

C 3389/10/2024
MC A/6422/10/2024

**9.A.8 [FS]: REPORT ON DEVIATIONS FROM THE SUPPLY CHAIN MANAGEMENT
POLICY AS REQUIRED BY THE MUNICIPAL SUPPLY CHAIN MANAGEMENT
REGULATIONS: MONTH OF SEPTEMBER 2024**

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 September 2024, be noted.

C 3389/10/2024
MC A/6422/10/2024

9.A.8 [FS]: REPORT ON DEVIATIONS FROM THE SUPPLY CHAIN MANAGEMENT POLICY AS REQUIRED BY THE MUNICIPAL SUPPLY CHAIN MANAGEMENT REGULATIONS: MONTH OF SEPTEMBER 2024

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 September 2024.

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 September 2024, 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

**AGENDA OF THE 9TH ORDINARY MEETING OF 2024 TO BE HELD ON THURSDAY,
31 OCTOBER 2024 AT 14:00 IN THE COUNCIL CHAMBERS**

**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 **September 2024:**

(i) PURCHASES ACQUIRED IN EMERGENCY CASES				
R/N	DEP	DESCRIPTION	DATE	REASON
	NONE			
(ii) PURCHASES ACQUIRED WHERE GOODS AND SERVICES PRODUCED OR AVAILABLE ARE FROM A SINGLE PROVIDER ONLY/AGENTS				
R/N/R	DEP	DESCRIPTION	DATE	REASON
	NONE			
(iii) SPECIAL WORKS OF ART OR HISTORIC OBJECTS				
R/N	DEPT	DESCRIPTION	DATE	REASON
	NONE			
(iv) ACQUISITION OF ANIMALS FOR ZOOS AND/OR NATURE AND GAME RESERVES				
R/N	DEPT	DESCRIPTION	DATE	REASON
	NONE			
(v) IMPRACTICAL OR IMPOSSIBLE				
R/N	DEPT	DESCRIPTION	DATE	REASON
	NONE			

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R/N	DEPT	DESCRIPTION	DATE	REASON	AMOUNT
SEP001-2023-2024	FINANCE	Arena Holdings - Placement of PPP related adverts/notices in the National Sunday Paper (Sunday Times)	2024-09-05	Regulation (1)(a)(v) Arena Holdings is a media house that owns entities such as the Sunday Times and Business Day. Due to the nature of the project being advertised, the Business Day, which is an extract of the Sunday Times, is deemed an appropriate platform to advertise the project as its footprint caters for a great reaching business readership.	R 570 000,00
SEP002-2024-2025	CORPORATE	Cliffe Dekker Hofmeyr - Legal services	2024-09-12	Regulation (1)(a)(v) It is the ongoing historical matters that were awarded to the service provider previously. The service provider was appointed at initiation of the case and if another attorney is appointed, it will be an excessive duplication of costs.	R 574 408,00
SEP003-2024-2025	OFFICE OF THE MM	Pan African Institute for Evidence (PIE) - Municipal Strategic Session speaker	2024-09-16	Regulation (1)(a)(v) The speaker was to deliver an address at the Municipal strategic session, which was attended by the Executive Mayor, members of the Mayoral committee as well as the Executive Directors and Director	R 21 000,00
SEP004-2024-2025	OFFICE OF THE MM	Julmon Empire - Municipal Strategic Session speaker	2024/09/18	Regulation (1)(a)(v) The speaker was to deliver an address at the Municipal strategic session, which was attended by the Executive Mayor, members of the Mayoral committee as well as the Executive Directors and Director	R 28 400,00
					R1 144 408,00
36 (1)(b) RATIFICATION OF MINOR BREACH BY ACCOUNTING OFFICER					
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:

REVIEWED BY:

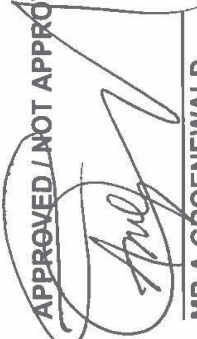

MS. D SEMANO

ASSISTANT DIRECTOR: SCM
3 October 2024



MR. F JONAS
DIRECTOR: SCM
3 October 2024

APPROVED / NOT APPROVED



MR A GROENEWALD
MUNICIPAL MANAGER
3 October 2024

RECOMMENDED / NOT RECOMMENDED



MR Z.N MHLONGO
CHIEF FINANCIAL OFFICER
3 October 2024

ENCLOSED HEREWITH:

Annexure A: Supporting evidence.

