Government Gazette
Staatskoerant

REPUBLIC OF SOUTH AFRICA
REPUBLIEK VAN SUID AFRIKA

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government printing
Department:
Government Printing Works
REPUBLIC OF SOUTH AFRICA

HIGH ALERT: SCAM WARNING!!!

TO ALL SUPPLIERS AND SERVICE PROVIDERS OF THE GOVERNMENT PRINTING WORKS

It has come to the attention of the *GOVERNMENT PRINTING WORKS* that there are certain unscrupulous companies and individuals who are defrauding unsuspecting businesses disguised as representatives of the *Government Printing Works* (*GPW*).

The scam involves the fraudsters using the letterhead of *GPW* to send out fake tender bids to companies and requests to supply equipment and goods.

Although the contact person's name on the letter may be of an existing official, the contact details on the letter are not the same as the *Government Printing Works*'. When searching on the Internet for the address of the company that has sent the fake tender document, the address does not exist.

The banking details are in a private name and not company name. Government will never ask you to deposit any funds for any business transaction. *GPW* has alerted the relevant law enforcement authorities to investigate this scam to protect legitimate businesses as well as the name of the organisation.

Example of e-mails these fraudsters are using:

PROCUREMENT@GPW-GOV.ORG

Should you suspect that you are a victim of a scam, you must urgently contact the police and inform the *GPW*.

GPW has an official email with the domain as **@gpw.gov.za**

Government e-mails DO NOT have org in their e-mail addresses. All of these fraudsters also use the same or very similar telephone numbers. Although such number with an area code 012 looks like a landline, it is not fixed to any property.

GPW will never send you an e-mail asking you to supply equipment and goods without a purchase/order number. *GPW* does not procure goods for another level of Government. The organisation will not be liable for actions that result in companies or individuals being resultant victims of such a scam.

Government Printing Works gives businesses the opportunity to supply goods and services through RFQ / Tendering process. In order to be eligible to bid to provide goods and services, suppliers must be registered on the National Treasury's Central Supplier Database (CSD). To be registered, they must meet all current legislative requirements (e.g. have a valid tax clearance certificate and be in good standing with the South African Revenue Services - SARS).

The tender process is managed through the Supply Chain Management (SCM) system of the department. SCM is highly regulated to minimise the risk of fraud, and to meet objectives which include value for money, open and effective competition, equitability, accountability, fair dealing, transparency and an ethical approach. Relevant legislation, regulations, policies, guidelines and instructions can be found on the tender's website.

Fake Tenders

National Treasury's CSD has launched the Government Order Scam campaign to combat fraudulent requests for quotes (RFQs). Such fraudulent requests have resulted in innocent companies losing money. We work hard at preventing and fighting fraud, but criminal activity is always a risk.

How tender scams work

There are many types of tender scams. Here are some of the more frequent scenarios:

Fraudsters use what appears to be government department stationery with fictitious logos and contact details to send a fake RFQ to a company to invite it to urgently supply goods. Shortly after the company has submitted its quote, it receives notification that it has won the tender. The company delivers the goods to someone who poses as an official or at a fake site. The Department has no idea of this transaction made in its name. The company is then never paid and suffers a loss.

OR

Fraudsters use what appears to be government department stationery with fictitious logos and contact details to send a fake RFQ to Company A to invite it to urgently supply goods. Typically, the tender specification is so unique that only Company B (a fictitious company created by the fraudster) can supply the goods in question.

Shortly after Company A has submitted its quote it receives notification that it has won the tender. Company A orders the goods and pays a deposit to the fictitious Company B. Once Company B receives the money, it disappears. Company A's money is stolen in the process.

Protect yourself from being scammed

- If you are registered on the supplier databases and you receive a request to tender or quote that seems to be from a government department, contact the department to confirm that the request is legitimate. Do not use the contact details on the tender document as these might be fraudulent.
- Compare tender details with those that appear in the Tender Bulletin, available online at **www.gpwonline.co.za**
- Make sure you familiarise yourself with how government procures goods and services. Visit the tender website for more information on how to tender.
- If you are uncomfortable about the request received, consider visiting the government department and/or the place of delivery and/or the service provider from whom you will be sourcing the goods.
- In the unlikely event that you are asked for a deposit to make a bid, contact the SCM unit of the department in question to ask whether this is in fact correct.

Any incidents of corruption, fraud, theft and misuse of government property in the *Government Printing Works* can be reported to:

Supply Chain Management: Ms. Anna Marie Du Toit, Tel. (012) 748 6292.
Email: **Annamarie.DuToit@gpw.gov.za**

Marketing and Stakeholder Relations: Ms Bonakele Mbhele, at Tel. (012) 748 6193.
Email: **Bonakele.Mbhele@gpw.gov.za**

Security Services: Mr Daniel Legoabe, at tel. (012) 748 6176.
Email: **Daniel.Legoabe@gpw.gov.za**

Closing times for **ORDINARY WEEKLY** *REGULATION GAZETTE* 2024

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

- **28 December 2023,** Thursday for the issue of Friday **05 January 2024**
- **05 January,** Friday for the issue of Friday **12 January 2024**
- **12 January,** Friday for the issue of Friday **19 January 2024**
- **19 January,** Friday for the issue of Friday **26 January 2024**
- **26 January,** Friday for the issue of Friday **02 February 2024**
- **02 February,** Friday for the issue of Friday **09 February 2024**
- **09 February,** Friday for the issue of Friday **16 February 2024**
- **16 February,** Friday for the issue of Friday **23 February 2024**
- **23 February,** Friday for the issue of Friday **01 March 2024**
- **01 March,** Friday for the issue of Friday **08 March 2024**
- **08 March,** Friday for the issue of Friday **15 March 2024**
- **14 March,** Thursday for the issue of Friday **22 March 2024**
- **20 March,** Wednesday for the issue of Thursday **28 March 2024**
- **27 March,** Wednesday for the issue of Friday **05 April 2024**
- **05 April,** Friday for the issue of Friday **12 April 2024**
- **12 April,** Friday for the issue of Friday **19 April 2024**
- **19 April,** Friday for the issue of Friday **26 April 2024**
- **25 April,** Thursday for the issue of Friday **03 May 2024**
- **03 May,** Friday for the issue of Friday **10 May 2024**
- **10 May,** Friday for the issue of Friday **17 May 2024**
- **17 May,** Friday for the issue of Friday **24 May 2024**
- **24 May,** Friday for the issue of Friday **31 May 2024**
- **31 May ,** Friday for the issue of Friday **07 June 2024**
- **07 June,** Friday for the issue of Friday **14 June 2024**
- **13 June,** Thursday for the issue of Friday **21 June 2024**
- **21 June,** Friday for the issue of Friday **28 June 2024**
- **28 June,** Friday for the issue of Friday **05 July 2024**
- **05 July,** Friday for the issue of Friday **12 July 2024**
- **12 July,** Friday for the issue of Friday **19 July 2024**
- **19 July,** Friday for the issue of Friday **26 July 2024**
- **26 July,** Friday for the issue of Friday **02 August 2024**
- **01 August,** Thursday for the issue of Thursday **08 August 2024**
- **08 August,** Thursday for the issue of Friday **16 August 2024**
- **16 August,** Friday for the issue of Friday **23 August 2024**
- **23 August,** Friday for the issue of Friday **30 August 2024**
- **30 August,** Friday for the issue of Friday **06 September 2024**
- **06 September,** Friday for the issue of Friday **13 September 2024**
- **13 September,** Friday for the issue of Friday **20 September 2024**
- **19 September,** Thursday for the issue of Friday **27 September 2024**
- **27 September,** Friday for the issue of Friday **04 October 2024**
- **04 October,** Friday for the issue of Friday **11 October 2024**
- **11 October,** Friday for the issue of Friday **18 October 2024**
- **18 October,** Friday for the issue of Friday **25 October 2024**
- **25 October,** Friday for the issue of Friday **01 November 2024**
- **01 November,** Friday for the issue of Friday **08 November 2024**
- **08 November,** Friday for the issue of Friday **15 November 2024**
- **15 November,** Friday for the issue of Friday **22 November 2024**
- **22 November,** Friday for the issue of Friday **29 November 2024**
- **29 November,** Friday for the issue of Friday **06 December 2024**
- **06 December,** Friday for the issue of Friday **13 December 2024**
- **12 December,** Thursday for the issue of Friday **20 December 2024**
- **18 December,** Wednesday for the issue of Friday **27 December 2024**

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 R**3026.32** 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
Extraordinary Gazettes	As required	Any day of the week	*Before 10h00 on publication date*	*Before 10h00 on publication date*
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.gpwonline.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 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)

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149 Bosman Street	Pretoria	**Account No.:** 405 7114 016
Pretoria	0001	**Branch Code:** 632-005

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GOVERNMENT NOTICES • GOEWERMENTSKENNISGEWINGS

DEPARTMENT OF AGRICULTURE, LAND REFORM AND RURAL DEVELOPMENT

NO. R. 5241 **4 October 2024**

MARKETING OF AGRICULTURAL PRODUCTS ACT, 1996
(ACT No 47 OF 1996)

ESTABLISHMENT OF STATUTORY MEASURE AND DETERMINATION OF LEVIES ON FYNBOS CUT-FLOWER PRODUCTS

I, John Henry Steenhuisen, Minister for Agriculture, acting under sections 13 and 15 of the Marketing of Agricultural Products Act, 1996 (Act No 47 of 1996), hereby establish the statutory measure set out in the Schedule.

