting for goods, works or services by or on behalf of the NWDC and payments made in respect thereof in a manner that was—

- (a) not fair, competitive, transparent, equitable or cost-effective;
- (b) contrary to applicable—
 - (i) legislation;
 - (ii) manuals, guidelines, practice notes, circulars or instructions issued by the National Treasury or the relevant Provincial Treasury; or
 - (iii) manuals, policies, procedures, prescripts, instructions or practices of or applicable to the NWDC;
- (c) fraudulent; or
- (d) conducted by or facilitated through the improper conduct of—
 - (i) officials or employees of the NWDC;
 - (ii) contractors, suppliers or service providers of the NWDC or their sub-contractors; or
 - (iii) any other person or entity,

to corruptly or unduly benefit themselves or any other person or entity, and any related unauthorised, irregular or fruitless and wasteful expenditure incurred by the NWDC or the State or any resulting loss or damages suffered by NDWC or the State in relation to the appointment of—

(aa) MVEST Trust in terms of a service level agreement to implement the Youth Enterprise Combo; or

(bb) Naphtronics (Pty) Ltd to render security services to the NWDC.

2. Maladministration in the affairs of the NWDC and any losses or prejudice suffered by the NWDC or the State as a result of such maladministration in relation to the—

- (a) purchase of Christiana Hotel and Game Farm; or
- (b) establishment of Tokiso Security Services SOC Ltd as a subsidiary of the NWDC,

and any related unauthorised, irregular or fruitless and wasteful expenditure incurred by the NWDC or the State, including the causes of such maladministration.

3. Any unlawful or improper conduct by officials or employees of the NWDC, the applicable contractors, suppliers or service providers or their sub-contractors or any other person or entity in relation to the allegations set out in paragraphs 1 and 2 of this Schedule.

PROKLAMASIE NO. R. 30 VAN 2019
van die
PRESIDENT van die REPUBLIEK van SUID-AFRIKA

WET OP SPESIALE ONDERSOEKEENHEDE EN SPESIALE TRIBUNALE, 1996
(WET NO. 74 VAN 1996): VERWYSING VAN AANGELEENTHEDE NA
BESTAANDE SPESIALE ONDERSOEKEENHEID

AANGESIEN bewerings soos beoog in artikel 2(2) van die Wet op Spesiale Ondersoekeenhede en Spesiale Tribunale, 1996 (Wet No. 74 van 1996) (hierna na verwys as die "Wet"), gemaak is in verband met die aangeleenthede van die Noord- Wes Ontwikkelingskorporasie (hierna na verwys as die "NWOK");

EN AANGESIEN die NWOK of die Staat verliese kon gely het wat moontlik verhaal kan word;

EN AANGESIEN ek dit nodig ag dat gemelde bewerings ondersoek en siviele verrigtinge voortspruitend uit sodanige ondersoek bereg moet word;

DERHALWE verwys ek hierby, kragtens artikel 2(1) van die Wet, die aangeleenthede in die Bylae vermeld ten opsigte van die NWOK, vir ondersoek na die Spesiale Ondersoekeenheid ingestel by Proklamasie No. R. 118 van 31 Julie 2001 en bepaal dat, vir die doeleindes van die ondersoek van die aangeleenthede, dit die opdrag van die Spesiale Ondersoekeenheid is om soos beoog in gemelde Wet, ondersoek te doen na enige beweerde—

- (a) ernstige wanadministrasie in verband met die aangeleenthede van die NWOK;
- (b) onbehoorlike of onregmatige optrede deur beamptes of werknemers van die NWOK;
- (c) onregmatige bewilliging of besteding van publieke geld of eiendom;
- (d) onwettige, onreëlmatige of niegoedgekeurde verkrygende handeling, transaksie, maatreël of praktyk wat op Staatseiendom betrekking het;
- (e) opsetlike of nalatige verlies van publieke geld of skade aan publieke eiendom;