**COMMENTS: MEETING OF THE MUNICIPAL MANAGER AND HEADS OF
DEPARTMENT: 15 OCTOBER 2024**

Resolved To Recommend

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

**COMMENTS: SECTION 80 FINANCE SERVICES PORTFOLIO COMMITTEE: 14
OCTOBER 2024**

That the recommendation is supported.

ANNEXURE A

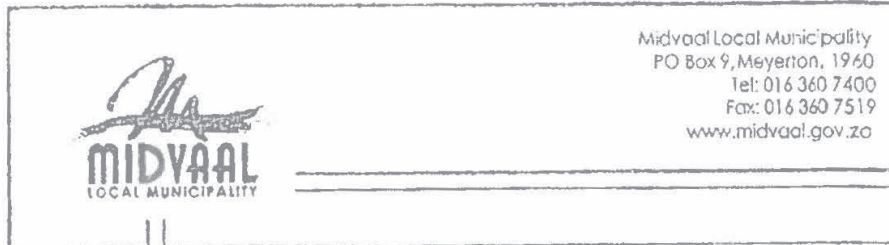
MIDVAAL LOCAL MUNICIPALITY

**AGENDA OF THE 9TH ORDINARY MEETING OF 2024 TO BE HELD ON THURSDAY,
31 OCTOBER 2024 AT 14:00 IN THE COUNCIL CHAMBERS**

10 JUL 2019 WED 12:05

PAY BL

F.001



Tel: +27 16 360 7572; Email: fannyl@midvaal.gov.za

FINANCIAL SERVICES

Our Reference: 8/2/5/9 (2019-2022)

03 July 2019

CLIFFE DEKKER HOFMEYER
MAAA0140668
1 Protea Place
Sandton
Johannesburg
2198

Attention: Hugo Pienaar
Tel: +27 11 562 1350
Cell: +27 83 627 1623
Fax: +27 11 562 1382

E-mail: hugo.pienaar@cdhlegal.com

**BID 8/2/5/9(2019-2022): BID FOR THE APPOINTMENT OF A PANEL OF ATTORNEYS TO
PROVIDE THE MIDVAAL LOCAL MUNICIPALITY WITH SUCH LEGAL SERVICES AS AND
WHEN REQUIRED FROM DATE OF APPOINTMENT TO 30 JUNE 2022**

Dear Sir/Madam,

We hereby acknowledge receipt of your bid for the above mentioned and it is with great pleasure that we inform you that your bid has been approved by Midvaal Local Municipality

The BAC at its 240th meeting held on Thursday, 27 June 2019 *inter alia* resolved as follows:

1. That **Cliffe Dekker Hofmeyer** be included to the panel being appointed as follows, which will provide Midvaal Local Municipality with legal services on an as and when required basis:

- i. Labour Law;

2. That the following tariffs (Excl. VAT) will apply:

MATTER	UNIT OF MEASURE	TARIFF PAYABLE
1. Receiving of instructions/ Acceptance letter/ Collection of file/ Opening file/ Letter of clarification	Per instruction	R500.00
2. Perusal by admitted attorney of documents	Per page	R75.00
3. Perusal by admitted attorney of pictures/ drawings/ diagrams	Per page	R50.00
4. Consultation, work on instructions and attending court by admitted attorneys	Attendance at court/ work on instructions and consultation	R1300.00 per hour or part thereof at R475.00 per 15 minutes
5. Preparation by admitted attorney for court/	Preparation per court/ meeting	R800.00 per hour or part

MIDVAAL LOCAL MUNICIPALITY

**AGENDA OF THE 9TH ORDINARY MEETING OF 2024 TO BE HELD ON THURSDAY,
31 OCTOBER 2024 AT 14:00 IN THE COUNCIL CHAMBERS**

12/JUL/2019/WEE 12:28

FAX No.

P. 001

meeting	by admitted attorney	thereof at R225.00 per 15 minutes
6. Preparation by candidate attorneys for court/ meeting	Preparation per court/ meeting by candidate attorney	R600.00 per hour or part thereof R150.00 per 15 minutes.
7. Copies charged at R4.00 per page	Per A4 & A3 page	R 4.00 per page
8. Travelling time	Per hour or part thereof	R600.00 per hour or part thereof at R150.00 per 15 minutes and not exceeding R2 400.00 per day

3. That the appointments be effective from 01 July 2019 to 30 June 2022.
4. That there is no price adjustment for duration of the contract.
5. That the guidelines of conveyancing fees issued by the Law Society of South Africa in terms of the Deeds Registration Act No 47 of 1937 will apply.
6. That no separate fee will be paid in respect of transport/travelling. All transport/travelling at own cost.
7. That service providers must attach acceptable proof of disbursements e.g. Advocates invoice, sheriffs' invoice, experts, surveyors cost, but not limited thereto, submission proof must be submitted.