MR J.H. STEENHUISEN, MP
MINISTER FOR AGRICULTURE

SCHEDULE

Definitions

1. In this Schedule any word or expression to which a meaning has been assigned in the Act shall have that meaning, and unless the context otherwise indicates –

"Exporter" means a person or organisation who exports fynbos cut-flower products for his own account, or acts as an agent on behalf of producers and/or packers of fynbos products;

"Fynbos" refers to plant material from the families *Proteaceae*, *Ericaceae, Restionaceae, Bruniaceae and Chamelaucium* (Geraldton Wax) including any derived plant material such as hybrids, selections or mutations produced and harvested from natural veld, dedicated prepared dry land and / or irrigated planted areas and exported within a cold chain environment;

"Packer" means a person or organisation who manufactures bouquets and other derived products utilising, inter alia, fynbos material;

"Producer" means a producer of fynbos cut-flower products harvested from natural veld, from dedicated prepared dry land and/or irrigated production conditions.

A person shall have a choice to register as either a producer or as a packer or as an exporter. A person has to register for each of the categories (producer, packer, exporter) for which he qualifies.

Purpose and aims of statutory measure and the relation thereof to the objectives of the Act

2. The levy is needed by Cape Flora SA to fund research projects, technical information and technology transfer; quality control, standards

and certification; information and statistics; communication, market access; and transformation and training for the fynbos industry.

These measures are necessary to ensure that continuous, timeous and accurate information relating to the fynbos industry, is available to all role players in order for them to make informed decisions.

The measure will not be detrimental to the number of employment opportunities or fair labour practice and will support the statutory measures relating to registration and the rendering of returns applicable to fynbos products.

The measure will be administered by CFSA, a non-profit company incorporated under the Companies Act (as amended), 2008 (Act 71 of 2008). CFSA will implement and administer the measure as set out in this Schedule.

Products to which statutory measure applies.

3. This statutory measure shall apply to all fynbos cut-flower products destined for export as defined.

Area in which measure shall apply

4. This measure shall apply in the geographical area of the Republic of South Africa.

Imposition of levy

5. A levy is hereby imposed on all fynbos cut-flower products destined for export as defined.

Amount of levy

6. The maximum amount (in Rand) of the levy shall be:

	2024/25	2025/26	2026/27	2027/28
S14 carton	2,92	3,05	3,19	3,33
S11 carton	2,29	2,39	2,50	2,61
S22 carton	4,58	4,78	5,00	5,22
S14 Mini carton	1,46	1,53	1,59	1,67

Persons by whom and to whom levy shall be payable

7. (1) The levy imposed under clause 5 shall be –

(a) Payable by a fynbos producer;

(b) Payable by a packer on behalf of a fynbos producer; or

(c) Payable by an exporter on behalf of a fynbos producer.

(2) A levy imposed under clause 5 shall be payable to Cape Flora SA (NPC) in accordance with clause 8.

Payment of levy

8. (1) Payment of the levy shall be made not later than sixty (60) days following the month end wherein a quantity of cultivated fynbos was delivered for exports.

(2) Payment shall be made by means of electronic transfer in favour of Cape Flora SA (NPC), and shall –

(a) be addressed to –

Cape Flora SA
PO Box 163
PAARL
7620

(b) and be paid to the bank account obtainable from CFSA on request.

Commencement and period of validity

9. This statutory measure shall come into operation on the date of publication hereof and will lapse four (4) years later.

DEPARTMENT OF AGRICULTURE

No.R.

MARKETING OF AGRICULTURAL PRODUCTS ACT, 1996
(ACT No 47 OF 1996)

ESTABLISHMENT OF STATUTORY MEASURE: REGISTRATION OF PRODUCERS, PACKERS AND EXPORTERS OF FYNBOS CUT-FLOWER PRODUCTS

I, John Henry Steenhuisen, Minister for Agriculture, acting under sections 13 and 15 of the Marketing of Agricultural Products Act, 1996 (Act No 47 of 1996), hereby establish the statutory measure set out in the Schedule.

MR J.H. STEENHUISEN, MP
MINISTER FOR AGRICULTURE

SCHEDULE

Definitions

1. In this Schedule any word or expression to which a meaning has been assigned in the Act shall have that meaning, and unless the context otherwise indicates –

"Exporter" means a person or organisation who exports fynbos cut-flower products for his own account, or acts as an agent on behalf of producers and/or packers of fynbos products;

"Fynbos" refers to plant material from the families *Proteaceae*, *Ericaceae, Restionaceae, Bruniaceae and Chamelaucium* (Geraldton Wax) including any derived plant material such as hybrids, selections or mutations produced and harvested from natural veld, dedicated prepared dry land and/or irrigated planted areas and exported within a cold chain environment;

"Packer" means a person or organisation who manufactures bouquets and other derived products utilising, inter alia, fynbos material;

"Producer" means a producer of fynbos cut-flower products harvested from natural veld, from dedicated prepared dry land and/or irrigated production conditions.

A person shall have a choice to register as either a producer or as a packer or as an exporter. A person has to register for each of the categories (producer, packer, exporter) for which he qualifies.

Purpose and aims of statutory measure and the relation thereof to the objectives of the Act

2. The purpose and aims of the statutory measure is to compel the parties set out herein to register with Cape Flora SA (CFSA). Registration is necessary to assist the CFSA in ensuring that continuous, timeous and

accurate information relating to the fynbos industry, is available to all role players. Such information is deemed essential for all role players in order for them to make informed decisions. By combining compulsory registration with the keeping of information and the rendering of returns on an individual basis, generic information for the whole of the industry can be processed and disseminated and will form the basis for the collection of levies where applicable and appropriate.

The establishment of the measure would assist in promoting the efficiency of the production and marketing of fynbos products. The viability of the fynbos industry will thus be enhanced. The measure will not be detrimental to the number of employment opportunities or fair labour practice.

The measure will be administered by CFSA, a non-profit company incorporated under the Companies Act (as amended), 2008 (Act 71 of 2008). CFSA will implement and administer the measure as set out in this Schedule.

Products to which statutory measure applies.

3. This statutory measure shall apply to all fynbos products destined for exports within a cold chain environment.

Area in which measure shall apply

4. This measure shall apply in the geographical area of the Republic of South Africa.

Registration of parties concerned

5. (1) All producers, packers and exporters of fynbos cut-flower products shall register with CFSA.

(2) A person shall have a choice to register as either a producer, packer or exporter.

(3) A person has to register for each of the categories (producer, packer, exporter) for which he qualifies.

Application for registration

6. Application for registration shall –

(1) be made within 30 days of the commencement of this statutory measure, and in the case of a person becoming a party as contemplated in clause 5 after such date of commencement, within 30 days of becoming such a party;

(2) be made on the application form obtainable free of charge from CFSA;

(3) be submitted, when forwarded by courier, to –
CFSA
PO Box 163
PAARL
7620

(4) when delivered by hand, be delivered to –
CFSA
Main Road 258
PAARL

(5) when sent by E-mail, addressed to –
manager@capeflorasa.co.za

Commencement and period of validity

7. This statutory measure shall come into operation on the date of publication hereof and shall lapse four (4) years later.