- (f) misdryf bedoel in Dele 1 tot 4, of artikel 17, 20 of 21 (vir sover dit op voornoemde misdrywe betrekking het) van Hoofstuk 2 van die Wet op die Voorkoming en Bestryding van Korrupte Bedrywighede, 2004 (Wet No. 12 van 2004), en welke misdrywe in verband met die sake van die NWOK gepleeg is; of
- (g) onwettige of onbehoorlike optrede deur enige persoon wat ernstige benadeling vir die belange van die publiek of enige kategorie daarvan veroorsaak het of kan veroorsaak,

wat plaasgevind het tussen 1 Januarie 2015 en die datum van publikasie van hierdie Proklamasie of wat plaasgevind het voor 1 Januarie 2015 of na die datum van publikasie van hierdie Proklamasie, wat relevant is tot, verband hou met, insidenteel of bykomstig is tot, die aangeleenthede vermeld in die Bylae of wat dieselfde persone, entiteite of kontrakte betrek wat ondersoek word kragtens die volmag verleen deur hierdie Proklamasie, en om al die werksaamhede en bevoegdhede wat deur die Wet aan die gemelde Spesiale Ondersoekeenheid toegewys of opgedra is, uit te oefen of te verrig in verband met die genoemde aangeleenthede in die Bylae, insluitend die verhaal van enige verliese wat deur die NWOK of die Staat gely is.

Gegee onder my Hand en die Seël van die Republiek van Suid-Afrika te Johannesburg op hede die 7 dag van Junie Twee duisend-en-negentien.

CM RAMAPHOSA

President

Op las van die President-in-Kabinet:

TM MASUTHA

Minister van die Kabinet

BYLAE

1. Die aanskaffing van of kontraktering vir goedere, werke of dienste deur of namens die NWOK en betalings wat in verband daarmee gemaak is op wyse wat—

- (a) nie regverdig, mededingend, deursigtig, billik of koste-effektief was nie;

- (b) strydig was met toepaslike—
 - (i) wetgewing;
 - (ii) handleidings, riglyne, praktyknotas, omsendskrywes, of instruksies wat deur die Nasionale Tesourie of die betrokke Provinsiale Tesourie uitgevaardig is; of
 - (iii) handleidings, beleid, prosedures, voorskrifte, instruksies of praktyke van, of wat op die NWOK van toepassing is;
- (c) bedrieglik was; of
- (d) gedoen of gefasiliteer was deur die onbehoorlike optrede van—
 - (i) beamptes of werknemers van die NWOK;
 - (ii) kontrakteurs, verskaffers of diensleweraars van die NWOK of hul subkontrakteurs; of
 - (iii) enige ander persoon of entiteit, om hulself of 'n ander persoon of entiteit op 'n korrupte of onbehoorlike wyse te bevoordeel,

en enige verwante ongemagtigde, onreëlmatige of vrugtelose en verkwiste uitgawes wat deur die NWOK of die Staat aangegaan is of enige gevolglike verliese of nadeel wat die NWOK of die Staat gelyk het ten opsigte van die aanstelling van—

- (aa) MVEST Trust ingevolge 'n diensleweringsooreenkoms om die "Youth Enterprise Combo" te implementeer; of
- (bb) Naphtronics (Edms) Beperk om sekuriteitsdienste aan die NWOK te verleen.

2. Wanadministrasie in verband met die aangeleenthede van die NWOK en enige verliese of nadeel wat die NWOK of die Staat gelyk het as gevolg van sodanige wanadministrasie ten opsigte van die —

- (a) aankoop van Christiana Hotel en Wildsplaas; of
- (b) stigting van die "Tokiso Security Services SOC Ltd" as 'n filiaalmaatskappy van die NWOK,

en enige verwante ongemagtigde, onreëlmatige of vrugtelose en verspilte uitgawes wat deur die NWOK of Staat aangegaan is, insluitend die oorsake van sodanige wanadministrasie.

3. Enige onwettige of onbehoorlike gedrag deur beamptes of werknemers van die NWOK, die toepaslike kontrakteurs, verskaffers of diensleweraars of hul subkontrakteurs of enige ander persoon of entiteit ten opsigte van die bewerings uiteengesit in paragrawe 1 en 2 van hierdie Bylae.