You are required to sign the performance management schedule that will be supplied by the head of department. Your company is requested to keep to the scheduled time frames, requests and reporting processes.

The Occupational Health and Safety Act will apply for the duration of this contract and must be adhered to and applied at all times by all contractors and its employees. (if applicable).

For further details please contact Mr. T Figgins at (016) 360 7626 or tommyf@midvaal.gov.za

Please take note that you have seven (07) days from date of receipt of this letter to accept/decline as indicated below, failure thereof we will deem that you have accepted the appointment.

Yours faithfully,


MRS. K. DESAI
ACTING CHIEF FINANCIAL OFFICER


MRS. N. AMEER-VAN WYK
ACTING DEPUTY MUNICIPAL
MANAGER

DECLARATION BY BIDDER:

I/We declare that I/We have not approached or been approached or contacted or been contacted in any form or manner, to be awarded this bid or promise or undertaking of such award in exchange for any money, reward, gratuity or gratification, hospitality, gift, services, or any other benefit or promise thereof by any person, whether or not he/she is in a position of power or purporting to be so and whether or not he/she is in any way linked to the Midvaal Local Municipality

MIDVAAL LOCAL MUNICIPALITY

**AGENDA OF THE 9TH ORDINARY MEETING OF 2024 TO BE HELD ON THURSDAY,
31 OCTOBER 2024 AT 14:00 IN THE COUNCIL CHAMBERS**

PURCHASE ORDER

26 MITCHEL STREET
MEYERTON
1961



Tel: (016) 360 7544
Fax: (016) 362 3386
VAT: 4700193503

Delivery address:
HOEK VAN JUNIUS/MITCHEL, 1961

www.midvaal.gov.za

Supplier:
ARENA HOLDINGS (PTY) LTD
16 EMPIRE ROAD
PARKTOWN
JOHANNESBURG

Order Number
0002042580

Date
20240919

IMPORTANT: Invoices bearing the relevant purchase order number must be forwarded to the above address.
Payments will be affected within 30 days of receipt of an invoice.

Please supply the following goods						
ITEM NO	VOTE NUMBER	DESCRIPTION	QUANTITY	UNIT PRICE	VAT	TOTAL INCL. VAT
ADVULPAG	02162300130F3MRC22HO	14CM X 4 COL ADVERT	1.000	71000.00000	10650.00	81650.00
TOTAL				R10,650.00	R81,650.00	

FOR OFFICE USE		
Vender No.	ARE003	Buyer Signature: 
Regulation No.	095103	
GRN Number.		
Invoice No.		
Contact Person.	DEBBIE SEMANO	
Contact No.	016 380 7447	

MIDVAAL LOCAL MUNICIPALITY
P.O. BOX 9
MEYERTON 1960
TEL: (016) 360-7400
FAX: (016) 360 7521

PAID

MIDVAAL LOCAL MUNICIPALITY

**AGENDA OF THE 9TH ORDINARY MEETING OF 2024 TO BE HELD ON THURSDAY,
31 OCTOBER 2024 AT 14:00 IN THE COUNCIL CHAMBERS**

PURCHASE ORDER

25 MITCHEL STREET
MEYERTON
1961



Tel: (016) 360 7544
Fax: (016) 362 3386
VAT: 4700193503

Delivery address:

FINANCIAL SERVICES DEPARTMENT, 25 MITCHELL STREET, MEYERTON, 1961

www.midvaal.gov.za

Supplier:

ARENA HOLDINGS (PTY) LTD
16 EMPIRE ROAD
PARKTOWN
JOHANNESBURG

Order Number

0002042324

Date

20240905

IMPORTANT: Invoices bearing the relevant purchase order number must be forwarded to the above address.

Payments will be affected within 30 days of receipt of an invoice.