DEPARTMENT OF AGRICULTURE

No.R.

MARKETING OF AGRICULTURAL PRODUCTS ACT, 1996
(ACT No 47 OF 1996)

ESTABLISHMENT OF STATUTORY MEASURE: RECORDS AND RETURNS RELATING TO FYNBOS CUT-FLOWER PRODUCTS AS WELL AS PRODUCTION AND EXPORT INFORMATION OF FYNBOS CUT-FLOWER PRODUCTS

I, John Henry Steenhuisen, Minister for Agriculture, acting under sections 13 and 15 of the Marketing of Agricultural Products Act, 1996 (Act No 47 of 1996), hereby establish the statutory measure set out in the Schedule.

MR J.H. STEENHUISEN, MP
MINISTER FOR AGRICULTURE

SCHEDULE

Definitions

1. In this Schedule any word or expression to which a meaning has been assigned in the Act shall have that meaning, and unless the context otherwise indicates –

"Exporter" means a person or organisation who exports fynbos cut-flower products for his own account, or acts as an agent on behalf of producers and/or packers of fynbos products;

"Fynbos" refers to plant material from the families *Proteaceae*, *Ericaceae, Restionaceae, Bruniaceae* and *Chamelaucium* (Geraldton Wax) including any derived plant material such as hybrids, selections or mutations produced and harvested from natural veld, dedicated prepared dry land and/or irrigated planted areas and exported within a cold chain environment;

"Packer" means a person or organisation who manufactures bouquets and other derived products utilising, inter alia, fynbos material;

"Producer" means a producer of fynbos cut-flower products harvested from natural veld, from dedicated prepared dry land and/or irrigated production conditions.

A person shall have a choice to register as either a producer or as a packer or as an exporter. A person has to register for each of the categories (producer, packer, exporter) for which he qualifies.

Purpose and aims of statutory measure and the relation thereof to the objectives of the Act

2. The purpose and aims of the statutory measure is to compel the parties set out herein to keep records and render returns to Cape Flora SA (CFSA). This is necessary to ensure that continuous, timeous and

accurate information relating to the products as defined, is available to all role players. Such information is deemed essential for all role players in order for them to make informed decisions. By prescribing the keeping of records with the rendering of returns on an individual basis, export and production information of fynbos products can be processed and disseminated.

The establishment of the measure should assist in promoting the efficiency of the marketing of fynbos products. The viability of the fynbos industry should thus be enhanced. The measure will not be detrimental to the number of employment opportunities or fair labour practice. Any information obtained will be dealt with in a confidential manner and no sensitive or potentially sensitive client-specific information will be made available to any party without the prior approval of the party whose rights may be affected.

The measure will be administered by CFSA, a non-profit company incorporated under the Companies Act (as amended), 2008 (Act 71 of 2008). CFSA will implement and administer the measure as set out in this Schedule.

Products to which statutory measure applies.

3. This statutory measure shall apply to all fynbos cut-flower products produced and exported within the cold chain.

Area in which measure shall apply

4. This measure shall apply in the geographical area of the Republic of South Africa.

Records to be kept and returns to be rendered

5. (1) All producers, packers and exporters of fynbos cut-flower products shall keep such records and render the returns as may be required by CFSA.

(2) The National Department of Agriculture, Forestry and Fisheries or its assignee shall render a copy of all import certificates or furnish the information required by CFSA contained in such certificates within the period specified in sub-clause (4)

(3) The records referred to in sub-clause (1) shall –

(a) be recorded on a computer or with ink in a book;
(b) be kept at the registered premises of the person required to keep it for a period of at least three years.

(4) The returns referred to in sub-clause (1) shall be rendered on forms obtainable free of charge for this purpose from CFSA within 15 days after the end of the month in which the returns have been requested.

(a) be submitted, when forwarded by courier, to –
CFSA
PO Box 163
PAARL
7620

(b) when delivered by hand, be delivered to –
CFSA
258 Main Road
PAARL

(d) when sent by E-mail, addressed to –
manager@capeflorasa.co.za

Commencement and period of validity

6. This statutory measure shall come into operation on the date of publication hereof and shall lapse four (4) years later.

DEPARTMENT OF EMPLOYMENT AND LABOUR

NO. R. 5242 **4 October 2024**

LABOUR RELATIONS ACT, 1995

VARIATION OF SCOPE OF THE STATUTORY COUNCIL FOR THE SQUID AND RELATED FISHERIES OF SOUTH AFRICA

I, **Lehlohonolo Daniel Molefe**, Registrar of Labour Relations, hereby, in terms of section 58(1) of the Labour Relations Act, 1995, give notice in terms of section 109 that, following an application by the above-mentioned Statutory Council, its scope has been varied as contained in the Annexure hereto.

REGISTRAR OF LABOUR RELATIONS

ANNEXURE

The scope of registration of the above-mentioned Statutory Council has, in terms of section 58(1) of the Act been varied. With effect from 19 August 2024 the statutory council is registered for the Statutory Council for the Squid and Related Fisheries of South Africa, as defined hereunder, in the Republic of South Africa.

The intention of the application can be set out as follows:

The scope of The Statutory Council for the Squid and Other Fisheries of South Africa is as follows:

Squid fishing by means of the jigging fishing method as well as those fishing industries involved with inshore harvesting of fish species from fishing vessels at sea. Which also includes:

- The maintenance personnel who are responsible for keeping the vessels and ancillary equipment in a sea going and serviceable condition
- The administrative (office) personnel who are responsible for the administrative function.
- The factory-based personnel who are responsible for the handling of squid and other fish species on land in the land-based processing establishments.

The specific character of the fishing sectors which it is intended to be included, are the fisheries mainly involved in the inshore harvesting of fish species. Inshore fishing means fishing which is predominantly conducted insight of land with a depth of sea water +/- 90 meters, up +/- 20 km from land. The fishing sectors include hake long line, small and pelagic fishing (pilchards, anchovy and tuna) and rock lobster.

Within the following area(s)

Fishing within the geographical area of the South African Coast Line which includes the entire Kwa-Zulu Natal Coast in the East to the Northern Cape Coast in the West, which includes the entire Eastern Cape as well as the Western Cape Coast Lines

REGISTRAR OF LABOUR RELATIONS

DATE: 19 August 2024

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CUSTOMS AND EXCISE ACT, 1964.
AMENDMENT OF SCHEDULE NO. 1 (NO. 1/1935)

In terms of section 48 of the Customs and Excise Act, 1964, Schedule No. 1 to the said Act is hereby amended**, with retrospective effect from 1 January 2024,** to the extent set out in the Schedule hereto.

ENOCH GODONGWANA
MINISTER OF FINANCE

SCHEDULE

By the substitution in paragraph 3.1 to General Note N of the following:

HS Code	Description	Quota (ton)	Botswana TRQ Allocation in ton	Eswatini TRQ Allocation in ton	Lesotho TRQ Allocation in ton	Namibia TRQ Allocation in ton	South Africa TRQ Allocation in ton
02032200	Hams, shoulders and cuts thereof, with bone in	150	6	2.50	2.50	14	125
02032990	Other						
02091000	Pig fat	20	2	2	2	2	12
04051010	Butter, in immediate packaging of a content of 20 kg or more	94	8.08	3.20	1.88	15.04	65.80
040590	Other						
04061000	Fresh (unripened or uncured) cheese, including whey and whey cheese, and curd	1 525	137.25	76.25	45.75	198.25	1 067.50
04062000	Grated or powdered cheese, of all kinds						

By the substitution in paragraph 3.1 to General Note N of the following:

04063000	Processed cheese, not grated or powdered						
040640	Blue-veined cheese and other cheese containing veins produced by Penicillium Roqueforti						
04069012	Other						
04069022	Other						
04069099	Other						
10019	Wheat	30 090	1 203.60	511.53	3 998.96	3 998.96	20 376.95
100300	Barley	1 003	50.15	50.15	50.15	50.15	802.40
19019040	Other, in immediate packaging of a content of 5 kg or more	796	102.44	91.71	14.89	29.76	557.20
2105000	Ice Cream	24	1.98	1.98	1.98	1.98	16.08

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This gazette is also available free online at www.gpwonline.co.za

DOEANE- EN AKSYNSWET, 1964.
WYSIGING VAN BYLAE NO. 1 (NO. 1/1935)

Kragtens artikel 48 van die Doeane- en Aksynswet, 1964, word Bylae No. 1 by bogenoemde Wet hiermee gewysig, **met terugwerkende krag vanaf 1 Januarie 2024,** in die mate in die Bylae hierby aangetoon.