PROCLAMATION NO. R. 31 OF 2019
by the
PRESIDENT of the REPUBLIC of SOUTH AFRICA

SPECIAL INVESTIGATING UNITS AND SPECIAL TRIBUNALS ACT, 1996 (ACT NO. 74 OF 1996): AMENDMENT OF PROCLAMATION NO. R. 2 OF 2018

Under section 2(4) of the Special Investigating Units and Special Tribunals Act, 1996 (Act No. 74 of 1996), I hereby amend Proclamation No. R. 2 of 2018—

- (a) by the extension of the period referred to in the fourth paragraph of the Proclamation to the date of publication of this Proclamation; and
- (b) by the substitution in paragraph 1 of the Schedule to the Proclamation for sub-items (aa) to (ff) of the following sub-items:
 - "(aa) Scholar Transport tender number PWRT 029/10;
 - (bb) Grass cutting tender number PWRT 02/11;
 - (cc) Road D52 and Road D53 tender number NWRT 58/08A;
 - (dd) Road D542 tender number NWRT 59/08C;
 - (ee) Road D1169 tender number NWRT 61/08A;
 - (ff) Road D614 tender number NWRT 58/08B;
 - (gg) Road D313 tender number PWRT 119/12;
 - (hh) Road D3492 tender number PWRT 123/12;
 - (ii) Road D327 tender number PWRT 120/12;
 - (jj) Road D413 tender number PWRT 52/13;
 - (kk) Road P34/2 tender number PWRT 71/11B;
 - (ll) Tender number PWRT 139/12 (A-D);
 - (mm) Tender number NTI/RFT 06/2016; or
 - (nn) Tender number PWRT 045/09."

Given under my Hand and the Seal of the Republic of South Africa at Johannesburg this 7th day of June Two thousand and nineteen.

CM Ramaphosa
President

By Order of the President-in-Cabinet:

TM Masutha
Minister of the Cabinet

PROKLAMASIE NO. R. 31 VAN 2019
van die
PRESIDENT van die REPUBLIEK van SUID-AFRIKA

WET OP SPESIALE ONDERSOEKEENHEDE EN SPESIALE TRIBUNALE, 1996 (WET NO. 74 VAN 1996): WYSIGING VAN PROKLAMASIE NO. R. 2 VAN 2018

Kragtens artikel 2(4) van die Wet op Spesiale Ondersoekeenhede en Spesiale Tribunale, 1996 (Wet No. 74 van 1996), wysig ek hierby Proklamasie No. R. 2 van 2018, deur—

- (a) die verlenging van die tydperk vermeld in die vierde paragraaf van die Proklamasie tot die datum van publikasie van hierdie Proklamasie; en
- (b) die vervanging in paragraaf 1 van die Bylae tot die Proklamasie van sub-items (aa) tot (ff) met die volgende sub-items:
 - "(aa) "Scholar Transport tender number PWRT 029/10";
 - "(bb) "Grass cutting tender number PWRT 02/11";
 - "(cc) "Road D52 and Road D53 tender number NWRT 58/08A";
 - "(dd) "Road D542 tender number NWRT 59/08C";
 - "(ee) "Road D1169 tender number NWRT 61/08A";
 - "(ff) "Road D614 tender number NWRT 58/08B";
 - "(gg) "Road D313 tender number PWRT 119/12";
 - "(hh) "Road D3492 tender number PWRT 123/12";
 - "(ii) "Road D327 tender number PWRT 120/12";
 - "(jj) "Road D413 tender number PWRT 52/13";
 - "(kk) "Road P34/2 tender number PWRT 71/11B";
 - "(ll) "Tender number PWRT 139/12 (A-D)";
 - "(mm) "Tender number NTI/RFT 06/2016"; of
 - "(nn) "Tender number PWRT 045/09".

Gegee onder my Hand en die Seël van die Republiek van Suid Afrika te Johannesburg op hede die 7 dag van Junie Tweeduisend-en-negentien.

CM Ramaphosa

President

Op las van die President-in-Kabinet:

TM Masutha

Minister van die Kabinet

PROCLAMATION NO. R. 32 OF 2019**by the****PRESIDENT of the REPUBLIC of SOUTH AFRICA****SPECIAL INVESTIGATING UNITS AND SPECIAL TRIBUNALS ACT, 1996 (ACT NO. 74 OF 1996): REFERRAL OF MATTERS TO EXISTING SPECIAL INVESTIGATING UNIT**

WHEREAS allegations as contemplated in section 2(2) of the Special Investigating Units and Special Tribunals Act, 1996 (Act No. 74 of 1996) (hereinafter referred to as "the Act"), have been made in respect of the affairs of the Denel SOC Ltd and business divisions in which Denel is a majority shareholder (hereinafter jointly referred to as "Denel") ;

AND WHEREAS Denel or the State suffered losses that may be recovered;

AND WHEREAS I deem it necessary that the said allegations should be investigated and civil proceedings emanating from such investigation should be adjudicated upon;

