

**MIDVAAL LOCAL MUNICIPALITY**

**MINUTES OF THE 10<sup>TH</sup> ORDINARY MEETING OF 2022 HELD ON THURSDAY,  
24 NOVEMBER 2022 AT 14:00 IN THE COUNCIL CHAMBERS**

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**C 2991/11/2022**  
**MC A/5952/11/2022**

**9.A.17 IFS]: REPORT ON DEVIATIONS FROM THE SUPPLY CHAIN MANAGEMENT  
POLICY AS REQUIRED BY THE MUNICIPAL SUPPLY CHAIN MANAGEMENT  
REGULATIONS: MONTH OF OCTOBER 2022**

8/1/1

**COMPETENCY: COUNCIL**

**IT WAS UNANIMOUSLY 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 October 2022, be noted.

C 2991/11/2022  
MC A/5952/11/2022

**9.A.17 [FS]: REPORT ON DEVIATIONS FROM THE SUPPLY CHAIN MANAGEMENT POLICY AS REQUIRED BY THE MUNICIPAL SUPPLY CHAIN MANAGEMENT REGULATIONS: MONTH OF OCTOBER 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 October 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 October 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)	ASD: 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)	ASD: 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 **October 2022:**

PURCHASES ACQUIRED IN EMERGENCY CASES		REASON	AMOUNT
RN	DEP	DESCRIPTION	DATE
OCT001-2022-2023	Engineering	Arm Coil Pty Ltd- Testing of a faulty Risville 20 MVA transformer	05/10/2022
OCT002-2022-2023	Engineering	DMX Electrical Pty Ltd -De-installation, transportation and re-installation of a Risville 20 MVA transformer	
Regulation (1)(e)(i) Midvaal Local Municipality and Emfuleni Local Municipality have a shared substation in Risville. An incident occurred where an adjacent Emfuleni Local Municipality transformer caught fire resulting in an inferno which also damaged the Midvaal Local Municipality 20MVA transformer. Consequently, this resulted in a 4-day power outage in Risville, Three Rivers, Glendonald, McKay Estates, The Oval and Riss Small Farm. The transformer required testing. Post testing, the transformer had to be repaired and re-installed			R 13 704,55
			R 587 692,55
			<b>R 601 397,10</b>
PURCHASES ACQUIRED WHERE GOODS AND SERVICES PRODUCED OR AVAILABLE ARE FROM A SINGLE PROVIDER ONLY/AGENTS			
RNR	DEP	DESCRIPTION	DATE
OCT007-2022/2023	Public Safety & Roads	Vanguard Fire and Safety- Fitment and Testing of Amkus Hydraulic Hoses assemblies digital kit	14/10/2022
OCT008-2022/2023	Public Safety & Roads	Akasia Medical Pty Ltd -Blood Alcohol Collection Kit	19/10/2022
OCT009-2022/2023	Public Safety & Roads	Consulting Engineers South Africa (CESA) - Managing Project Risk and Estimating, costing and pricing tender documents short courses	26/10/2022
Regulation (1)(e)(ii) - Vanguard Fire and Safety is the sole representative for sales /services of Amkus Rescue Systems for South Africa			R 64 592,05
Regulation (1)(e)(ii) - Akasia Medical Pty Ltd is the sole provider for CK405011 Blood Alcohol Collection Kit.			R 3 864,00
Regulation (1)(e)(i) - CESA is the sole supplier for Estimating, costing and pricing of construction tenders, managing projects risk accredited courses with CPD points.			R 22 012,01
			<b>R 90 468,06</b>
PURCHASES ACQUIRED WHERE GOODS AND SERVICES PRODUCED OR AVAILABLE ARE FROM A SINGLE PROVIDER ONLY/AGENTS			
RN	DEPT	DESCRIPTION	DATE
(iii) SPECIAL WORKS OF ART OR HISTORIC OBJECTS			
			<b>AMOUNT</b>



MIDVAAL LOCAL MUNICIPALITY

AGENDA OF THE 10<sup>TH</sup> ORDINARY MEETING OF 2022 TO BE HELD ON THURSDAY,  
24 NOVEMBER 2022 AT 14:00 IN THE COUNCIL CHAMBERS

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PREPARED BY:

  
MRS. D SEMANO  
ASSISTANT DIRECTOR: SCM  
01 NOVEMBER 2022


REVIEWED BY:

  
MR. F JONAS  
DIRECTOR: EXPENDITURE  
01 NOVEMBER 2022

RECOMMENDED / NOT RECOMMENDED

  
MR. ZN MHLONGO  
CHIEF FINANCIAL OFFICER  
01 NOVEMBER 2022

APPROVED / NOT APPROVED

  
MR. A GROENEWALD  
MUNICIPAL MANAGER  
~~04 NOVEMBER 2022~~

3/0/2022

**COMMENTS: MEETING OF THE MUNICIPAL MANAGER AND HEADS OF  
DEPARTMENT: 15 NOVEMBER 2022**

**Resolved to Recommend**

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

**COMMENTS: SECTION 80 FINANCIAL SERVICES PORTFOLIO COMMITTEE: 14  
NOVEMBER 2022**

The recommendation is supported.