ENOCH GODONGWANA
MINISTER VAN FINANSIES

BYLAE

Deur Tabel 1 in paragraaf 3.1 by Algemene Opmerking N deur die volgende te vervang:

HS Kode		Kwota (ton)	Botswana TSK toekenning in ton	Eswatini TSK toekenning in ton	Lesotho TSK toekenning in ton	Namibië TSK toekenning in ton	Suid Afrika TSK toekenning in ton
02032200	Hamme, blaaie en snitte daarvan, met been in	150	6	2.50	2.50	14	125
02032900	Ander						
02091000	Varkvet	20	2	2	2	2	12
04051010	Botter, in onmiddellike verpakkings met 'n inhoud van minstens 20 kg	94	8.08	3.20	1.88	15.04	65.80
040590	Ander						
04061000	Vars (onryp of onbeleë) kaas, met inbegrip van weikaas, en wrongel	1 525	137.25	76.25	45.75	198.25	1 067.50
04062000	Gerasperde of verpoeierde kaas, van alle soorte						
04063000	Geprosesseerde kaas, nie gerasper of verpoeier nie						
04064000	Ander						

Deur Tabel 1 in paragraaf 3.1 by Algemene Opmerking N deur die volgende te vervang:

04069012 04069022 04069099	Ander Ander Ander						
10019	Koring	30 090	1 203.60	511.53	3 998.96	3 998.96	20 376.95
100300	Gars	1 003	50.15	50.15	50.15	50.15	802.40
19019040	Ander, in onmiddellike verpakkings met 'n inhoud van minstens 5 kg	796	102.44	91.71	14.89	29.76	557.20
210500	Roomys	24	1.98	1.98	1.98	1.98	16.08

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CUSTOMS AND EXCISE ACT, 1964.
AMENDMENT OF SCHEDULE NO. 1 (NO. 1/1934)

In terms of section 48 of the Customs and Excise Act, 1964, Schedule No. 1 to the said Act is hereby amended, **with retrospective effect from 1 January 2024** to the extent set out in the Schedule hereto.

ENOCH GODONGWANA
MINISTER OF FINANCE

SCHEDULE

By the substitution in paragraph 3.1 to General Note IJ of the following:

		Quota	Botswana	Eswatini	Lesotho	Namibia	South Africa
HS Code	**Description**	**TRQ Allocation in ton**	**TRQ Allocation in ton**	**TRQ Allocation in ton**	**TRQ Allocation in ton**	**TRQ Allocation in ton**	**TRQ Allocation in ton**
02032200	Hams, shoulders and cuts thereof, with bone in	1 500	60	25	25	140	1 250
02032990	Other						
02091000	Pig fat	200	18	15	3	24	140
04051010	Butter, in immediate packaging of a content of 20 kg or more	500	43	17	10	80	350
04059000	Other						
04061000	Fresh (unripened or uncured) cheese, including whey cheese, and curd	8 600	774	430	258	1 118	6 020
04062000	Grated or powdered cheese, of all kinds						
04063000	Processed cheese, not grated or powdered						

This gazette is also available free online at www.gpwonline.co.za

By the substitution in paragraph 3.1 to General Note IJ of the following:

04064000	Blue-veined cheese and other cheese containing veins produced by *Penicillium Roqueforti*						
04069012	Other						
04069022	Other						
04069099	Other						
10019	Other	300 000	13 300	1 025	10 000	24 180	251 495
100300	Barley	10 000	10	5	15	1 000	8 970
16010020	Mortadella bologna	100	2	3	2	23	70
19019040	Other, in immediate packaging of a content of 5 kg or more	2 300	296	265	43	86	1 610
210500	Ice Cream	150	17	6	4	18	105

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DOEANE- EN AKSYNSWET, 1964.
WYSIGING VAN BYLAE NO. 1 (NO. 1/1934)

Kragtens artikel 48 van die Doeane- en Aksynswet, 1964, word Bylae No. 1 by bogenoemde Wet hiermee gewysig, **met terugwerkende krag vanaf 1 Januarie 2024,** in die mate in die Bylae hierby aangetoon.

ENOCH GODONGWANA
MINISTER VAN FINANSIES

BYLAE

Deur die vervanging van paragraaf 3.1 by Algemene Opmerking ij deur die volgende te vervang:

			Botswana	Eswatini	Lesotho	Namibië	Suid Afrika
HS Kode	**Beskrywing**	**Kwota (ton)**	**TSK Toekenning in ton**	**TSK Toekenning in ton**	**TSK Toekenning in ton**	**TSK Toekenning in ton**	**TSK Toekenning in ton**
02032200	Hamme, blaaie en snitte daarvan, met been in	1 500	60	25	25	140	1 250
02032990	Ander						
02091000	Varkvet	200	18	15	3	24	140
04051010	Botter, in onmiddellike verpakkings met 'n inhoud van minstens 20 kg	500	43	17	10	80	350
04059000	Ander						
04061000	Vars (onryp of onbeleë) kaas, met inbegrip van weikaas, en wrongel	8 600	774	430	258	1 118	6 020
04062000	Gerasperde of verpoeierde kaas, van alle soorte						
04063000	Geprosesseerde kaas, nie gerasper of verpoeier nie						

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Deur die vervanging van paragraaf 3.1 by Algemene Opmerking ij deur die volgende te vervang:

04064000	Blougeaarde kaas en ander kaas wat are bevat wat deur *Penicillium Roqueforti* geproduseer is						
04069012	Ander						
04069022	Ander						
04069099	Ander						
10019	Koring	300 000	13 300	1 025	10 000	24 180	251 495
100300	Gars	10 000	10	5	15	1 000	8 970
16010020	Mortadella Bologna	100	2	3	2	23	70
19019040	Ander, in onmiddellike verpakkings met 'n inhoud van minstens 5 kg	2 300	296	265	43	86	1 610
210500	Roomys	150	17	6	4	18	105

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This gazette is also available free online at www.gpwonline.co.za

CUSTOMS AND EXCISE ACT, 1964.
AMENDMENT OF SCHEDULE NO. 1 (NO. 1/1933)

In terms of section 48 of the Customs and Excise Act, 1964, Schedule No. 1 to the said Act is hereby amended**, with retrospective effect from 1 September 2023 up to and including 31 December 2023,** to the extent set out in the Schedule hereto.

ENOCH GODONGWANA
MINISTER OF FINANCE

SCHEDULE

By the substitution in paragraph 3.1 to General Note IJ of the following:

HS Code	Description	Quota TRQ Allocation in ton	Botswana TRQ Allocation in ton	Eswatini TRQ Allocation in ton	Lesotho TRQ Allocation in ton	Namibia TRQ Allocation in ton	South Africa TRQ Allocation in ton
02032200	Hams, shoulders and cuts thereof, with bone in	1 500	60.35	60.35	60.35	60.35	1 178.62
02032990	Other						
02091000	Pig fat	200	10	10	10	10	160
04051010	Butter, in immediate packaging of a content of 20 kg or more	500	22.35	22.35	22.35	22.35	357.60
04059000	Other						
04061000	Fresh (unripened or uncured) cheese, including whey cheese, and curd	8 450	420.40	420.40	420.40	420.40	6 726.32
04062000	Grated or powdered cheese, of all kinds						
04063000	Processed cheese, not grated or powdered						

By the substitution in paragraph 3.1 to General Note IJ of the following:

04064000	Blue-veined cheese and other cheese containing veins produced by *Penicillium Roqueforti*						
04069012	Other						
04069022	Other						
04069099	Other						
10019	Other	300 000	12 750	12 750	12 750	12 750	249 000
100300	Barley	10 000	250	250	250	250	9 000
16010020	Mortadella bologna	100	5	5	5	5	80
19019040	Other, in immediate packaging of a content of 5 kg or more	2 300	115	115	115	115	1 840
210500	Ice Cream	150	7.50	7.50	7.50	7.50	120

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DOEANE- EN AKSYNSWET, 1964.
WYSIGING VAN BYLAE NO. 1 (NO. 1/1933)

Kragtens artikel 48 van die Doeane- en Aksynswet, 1964, word Bylae No. 1 by bogenoemde Wet hiermee gewysig**, met terugwerkende krag vanaf 1 September 2023 tot en met 31 Desember 2023,** in die mate in die Bylae hierby aangetoon.

