

MIDVAAL LOCAL MUNICIPALITY

**MINUTES OF THE 6TH ORDINARY MEETING OF 2022 HELD ON THURSDAY,
30 JUNE 2022 AT 14:00 IN THE COUNCIL CHAMBERS**

C 2872/06/2022
MC A/5810/06/2022

**9.A.20 [FS]: REPORT ON DEVIATIONS FROM THE SUPPLY CHAIN MANAGEMENT
POLICY AS REQUIRED BY THE MUNICIPAL SUPPLY CHAIN MANAGEMENT
REGULATIONS: MONTH OF MAY 2022**

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 May 2022, be noted.

C 2872/06/2022
MC A/5810/06/2022

9.A.20 [FS]: REPORT ON DEVIATIONS FROM THE SUPPLY CHAIN MANAGEMENT POLICY AS REQUIRED BY THE MUNICIPAL SUPPLY CHAIN MANAGEMENT REGULATIONS: MONTH OF MAY 2022

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 May 2022.

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 May 2022, 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: 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 May 2022:

R/N	DEP	DESCRIPTION	DATE	REASON	AMOUNT	
		NONE				
		(i) PURCHASES ACQUIRED IN EMERGENCY CASES				
		(ii) PURCHASES ACQUIRED WHERE GOODS AND SERVICES PRODUCED OR AVAILABLE ARE FROM A SINGLE PROVIDER ONLY/AGENTS				
R/N	DEP	DESCRIPTION	DATE	REASON	AMOUNT	
MAY002/2021-2022	COMM SERV	Marce Projects Pty Ltd - Annual service of TNT hydraulic set	2022/05/18	Regulation (1)(a)(ii)- Marce is the sole authorised agents to sell, market and service the TNT product range and related products in SA.	R 17 250,00	
				TOTAL	R 17 250,00	
		(iii) SPECIAL WORKS OF ART OR HISTORIC OBJECTS				
R/N	DEPT	DESCRIPTION	DATE	REASON	AMOUNT	
		NONE				
		(iv) ACQUISITION OF ANIMALS FOR ZOOS AND/OR NATURE AND GAME RESERVES				
R/N	DEPT	DESCRIPTION	DATE	REASON	AMOUNT	
		NONE				
		(v) IMPRACTICAL OR IMPOSSIBLE				
R/N	DEPT	DESCRIPTION	DATE	REASON	AMOUNT	

AGENDA OF THE 6TH ORDINARY MEETING OF 2022 TO BE HELD ON THURSDAY,
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MAY/001/2021-2022	CORP SERV	Arena Holdings Pty Ltd - placement of Executive Director - Roads and Emergency Services	2022/05/16	Regulation 36(1)(a)(v) – The regulations to the appointment and employment conditions of senior managers specifies that the advert be placed in a national newspaper. Sunday Times (Arena Holdings) have been used prior with good response and it's impractical to source quotations due to different publications serving different readerships.	R 50 811,60
36 (1)(b) RATIFICATION OF MINOR BREACH BY ACCOUNTING OFFICER					R 50 811,60
R/N	DEPT	DESCRIPTION	DATE	REASON	AMOUNT
	NONE				

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 JUNE 2022

RECOMMENDED / NOT RECOMMENDED


DR. AR NGWENYA
CHIEF FINANCIAL OFFICER
01 JUNE 2022

REVIEWED BY:


MR. T RAMALIVHANA
ACTING DIRECTOR: EXPENDITURE
01 JUNE 2022

APPROVED / NOT APPROVED


MR. SMMOSIDI
ACTING MUNICIPAL MANAGER
01 JUNE 2022

**COMMENTS: MEETING OF THE MUNICIPAL MANAGER AND HEADS OF
DEPARTMENT: 14 JUNE 2022**

Resolved to Recommend

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

**COMMENTS: SECTION 80 FINANCIAL SERVICES PORTFOLIO COMMITTEE:
20 JUNE 2022**

The recommendation is supported.