NOW, THEREFORE, I hereby, under section 2(1) of the Act, refer the matters mentioned in the Schedule, in respect of Denel, for investigation to the Special Investigating Unit established by Proclamation No. R. 118 of 31 July 2001 and determine that, for the purposes of the investigation of the matters, the terms of reference of the Special Investigating Unit are to investigate as contemplated in the Act, any alleged—

- (a) serious maladministration in connection with the affairs of Denel;
- (b) improper or unlawful conduct by the employees or officials of Denel;
- (c) unlawful appropriation or expenditure of public money or property;
- (d) unlawful, irregular or unapproved acquisitive act, transaction, measure or practice having a bearing upon State property;
- (e) intentional or negligent loss of public money or damage to public property;

- (f) offence referred to in Parts 1 to 4, or section 17, 20 or 21 (in so far as it relates to the aforementioned offences) of Chapter 2 of the Prevention and Combating of Corrupt Activities Act, 2004 (Act No. 12 of 2004), and which offences were committed in connection with the affairs of Denel; or
- (g) unlawful or improper conduct by any person, which has caused or may cause serious harm to the interests of the public or any category thereof,

which took place between 1 January 2015 and the date of publication of this Proclamation or which took place prior to 1 January 2015 or after the date of publication of this Proclamation, but is relevant to, connected with, incidental or ancillary to the matters mentioned in the Schedule or involve the same persons, entities or contracts investigated under authority of this Proclamation, and to exercise or perform all the functions and powers assigned to or conferred upon the said Special Investigating Unit by the Act, including the recovery of any losses suffered by Denel or the State, in relation to the said matters in the Schedule.

Given under my Hand and the Seal of the Republic of South Africa at Johannesburg this 7th day of June Two thousand and Nineteen.

CM RAMAPHOSA

President

By Order of the President-in-Cabinet:

TM MASUTHA

Minister of the Cabinet

SCHEDULE

1. The procurement of, or contracting for—
 - (a) IT security assessment services;
 - (b) services to develop a white paper relating to the validity of advance payment bank guarantees on all contracts entered into by Denel and the Armaments Corporation of South Africa SOC Ltd;
 - (c) legal services; or
 - (d) steel fabrication services and steel fabricated goods,by or on behalf of Denel, and payments made in respect thereof in a manner that was—
 - (i) not fair, competitive, transparent, equitable or cost-effective; or
 - (ii) contrary to applicable—
 - (aa) legislation;
 - (bb) manuals, guidelines, practice notes, circulars or instructions issued by the National Treasury; or
 - (cc) manuals, policies, procedures, prescripts, instructions or practices of, or applicable to Denel,and any related losses or irregular or fruitless and wasteful expenditure incurred by Denel or the State as a result thereof.
2. The awarding of bursaries by Denel contrary to applicable policies, procedures, prescripts, practices of, or applicable to Denel that regulate the awarding of such bursaries and any related losses or irregular or fruitless and wasteful expenditure incurred by Denel or the State as a result thereof.
3. Any unlawful or irregular conduct by employees and officials of Denel or any other person or entity in relation to the allegations set out in paragraphs 1 or 2 of this Schedule.

PROKLAMASIE NO. R. 32 VAN 2019**van die****PRESIDENT van die REPUBLIEK van SUID-AFRIKA****WET OP SPESIALE ONDERSOEKEENHEDE EN SPESIALE TRIBUNALE, 1996 (WET NO. 74 VAN 1996): VERWYSING VAN AANGELEENTHEDE NA BESTAANDE SPESIALE ONDERSOEKEENHEID EN SPESIALE TRIBUNAAL**

AANGESIEN bewerings soos beoog in artikel 2(2) van die Wet op Spesiale Ondersoekeenhede en Spesiale Tribunale, 1996 (Wet No. 74 van 1996) (hierna na verwys as die "Wet"), gemaak is in verband met die aangeleenthede van Denel MSB Bpk en besigheidsafdelings waarin Denel MSB Bpk 'n meerderheidsaandeelhouer is (hierna gesamentlik na verwys as "Denel");

EN AANGESIEN Denel of die Staat verliese gelyk het wat verhaal kan word;

EN AANGESIEN ek dit nodig ag dat gemelde bewerings ondersoek en siviele geskille voortspruitend uit sodanige ondersoek bereg moet word;