ENOCH GODONGWANA
MINISTER VAN FINANSIES

BYLAE

Deur die vervanging van paragraaf 3.1 by Algemene Opmerking ij deur die volgende te vervang:

			Botswana	Eswatini	Lesotho	Namibië	Suid Afrika
HS Kode	**Beskrywing**	**Kwota (ton)**	**TSK Toekenning in ton**	**TSK Toekenning in ton**	**TSK Toekenning in ton**	**TSK Toekenning in ton**	**TSK Toekenning in ton**
02032200	Hamme, blaaie en snitte daarvan, met been in	1 500	60.35	60.35	60.35	60.35	1 178.62
02032990	Ander						
02091000	Varkvet	200	10	10	10	10	160
04051010	Botter, in onmiddellike verpakkings met 'n inhoud van minstens 20 kg	500	22.35	22.35	22.35	22.35	357.60
04059000	Ander						
04061000	Vars (onryp of onbeleë) kaas, met inbegrip van weikaas, en wrongel	8 450	420.40	420.40	420.40	420.40	6 726.32
04062000	Gerasperde of verpoeierde kaas, van alle soorte						
04063000	Geprosesseerde kaas, nie gerasper of verpoeier nie						

Deur die vervanging van paragraaf 3.1 by Algemene Opmerking ij deur die volgende te vervang:

04064000	Blougeaarde kaas en ander kaas wat are bevat wat deur *Penicillium Roqueforti* geproduseer is						
04069012	Ander						
04069022	Ander						
04069099	Ander						
10019	Koring	300 000	12 750	12 750	12 750	12 750	249 000
100300	Gars	10 000	250	250	250	250	9 000
16010020	Mortadella Bologna	100	5	5	5	5	80
19019040	Ander, in onmiddellike verpakkings met 'n inhoud van minstens 5 kg	2 300	115	115	115	115	1 840
210500	Roomys	150	7.50	7.50	7.50	7.50	120

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CUSTOMS AND EXCISE ACT, 1964.
AMENDMENT OF SCHEDULE NO. 1 (NO. 1/1932)

In terms of section 48 of the Customs and Excise Act, 1964, Schedule No. 1 to the said Act is hereby amended**, with retrospective effect from 1 September 2023 up to and including 31 December 2023,** to the extent set out in the Schedule hereto.

ENOCH GODONGWANA
MINISTER OF FINANCE

SCHEDULE

By the substitution in paragraph 3.1 to General Note N of the following:

			Botswana	Eswatini	Lesotho	Namibia	South Africa
HS Code	**Description**	**Quota (ton)**	**TRQ Allocation in ton**	**TRQ Allocation in ton**	**TRQ Allocation in ton**	**TRQ Allocation in ton**	**TRQ Allocation in ton**
02032200	Hams, shoulders and cuts thereof, with bone in	150	6.28983	6.28983	6.28983	6.28983	122.84
02032990	Other						
02091000	Pig fat	20	1	1	1	1	16
04051010	Butter, in immediate packaging of a content of 20 kg or more	94	4.7	4.7	4.7	4.7	75.20
040590	Other						
04061000	Fresh (unripened or uncured) cheese, including whey and whey cheese, and curd	1 498	74.8999975	74.8999975	74.8999975	74.8999975	1 198.40
04062000	Grated or powdered cheese, of all kinds						

By the substitution in paragraph 3.1 to General Note N of the following:

04063000 040640 04069012 04069022 04069099	Processed cheese, not grated or powdered Blue-veined cheese and other cheese containing veins produced by Penicillium Roqueforti Other Other Other						
10019	Wheat	30 090	1 278.825	1 278.825	1 278.825	1 278.825	24 974.70
100300	Barley	1 003	25.075	25.075	25.075	25.075	902.70
19019040	Other, in immediate packaging of a content of 5 kg or more	796	39.8	39.8	39.8	39.8	636.80
2105000	Ice Cream	24	1.2	1.2	1.2	1.2	19.20

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DOEANE- EN AKSYNSWET, 1964.
WYSIGING VAN BYLAE NO. 1 (NO. 1/1932)

Kragtens artikel 48 van die Doeane- en Aksynswet, 1964, word Bylae No. 1 by bogenoemde Wet hiermee gewysig, **met terugwerkende krag vanaf 1 September 2023 tot en met 31 Desember 2023,** in die mate in die Bylae hierby aangetoon.

ENOCH GODONGWANA
MINISTER VAN FINANSIES

BYLAE

Deur Tabel 1 in paragraaf 3.1 by Algemene Opmerking N deur die volgende te vervang:

HS Kode		Kwota (ton)	Botswana TSK toekenning in ton	Eswatini TSK toekenning in ton	Lesotho TSK toekenning in ton	Namibië TSK toekenning in ton	Suid Afrika TSK toekenning in ton
02032200	Hamme, blaaie en snitte daarvan, met been in	150	6.28983	6.28983	6.28983	6.28983	122.84
02032990	Ander						
02091000	Varkvet	20	1	1	1	1	16
04051010	Botter, in onmiddellike verpakkings met 'n inhoud van minstens 20 kg	94	4.7	4.7	4.7	4.7	75.20
040590	Ander						
04061000	Vars (onryp of onbeleë) kaas, met inbegrip van weikaas, en wrongel	1 498	74.8999975	74.8999975	74.8999975	74.8999975	1 198.40
04062000	Gerasperde of verpoeierde kaas, van alle soorte						
04063000	Geprosesseerde kaas, nie gerasper of verpoeier nie						

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Deur Tabel 1 in paragraaf 3.1 by Algemene Opmerking N deur die volgende te vervang:

04064000 04069012 04069022	Ander Ander Ander						
10019	Koring	30 090	1 278.825	1 278.825	1 278.825	1 278.825	24 974.70
100300	Gars	1 003	25.075	25.075	25.075	25.075	902.70
19019040	Ander, in onmiddellike verpakkings met 'n inhoud van minstens 5 kg	796	39.8	39.8	39.8	39.8	636.80
210500	Roomys	24	1.2	1.2	1.2	1.2	19.20

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CUSTOMS AND EXCISE ACT, 1964.
AMENDMENT OF SCHEDULE NO. 1 (NO. 1/1931)

In terms of section 48 of the Customs and Excise Act, 1964, Schedule No. 1 to the said Act is hereby amended, **with retrospective effect from 1 January 2023,** to the extent set out in the Schedule hereto.

ENOCH GODONGWANA
MINISTER OF FINANCE

SCHEDULE

By the substitution in paragraph 3.1 to General Note N of the following:

			Botswana	Eswatini	Lesotho	Namibia	South Africa
HS Code	**Description**	**Quota (ton)**	**TRQ Allocation in ton**	**TRQ Allocation in ton**	**TRQ Allocation in ton**	**TRQ Allocation in ton**	**TRQ Allocation in ton**
02032200	Hams, shoulders and cuts thereof, with bone in	150	6	2.50	2.50	14	125
02032990	Other						
02091000	Pig fat	20	2	2	2	2	12
04051010	Butter, in immediate packaging of a content of 20 kg or more	94	8.08	3.20	1.88	15.04	65.80
040590	Other						
04061000	Fresh (unripened or uncured) cheese, including whey and whey cheese, and curd	1 498	134.82	74.90	44.94	194.74	1 048.60
04062000	Grated or powdered cheese, of all kinds						

By the substitution in paragraph 3.1 to General Note N of the following:

04063000 040640 04069012 04069022 04069099	Processed cheese, not grated or powdered Blue-veined cheese and other cheese containing veins produced by Penicillium Roqueforti Other Other Other						
10019	Wheat	30 090	1 203.60	505.51	3 998.96	3 998.96	20 382.97
100300	Barley	1 003	50.15	50.15	50.15	50.15	802.40
19019040	Other, in immediate packaging of a content of 5 kg or more	796	102.44	91.71	14.88	29.76	557.20
2105000	Ice Cream	24	1.98	1.98	1.98	1.98	16.08

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DOEANE- EN AKSYNSWET, 1964.
WYSIGING VAN BYLAE NO. 1 (NO. 1/1931)

Kragtens artikel 48 van die Doeane- en Aksynswet, 1964, word Bylae No. 1 by bogenoemde Wet hiermee gewysig, **met terugwerkende krag vanaf 1 Januarie 2023,** in die mate in die Bylae hierby aangetoon.

