

MIDVAAL LOCAL MUNICIPALITY
MINUTES OF THE 2ND SPECIAL COUNCIL MEETING OF 2021
HELD ON THURSDAY, 30 SEPTEMBER 2021 AT 13:30 VIA MICROSOFT TEAMS

SC 2648/09/2021
MC A/5617/09/2021

4.A.3 [FS]: REPORT ON DEVIATIONS FROM THE SUPPLY CHAIN MANAGEMENT POLICY AS REQUIRED BY THE MUNICIPAL SUPPLY CHAIN MANAGEMENT REGULATIONS: MONTH OF AUGUST 2021

8/1/1

COMPETENCY: COUNCIL

RESOLVED

That the report on the deviations from the MFMA Supply Chain Management Policy, as required by the Municipal Supply Chain Regulations, for the month of August 2021, be noted.

SC 2648/09/2021
MC A/5617/09/2021

4.A.3 [FS]: REPORT ON DEVIATIONS FROM THE SUPPLY CHAIN MANAGEMENT POLICY AS REQUIRED BY THE MUNICIPAL SUPPLY CHAIN MANAGEMENT REGULATIONS: MONTH OF AUGUST 2021

8/1/1

COMPETENCY: COUNCIL

PURPOSE

To report on deviations from the supply chain management policy as required by the Municipal Supply Chain Management (MFMA) Regulations for the month of August 2021.

RECOMMENDATION

That the report on the deviations from the MFMA Supply Chain Management Policy, as required by the Municipal Supply Chain Regulations, for the month of August 2021, be noted.

REPORT

The Municipal Supply Chain Management Regulations published under General Notice 868 in Government Gazette 27636 of 30 May 2005, inter alia, contains the following reporting requirements:

“Regulation 6 provides that the council of a municipality has an oversight role over the implementation of its supply chain management policy.

- (1) *The council of a municipality must maintain oversight over the implementation of its supply chain management policy.*
- (2) *For the purposes of such oversight the accounting officer must –*
 - (ii) *Whenever there are serious and material problems in the implementation of the supply chain management policy, immediately submit a report to the council of the municipality.”*

The following Regulations are applicable to the implementation of the SCM policy and reported on as per the SCM regulations:

REPORT	SCM REGULATION NO	REPORT TO	FREQUENCY	RESPONSIBLE PERSON
Report on deviations from SCM Policy	36(2)	Council	Monthly (next Council meeting)	DD SCM
Report whenever there are serious and material problems in the implementation of the SCM Policy, immediately submit a report to the Council	6 (2) (a) (iii)	Council	Immediately (as and when applicable)	DD SCM

MIDVAAL LOCAL MUNICIPALITY
AGENDA OF THE 2ND SPECIAL COUNCIL MEETING OF 2021
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COMMENTS: MEETING OF THE MUNICIPAL MANAGER AND HEADS OF DEPARTMENT: 14 SEPTEMBER 2021

Resolved

That the Item be referred to the Section 80 Finance Services Portfolio Committee.

COMMENTS: MEETING OF THE SECTION 80 FINANCE SERVICES PORTFOLIO COMMITTEE: 20 SEPTEMBER 2021

Resolved

The recommendation is supported.

MIDVAAL LOCAL MUNICIPALITY

**AGENDA OF THE 2ND SPECIAL COUNCIL MEETING OF 2021
TO BE HELD ON THURSDAY, 30 SEPTEMBER 2021 AT 13:30 VIA MICROSOFT TEAMS**

MIDVAAL LOCAL MUNICIPALITY: MFMA SCM REGULATIONS - REGULATION 36 (1) & (2) OF THE: DEVIATIONS AND RATIFICATION OF MINOR BREACHES OF PROCUREMENT PROCESS

1. The Accounting Officer may dispense with the official procurement processes established by Midvaal Local Municipality's SCM policy and procure goods or services through a convenient process which includes:

- i) Emergency;
- ii) Goods and services produced or available from a single provider only;
- iii) Special works of art, historical objects;
- iv) Animals for zoos;
- v) Exceptional cases where it is impractical or impossible to follow the official procurement process.

Herewith the report to Council on purchases that could not follow the official procurement process for the month of **August 2021**:

R/N	DEP	DESCRIPTION	DATE	REASON	AMOUNT
AUG003/2021-2022	D&P	Red Ant Security Relocation and Eviction Services (Pty) Ltd – for the demolition of 55 illegal structures built from Portion 116 Elandsfontein	2021/08/17	Regulation 36(1)(a)(i) demolition of 55 illegal structures which results in illegal service connections and a loss of revenue to Midvaal Local Municipality. The process commenced in June 2021 (i.e. tender for crowd control), however the operation was delayed due to the lockdown level restrictions and the nationwide looting and protest. Subsequently, leading to the unavailability of SAPS and POPs, the execution was successfully completed on 27 July 2021. Further delays would have resulted in more costs making it more difficult to demolish the structures and continuous consumption of water and electricity illegally.	R 313 985,04
TOTAL					R313 985,04
R/N/R	DEP	DESCRIPTION	DATE	REASON	AMOUNT
(ii) PURCHASES ACQUIRED WHERE GOODS AND SERVICES PRODUCED OR AVAILABLE ARE FROM A SINGLE PROVIDER ONLY/AGENTS					
(iii) SPECIAL WORKS OF ART OR HISTORIC OBJECTS					
R/N	DEPT	DESCRIPTION	DATE	REASON	AMOUNT
(iv) ACQUISITION OF ANIMALS FOR ZOOS AND/OR NATURE AND GAME RESERVES					
R/N	DEPT	DESCRIPTION	DATE	REASON	AMOUNT

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		NONE	(v)		IMPRACTICAL OR IMPOSSIBLE		
R/N	DEPT	DESCRIPTION	DATE	REASON	AMOUNT		
Aug001/2021-2022	CORP SERV	MCD Training Centre Pty Ltd - Millwright training, trade test preparation and assessment	2021/08/16	Regulation (1)(a)(v) the employee began the training at MDC training centre and a trade test application was made on his behalf to MERSETA. It was the first phase of his training before the outbreak of the Covid19 pandemic. As this is a consolidated course, the remaining two phases have to be completed at the same institution.	R 18 400,00		
TOTAL					R	18 400,00	

Implementation of the SCM policy Regulation 6 (2) (a) (iii)

That it be noted that there are no serious or material problems in the implementation of the MFMA SCM policy.

PREPARED BY:


MRS. N GITE
 DEPUTY DIRECTOR: SCM
 01 SEPTEMBER 2021

REVIEWED BY:


MR. F JONAS
 DIRECTOR: EXPENDITURE
 01 SEPTEMBER 2021

RECOMMENDED / NOT RECOMMENDED


MS. K DESAI
 ACTING CHIEF FINANCIAL OFFICER
 01 SEPTEMBER 2021

APPROVED / NOT APPROVED


MR. SM MOSIDI
 ACTING MUNICIPAL MANAGER
 01 SEPTEMBER 2021