Please supply the following goods						
ITEM NO	VOTE NUMBER	DESCRIPTION	QUANTITY	UNIT PRICE	VAT	TOTAL INCL. VAT
ADVFULPAG	02152300130F3MRCZZHO	ADVERT 14CM X 4COL B/W MN3794/24	1.000	39760.00000	5964.00	45724.00

TOTAL	R5,964.00	R45,724.00
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FOR OFFICE USE		
Vendor No.	ARE003	Buyer Signature: 
Requisition No.	095102	
GRN Number.	00094905	
Invoice No.		
Contact Person.	NTANDO MTHIMKULU	
Contact No.	016 360 7453	

PAID

MIDVAAL LOCAL COUNCIL
P.O. BOX 9, MEYERTON 1960
TEL: 016 360 7400
FAX: 016 362 3386
www.midvaal.gov.za

**AGENDA OF THE 9TH ORDINARY MEETING OF 2024 TO BE HELD ON THURSDAY,
31 OCTOBER 2024 AT 14:00 IN THE COUNCIL CHAMBERS**

MIDVAAL LOCAL COUNCIL		PR 102974	
PURCHASE REQUISITION FORM			
DEPARTMENT <u>Corporate Services</u>			
JOB/NOTE NUMBER	<u>01052270410F1MRCLZHO</u>		
VOTE DESCRIPTION	<u>CRPS: BBA Project Management</u>		
ORDER NUMBER: PO	<u>0002042631</u>	SUPPLIER CODE	<u>JUL-002</u>
SUPPLIER CSD NUMBER	<u>M A A 0477508</u>	DATE VERIFIED	<u>20240925</u>
TAX CLEARANCE VALID	☒ <u>YES</u>	TIME	<u>11:44</u>

ITEM NO.	ITEM DESCRIPTION	QUANTITY REQUIRED	NUMBERS	WORDS	PRICE PER UNIT	TOTAL PRICE EXCL. VAT	SELECT SUPPLIER
1	Guest Speaker - Municipal Strategic Session	1	01	01	R28 400	R28 400	

QUOTATIONS OBTAINED (INDICATE CHOICE WITH AN "X")	
NAME OF COMPANY	PRICE EXCL. VAT
<u>Tulmon Empire</u>	<u>R28 400</u>

SIGNATURE UNDER DELEGATION OF AUTHORITY		INITIALS & SURNAME	PAY NO.	DEPARTMENT
<u>2024-09-25</u> CHIEF FINANCIAL OFFICER / DELEGATED OFFICIAL PAY NO. <u>00897</u>		<u>P. Van Staden</u>		<u>Office of the mm</u>

**AGENDA OF THE 9TH ORDINARY MEETING OF 2024 TO BE HELD ON THURSDAY,
31 OCTOBER 2024 AT 14:00 IN THE COUNCIL CHAMBERS**

MIDVAAL LOCAL COUNCIL		PR 102971	
PURCHASE REQUISITION FORM			
DEPARTMENT Corporate Services			
JOB/VOTE NUMBER 011052270410FIMK C Z Z H O		ORDER NUMBER: PO 0002042635 SUPPLIER CODE PAL-002	
VOTE DESCRIPTION COPS: B&A Project Management		SUPPLIER CSD NUMBER M A A 1 3 6 1 6 0 9 DATE VERIFIED 20240925 TAX CLEARANCE VALID ☒ N	
NB: FOR SCM USE ONLY (Select with an "X")		TIME 11:36	
1 QUOTE ☒	3 QUOTES ☐	REG. 16 ☐	REG. 17 ☐
REG. 36 ☐	SEC. 110 ☐	TENDER ☐	7 Day ☐
8/21 / AHT			

ITEM NO.	ITEM DESCRIPTION	QUANTITY REQUIRED	WORDS	PRICE PER UNIT	TOTAL PRICE EXCL. VAT	SELECT SUPPLIER
	Excellence in Progress: Challenges and prospects for Midvaal	1	One	R21 000 -		
URGENT						
QUOTATIONS OBTAINED (INDICATE CHOICE WITH AN "X")						
NO.	NAME OF COMPANY	PRICE EXCL. VAT	VAT	TOTAL PRICE INCL. VAT	SELECT SUPPLIER	
	Pali Institute t/g Pan African Institute for Evidence (PIE)			R21 000.00		

SIGNATURE UNDER DELEGATION OF AUTHORITY <i>Shungu-L.</i>		INITIALS & SURNAME L. Van Staden	PAY NO. P. tuswana-Gung	DEPARTMENT Office of the MM
HEAD OF DEPARTMENT / DELEGATED OFFICIAL PAY NO. 01867		CHIEF FINANCIAL OFFICER / DELEGATED OFFICIAL PAY NO. 01897		

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