ENOCH GODONGWANA
MINISTER VAN FINANSIES

BYLAE

Deur Tabel 1 in paragraaf 3.1 by Algemene Opmerking N deur die volgende te vervang:

HS Kode		Kwota (ton)	Botswana TSK toekenning in ton	Eswatini TSK toekenning in ton	Lesotho TSK toekenning in ton	Namibië TSK toekenning in ton	Suid Afrika TSK toekenning in ton
02032200	Hamme, blaaie en snitte daarvan, met been in	150	6	2.50	2.50	14	125
02032900	Ander						
02091000	Varkvet	20	2	2	2	2	12
04051010	Botter, in onmiddellike verpakkings met 'n inhoud van minstens 20 kg	94	8.08	3.20	1.88	15.04	65.80
040590	Ander						
04061000	Vars (onryp of onbeleë) kaas, met inbegrip van weikaas, en wrongel	1 498	134.82	74.90	44.94	194.74	1 048.60
04062000	Gerasperde of verpoeierde kaas, van alle soorte						
04063000	Geprosesseerde kaas, nie gerasper of verpoeier nie						
04064000	Ander						

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Deur Tabel 1 in paragraaf 3.1 by Algemene Opmerking N deur die volgende te vervang:

04069012 04069022 04069099	Ander Ander Ander						
10019	Koring	30 090	1 203.60	505.51	3 998.96	3 998.96	20 382.97
100300	Gars	1 003	50.15	50.15	50.15	50.15	802.40
19019040	Ander, in onmiddellike verpakkings met 'n inhoud van minstens 5 kg	796	102.44	91.71	14.88	29.76	557.20
210500	Roomys	24	1.98	1.98	1.98	1.98	16.08

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CUSTOMS AND EXCISE ACT, 1964.
AMENDMENT OF SCHEDULE NO. 1 (NO. 1/1930)

In terms of section 48 of the Customs and Excise Act, 1964, Schedule No. 1 to the said Act is hereby amended, **with retrospective effect from 1 September 2022 up to an including 31 December 2022,** to the extent set out in the Schedule hereto.

ENOCH GODONGWANA
MINISTER OF FINANCE

SCHEDULE

By the substitution in paragraph 3.1 to General Note N of the following:

HS Code	Description	Quota (ton)	Botswana TRQ Allocation in ton	Eswatini TRQ Allocation in ton	Lesotho TRQ Allocation in ton	Namibia TRQ Allocation in ton	South Africa TRQ Allocation in ton
02032200	Hams, shoulders and cuts thereof, with bone in	150	6.375	6.375	6.375	6.375	124.50
02032990	Other						
02091000	Pig fat	20	1	1	1	1	16
04051010	Butter, in immediate packaging of a content of 20 kg or more	94	4.7	4.7	4.7	4.7	75.20
040590	Other						
04061000	Fresh (unripened or uncured) cheese, including whey and whey cheese, and curd	1 471	71.210	71.210	71.210	71.210	1 139.36
04062000	Grated or powdered cheese, of all kinds						

By the substitution in paragraph 3.1 to General Note N of the following:

04063000 040640 04069012 04069022 04069099	Processed cheese, not grated or powdered Blue-veined cheese and other cheese containing veins produced by Penicillium Roqueforti Other Other Other						
10019	Wheat	30 090	1 278.825	1 278.825	1 278.825	1 278.825	24 974.70
100300	Barley	1 003	25.075	25.075	25.075	25.075	902.70
19019040	Other, in immediate packaging of a content of 5 kg or more	796	36.18350	36.18350	36.18350	36.18350	578.94
2105000	Ice Cream	24	1.2	1.2	1.2	1.2	19.20

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DOEANE- EN AKSYNSWET, 1964.
WYSIGING VAN BYLAE NO. 1 (NO. 1/1930)

Kragtens artikel 48 van die Doeane- en Aksynswet, 1964, word Bylae No. 1 by bogenoemde Wet hiermee gewysig**, met terugwerkende krag vanaf 1 September 2022 tot en met 31 Desember 2022,** in die mate in die Bylae hierby aangetoon.

ENOCH GODONGWANA
MINISTER VAN FINANSIES

BYLAE

Deur Tabel 1 in paragraaf 3.1 by Algemene Opmerking N deur die volgende te vervang:

HS Kode		Kwota (ton)	Botswana TSK toekenning in ton	Eswatini TSK toekenning in ton	Lesotho TSK toekenning in ton	Namibië TSK toekenning in ton	Suid Afrika TSK toekenning in ton
02032200	Hamme, blaaie en snitte daarvan, met been in	150	6.375	6.375	6.375	6.375	124.50
02032990	Ander						
02091000	Varkvet	20	1	1	1	1	16
04051010	Botter, in onmiddellike verpakkings met 'n inhoud van minstens 20 kg	94	4.7	4.7	4.7	4.7	75.20
040590	Ander						
04061000	Vars (onryp of onbeleë) kaas, met inbegrip van weikaas, en wrongel	1 471	71.210	71.210	71.210	71.210	1 139.36
04062000	Gerasperde of verpoeierde kaas, van alle soorte						
04063000	Geprosesseerde kaas, nie gerasper of verpoeier nie						

Deur Tabel 1 in paragraaf 3.1 by Algemene Opmerking N deur die volgende te vervang:

04064000 04069012 04069022	Ander Ander Ander						
10019	Koring	30 090	1 278.825	1 278.825	1 278.825	1 278.825	24 974.70
100300	Gars	1 003	25.075	25.075	25.075	25.075	902.70
19019040	Ander, in onmiddellike verpakkings met 'n inhoud van minstens 5 kg	796	36.18350	36.18350	36.18350	36.18350	578.94
210500	Roomys	24	1.2	1.2	1.2	1.2	19.20

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PROCLAMATION 191 OF 2024

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. 37 OF 2017

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. 37 of 2017 (hereinafter referred to as "the original Proclamation"), by—

(a) the substitution for the date "1 January 2010" (appearing in both instances) in the fourth paragraph of the original Proclamation of the date "1 January 2005"; and

(*b)* the extension of the period referred to in the fourth paragraph of the original Proclamation to the date of publication of this Proclamation.

Given under my Hand and the Seal of the Republic of South Africa at Johannesburg this 16th day of September Two thousand and twenty-four.

CM Ramaphosa
President

By Order of the President-in-Cabinet:

T Simelane
Minister of the Cabinet

PROKLAMASIE 191 VAN 2024

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. 37 VAN 2017

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. 37 van 2017 (hierna na verwys as "die oorspronklike Proklamasie"), deur—

(*a*) die vervanging van die datum "1 Januarie 2010" (wat in beide gevalle verskyn) in die vierde paragraaf van die oorspronklike Proklamasie deur die datum "1 Januarie 2005"; en

(b) die verlenging van die tydperk vermeld in die vierde paragraaf van die oorspronklike Proklamasie tot die datum van publikasie van hierdie Proklamasie.

Gegee onder my Hand en die Seël van die Republiek van Suid-Afrika te Johannesburg op hede die 16de dag van September Tweeduisend vier-en-twintig.

CM Ramaphosa
President

Op las van die President-in-Kabinet:

M T Simelane
Minister van die Kabinet

PROCLAMATION 192 OF 2024

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 Limpopo Department of Sports, Arts and Culture (hereinafter referred to as "the Department");

AND WHEREAS the State or the Department 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 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 officials or employees 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 2011 and the date of publication of this Proclamation or which took place prior to 1 January 2011 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 State or the Department, 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 16th day of September Two thousand and twenty four.

CM Ramaphosa
President
By Order of the President-in-Cabinet:

T Simelane
Minister of the Cabinet

SCHEDULE

1. The procurement of and contracting for security services by or on behalf of the Department 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, 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 Department,

and any related unauthorised, irregular or fruitless and wasteful expenditure incurred by the Department.