DERHALWE verwys ek hierby, kragtens artikel 2(1) van die Wet, die aangeleenthede in die Bylae vermeld, ten opsigte van Denel, vir ondersoek na die Spesiale Ondersoekeenheid ingestel by Proklamasie No. R. 118 van 31 Julie 2001 en bepaal dat, vir die doeleindes van die ondersoek van die aangeleenthede, die opdrag van die Spesiale Ondersoekeenheid is om soos beoog in gemelde Wet, ondersoek te doen na enige beweerde—

- (a) ernstige wanadministrasie in verband met die aangeleenthede van Denel;
- (b) onbehoorlike of onregmatige optrede deur die werknemers of beamptes van Denel;
- (c) onregmatige bewilliging of besteding van publieke geld of eiendom;
- (d) onwettige, onreëlmatige of nie-goedgekeurde verkrygende handeling, transaksie, maatreël of praktyk wat op Staatseiendom betrekking het;
- (e) opsetlike of nalatige verlies van publieke geld of skade aan publieke eiendom;

- (f) misdryf bedoel in Dele 1 tot 4, of artikel 17, 20 of 21 (vir sover dit op voornoemde misdrywe betrekking het) van Hoofstuk 2 van die Wet op die Voorkoming en Bestryding van Korrupte Bedrywighede, 2004 (Wet No. 12 van 2004), en welke misdrywe gepleeg is in verband met die sake van Denel; of
- (g) onwettige of onbehoorlike optrede deur enige persoon wat ernstige benadeling vir die belange van die publiek of enige kategorie daarvan veroorsaak het of kan veroorsaak,

wat plaasgevind het tussen 1 Januarie 2015 en die datum van publikasie van hierdie Proklamasie of wat plaasgevind het voor 1 Januarie 2015 of na die datum van publikasie van hierdie Proklamasie, wat relevant is tot, verband hou met, insidenteel of bykomstig is tot, die aangeleenthede vermeld in die Bylae of wat dieselfde persone, entiteite of kontrakte betrek wat ondersoek word kragtens die volmag verleen deur hierdie Proklamasie, en om al die werksaamhede en bevoegdhede wat deur die Wet aan die gemelde Spesiale Ondersoekeenheid toegewys of opgedra is, uit te oefen of te verrig in verband met die genoemde aangeleenthede in die Bylae, insluitend die verhaal van enige verliese wat deur Denel of die Staat gely is.

Gegee onder my Hand en die Seël van die Republiek van Suid-Afrika te Johannesburg op hede die 7dag van Junie Twee duisend-en-negentien.

CM RAMAPHOSA

President

Op las van die President-in-Kabinet:

TM MASUTHA

Minister van die Kabinet

BYLAE

1. Die aanskaffing van, of kontraktering vir—
 - (a) IT-sekureiteitsassesseringsdienste;
 - (b) dienste vir die ontwikkeling van 'n witskrif met betrekking tot die geldigheid van voorafbetaling bankwaarborgs op alle kontrakte aangegaan tussen Denel en die Krygstuigkorporasie van Suid-Afrika MSB Bpk;
 - (c) regsdiens; of
 - (d) staal vervaardiging dienste en staal vervaardigde goedere, deur of namens Denel, en betalings wat in verband daarmee gemaak is op 'n wyse wat—
 - (i) nie regverdig, mededingend, deursigtig, billik of koste-effektief was nie; of
 - (ii) strydig was met toepaslike—
 - (aa) wetgewing;
 - (bb) handleidings, riglyne, praktyknotas, omsendskrywes of instruksies wat deur die Nasionale Tesourie uitgevaardig is; of
 - (cc) handleidings, beleid, prosedures, voorskrifte, instruksies of praktyke van, of wat op Denel van toepassing is,
 - en enige verwante verliese of onreëlmatige of vrugtelose en verspilde uitgawes wat deur Denel of die Staat opgeloop was as gevolg daarvan.
-
2. Die toekenning van beurse deur Denel in stryd met die toepaslike beleid, prosedures, voorskrifte, praktyke van, of toepaslik op Denel wat die toekenning van sodanige beurse reël en enige verwante verliese of onreëlmatige of vrugtelose en verkwiste uitgawes wat deur Denel of die Staat aangegaan is as gevolg daarvan.
-
3. Enige onwettige of onreëlmatige optrede deur werknemers of beamptes van Denel of enige ander persoon of entiteit ten opsigte van die bewerings soos uiteengesit in paragrawe 1 of 2 van hiedie Bylae.

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