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

(a) irregular appointment of staff by the Department within five (5) districts, namely Waterberg, Sekhukhune, Vhembe, Capricorn and Mopani in terms of Circular number 7 of 2016 in the position of Assistant Director: Assets Management;

(b) payments not due or owing or payments made by the Department to entities for services not rendered; and

(c) the 2016/2017 financial year Mapungubwe Arts, Culture and Heritage Festival.

3. Any unlawful or improper conduct by officials or employees of the Department, the applicable suppliers or service providers or any other person or entity, in relation to the allegations set out in paragraphs 1 and 2 above.

PROKLAMASIE 192 VAN 2024

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: LIMPOPO DEPARTEMENT VAN SPORT, KUNS EN KULTUUR

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 Limpopo Departement van Sport, Kuns en Kultuur (hierna na verwys as "die Departement");

EN AANGESIEN die Staat of die Departement 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 werknemers 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 2011 en die datum van publikasie van hierdie Proklamasie of wat plaasgevind het voor 1 Januarie 2011 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 Staat of die Departement gely is.

Gegee onder my Hand en die Seël van die Republiek van Suid-Afrika te Johannesburg op hede die 16de dag van September Twee duisend-vier-en-twintig.

CM Ramaphosa
President

Op las van die President-in-Kabinet:

T Simelane
Minister van die Kabinet

BYLAE

1. Die verkryging van, of kontraktering vir, sekurtietsdienste deur of namens die Department en betalings in verband daarmee gemaak 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, omsendskrywes of instruksies wat deur die Nasionale Tesourie of betrokke Provinsiale Tesourie uitgevaardig is; of

(iii) handleidings, beleid, prosedures, voorskrifte, instruksies of praktyke van, of wat op die Departement van toepassing is,

en enige verbandhoudende ongemagtigde, onreëlmatige of vrugtelose en verspilde uitgawes wat deur die Departement aangegaan is.

2. Wanadministrasie in verband met die aangeleenthede van die Departement en enige verliese of nadeel gely deur die Departement of die Staat as gevolg van sodanige wanadministrasie ten opsigte van—

(a) die onreëlmatige aanstelling van personeel by die Departement in vyf (5) distrikte, naamlik Waterberg, Sekhukhune, Vhembe, Capricorn en Mopani ingevolge Omsendbrief nommer 7 van 2016 in die posisie van Assistant-Direkteur: Batebestuur;

(b) betalings nie betaalbaar of verskuldig nie, of betalings deur die Departement gemaak aan entiteite vir dienste nie gelewer nie; en

(c) die 2016/2017 finansiële jaar Mapungubwe Kuns, Kultuur en Erfenis Fees.

3. Enige onreëlmatige of onbehoorlike optrede deur beamptes of werknemers van die Departement, die betrokke verskaffers of diensverskaffers of enige ander persoon of entiteit, ten opsigte van die bewerings uiteengesit in paragrawe 1 en 2 van hierdie Bylae.

PROCLAMATION 193 OF 2024

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: KWAZULU-NATAL PROVINCIAL DEPARTMENT OF HEALTH

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 KwaZulu-Natal Provincial Department of Health (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 2013 and the date of publication of this Proclamation or which took place prior to 1 January 2013 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 16th day of September Two thousand and twenty four.

CM Ramaphosa
President

By Order of the President-in-Cabinet:

T Simelane
Minister of the Cabinet

SCHEDULE

1. The procurement of, or contracting for healthcare risk waste management services by or on behalf of the Department in terms of bid number ZNB9157/2013-H and contract number Heal090/2015/MP, 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 Department,

and any related unauthorised, irregular or fruitless and wasteful expenditure incurred by the Department or the State.

2. Any improper or unlawful conduct by the officials or employees of the Department or the service provider in question, or any other person or entity, in relation to the allegations set out in paragraph 1 of this Schedule.

PROKLAMASIE 193 VAN 2024

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: KWAZULU-NATAL PROVINSIALE DEPARTEMENT VAN GESONDHEID

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 KwaZulu-Natal Provinsiale Departement van Gesondheid (hierna na verwys as "die Departement");

EN AANGESIEN die Staat of die Departement 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 beamptes of werknemers 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 2013 en die datum van publikasie van hierdie Proklamasie of wat plaasgevind het voor 1 Januarie 2013 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 the Staat gely is.

Gegee onder my Hand en die Seël van die Republiek van Suid-Afrika te Johannesburg op hede die 16 dag van September Twee duisend-vier-en-twintig.

CM Ramaphosa
President

Op las van die President-in-Kabinet:
T Simelane
Minister van die Kabinet

BYLAE

1. Die verkryging van, of kontraktering vir, gesondheidsorg risiko afvaldienste deur, of namens, die Departement ingevolge bodnommer ZNB9157/2013-H en kontraknommer Heal090/2015/MP, en betalings wat ten opsigte daarvan gemaak is 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, praktyknotas, omsendskrywes of instruksies wat

deur die Nasionale Tesourie of betrokke Provinsiale Tesourie uitgevaardig is; of

(iii) handleidings, beleid, prosedures, voorskrifte, instruksies of praktyke van, of wat op die Departement van toepassing is,

en enige verbandhoudende ongemagtigde, onreëlmatige of vrugtelose en verspilde uitgawes wat deur die Departement of Staat aangegaan is.

2. Enige onbehoorlike of onwettige optrede deur die beamptes of werknemers van die Departement of die betrokke diensverskaffer, of enige ander persoon of entiteit, ten opsigte van die bewerings uiteengesit in paragraaf 1 van hierdie Bylae.

PROCLAMATION 194 OF 2024

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. 84 OF 2022 – UNIVERSITY OF FORT HARE

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.84 of 2022, as follows—

(a) By the substitution of the expression "1 November 2012" in paragraph 4 of the body of the Proclamation for the expression "1 January 2004";

(b) By the extension of end date mentioned in paragraph 4 of the body of the Proclamation (5 August 2022, being the date of publication of the original Proclamation) to date of publication of the amended Proclamation;

(c) By the deletion of the word "and" at the end of sub-paragraph *(cc)* of paragraph 1 of the Schedule;

(d) By the deletion of a "full stop" at the end of sub-paragraph *(dd)* of paragraph 1 of the Schedule and insertion of a semi-colon in its stead;

(e) By the insertion of new sub-paragraphs *(ee)*, *(ff)* and *(gg)* in paragraph 1 of the Schedule as follows:

"*(ee)* maintenance of the University's infrastructure from 1 January 2022 to 31 March 2023;

(ff) the installation of CCTV cameras and associated security features at the University's staff village in Alice in the Eastern Cape Province from 18 March 2022 to 2 June 2022; and

(gg) the refurbishment and maintenance of student residences at the University's Alice campus in the Eastern Cape Province during the year 2009;

(f) By the deletion of the word "and" at the end of sub-paragraph *(b)* of paragraph 2 of the Schedule;

(g) By the substitution of the full stop at the end of sub-paragraph *(c)* of paragraph 2 of the Schedule, with a semi-colon;

(h) By the insertion of new sub-paragraphs *(d)*, *(e)*, *(f)* and *(g)* in paragraph 2 of the Schedule as follows:

"*(d)* Capacity Building Program for the Eastern Cape Provincial Legislature;

(e) registration or admission of non-eligible persons to enrol for, study for or be awarded degrees, including Bachelors' degrees, honours degrees, Masters' degrees and PhD degrees, or in a manner that was contrary to manuals, policies, procedures, prescripts, instructions or practices of, or applicable to the University. Without limiting the scope of the grounds of non-eligibility, this includes persons who did not have the requisite degrees or Matriculation results to enrol for, study for or be awarded the degrees in question;

(f) awarding of degrees, including Bachelors' degrees, honours degrees, Masters' degrees and PhD/doctoral degrees in a manner that was contrary to manuals, policies, procedures, prescripts, instructions or practices of, or applicable to the University; and

(g) the appointment of a Head of Department in a manner that was contrary to manuals, policies, procedures, prescripts, instructions or practices of, or applicable to the University";

(i) By the insertion of new paragraphs 3, 4, 5, 6 and 7 in the Schedule to the original Proclamation as follows:

"3. Serious maladministration and malpractices, as well as conduct which may seriously harm the interests of the public, in the affairs of the University's Faculty of Law in relation to the registration or admission of non-eligible persons to enrol for, study for or be awarded degrees, including Bachelors' degrees, honours degrees, Masters' degrees and PhD degrees, or in a manner that was contrary to manuals, policies, procedures, prescripts, instructions or practices of, or applicable to the University. Without limiting the scope of the grounds of non-eligibility, this includes persons who did not have

the requisite degrees or Matriculation results to enrol for, study for or be awarded the degrees in question.

4. Serious maladministration and malpractices, as well as conduct which may seriously harm the interests of the public, in the affairs of the University in relation to the Nguni Cattle Development Trust.

5. Serious maladministration and malpractices, as well as conduct which may seriously harm the interests of the public, in the affairs of the University in relation to the administration and payment of allowances for food, accommodation, books, stationery, cash and study-related costs to qualifying students.

6. Serious maladministration and malpractices, as well as conduct which may seriously harm the interests of the public, in the affairs of the University in relation to the University's Faculty of Health Sciences in relation to the Albertina Sisulu Executive Leadership Programme in Health and Master of Public Health Programme including the registration or admission of non-eligible persons to enrol for, study for or be awarded degrees, in relation to the aforementioned Programmes. Without limiting the scope of the grounds of non-eligibility, this includes persons who did not have the requisite degrees or Matriculation results to enrol for, study for or be awarded the degrees.

7. Irregular registration, admission or assistance of students by University officials for personal gain."; and

(j) By the consequential re-numbering of the existing paragraph 3 in the Schedule to paragraph 8.

Given under my Hand and the Seal of the Republic of South Africa at Johannesburg this **6th** day of **May** Two thousand and twenty-four.

MC RAMAPHOSA
President
By Order of the President-in-Cabinet:
RO LAMOLA
Minister of the Cabinet

PROKLAMASIE 194 VAN 2024

van die

PRESIDENT van die REPUBLIEK VAN SUID-AFRIKA

WET OP SPESIALE ONDERSOEKEENHEDE EN SPESIALE TRIBUNALE, 1996 (WET NO. 74 VAN 1996): VERDERE WYSIGING VAN PROKLAMASIE NO. 84 VAN 2022 – UNIVERSITEIT VAN FORT HARE

Kragtens artikel 2(4) van die Wet op Spesiale Ondersoekeendhede en Spesiale Tribunale, 1996 (Wet No. 74 van 1996, wysig ek hiermee Proklamasie No. R. 84 van 2022, as volg—

(a) Deur die uitdrukking “1 November 2012” in paragraaf 4 van die teks van die Proklamasie met die uitdrukking “1 Januarie 2004”, te vervang;

(b) Deur die eind-datum in paragraaf 4 van die teks van die Proklamasie (5 Augustus 2022, as seinde die datum van publiksaie van die oorspronklike proklamasie) na die datum van die gewysigde proklamasie, te verleng;

(c) Deur die woord “en” aan die einde van sub-paragraaf *(cc)* van paragraaf 1 van die Bylae, te skrap;

(d) Deur die “punt” aan die einde van sub-paragraaf *(dd)* van paragraaf 1 van die Bylae te skrap en ‘n kommapunt in die plek daarvan in te voeg;

(e) Deur nuwe sub-paragrawe *(ee)*, *(ff)* en *(gg)* in paragraaf 1 van die Bylae in te voeg, as volg:

“*(ee)* onderhoud van die Universiteit se infrastruktuur vanaf 1 Januarie 2022 tot 31 Maart 2023;

(ff) die installering van GKTV kameras en verwante sekuriteitsfasiliteite by die Universiteit se personeel dorp in Alice in die Oos-Kaap Provinsie vanaf 18 Maart 2022 tot 2 Junie 2022; en

(gg) die herstel en onderhoud van studente akkommodasie by die Universiteit se Alice kampus in die Oos-Kaap Provinsie in 2009.";

(f) Deur die skrapping van die woord "en" aan die einde van sub-paragraapf *(b)* van paragraaf 2 van die Bylae;

(g) Deur die vervanging van die "punt" aan die einde van sub-paragraaf *(c)* van paragraaf 2 van die Bylae met 'n "kommapunt";

(h) Deur die invoeging van nuwe sub-paragrawe *(d)*, *(e)*, *(f)* en *(g)* in paragraaf 2 van die Bylae as volg:

"*(d)* Kapasiteit Opbou Program van die Oos-Kaap Provinsiale Wetgewer;

(e) registrasie of toelating van nie-kwalifiserende persone om in te skryf, studeer vir of grade, met inbegrip van Bachelorsgrade, Honneurs grade, Meesters grade en Phd-grade toegeken te word; of op 'n wyse wat strydig is met handleidings, beleid, prosedures, voorskrifte, instruksies of gebruike van, of van toepassing op die Universiteit. Sonder beperking van die trefwydte van die gronde van nie-kwalifisering, met inbegrip van persone wan nie oor die vereiste grade of Matrikulasie uitslae beskik het nie om in te skryf vir, studeer vir of die betrokke grade toegeken te word;

(f) toekenning van grade, met inbegrip van Bachelors, Honneurs grade, Meesters grade en Phd-grade / doktors grade op 'n manier wat strydig is met die handleidings, beleid, prosedures, voorskrifte, instruksies of gebruike van, of van toepassing op die Universiteit; en

(g) die aanstelling van 'n Hoof van 'n Departement op 'n wyse wat strydig is met die handleidings, beleid, prosedures, voorskrifte, instruksies of gebruike van, of van toepassing is op die Universiteit";

(i) Deur die invoeging van nuwe paragrawe 3, 4, 5, 6 en 7 in die Bylae tot die oorspronklike Proklamasie, as volg:

"3. .Ernstige wanadministrasie en wanpryke, asook optrede wat ernstige nadeel in die belange van die publiek inhou, in die aangeleenthede van die Universiteit se Regsgeleerdheid Fakulteit met betrekking tot die registrasie of toelating van nie-kwalifiserende persone om in te skryf vir, studeer om grade toegeken te word, met inbegrip van Bachelorsgrade, Honneurs grade, Meesters grade en Phd-grade, of op 'n wyse wat strydig is met die handleidings, beleid, prosedures, voorskrifte, instruksies of gebruike van, of van toepassing is op die

Universiteit. Sonder om die trefwydte te beperk van die gronde van nie-kwalifisering, met inbegrip van persone wat nie die vereiste grade of Matrikulasie uitslae gehad het nie om in te skryf vir, studeer vir of die betrokke grade toegeken te word.

4. Ernstige wanadministrasie en wanpraktyke, asook gedrag wat die belange van die publiek ernstige skade kan aandoen, in die aangeleenthede van die Universiteit met betrekking tot die “Nguni Cattle Development Trust”.

5. Ernstige wanadministrasie en wanpraktyke, asook gedrag wat die belange van die publiek ernstige skade kan aandoen, in die aangeleenthede van die Universitiet met betrekking tot die administrasie en betaling van toelaes vir kos, akkommodaies, handboeke, skryfbehoeftes, kontant en studie verwante kostes aan kwalifiserende studente.

6. Ernstige wanadministrasie en wanpraktyke, asook gedrag wat ernstige nadeel vir die belange van die publiek kan inhou, in die aangeleenthede van die Universiteit met betrekking tot die Universiteit se Fakulteit van Gesondheidswetenskappe met betrekking tot die “Albertina Sisulu Executive Leadership Programme in Health and Master of Public Health Programme” met inbegrip van die registrasie of toelating van nie-kwalifiserende persone om in te skryf vir, studeer vir of grade toegeken te word in verband met voormelde Programme. Sonder om die trefwydte in te perk van die gronde van nie-kwalifiserendheid, met inbegrip van persone wat nie die vereiste grade of Matrikulasie uitslae het nie om in te skryf vir, studier vir of die grade toegeken te word.

7. Onreëlmatige registrasie, toelating of bystand van studente deur Univeriteitsbeamptes vir persoonlike gewin.” en

(j) Deur die gevolglike hernumering van die bestaande paragraaf 3 in die Bylae na paragraaf 8.

Gegee onder my Hand en die Seël van die Republiek van Suid-Afrika te Johannesburg op hede die **6** dag van **Mei** Twee duisend vier en twintig.

MC RAMAPHOSA
President
Op las van die President-in-Kabinet:
RO LAMOLA
Minister van die Kabinet

PROCLAMATION 195 OF 2024

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: EKURHULENI METROPOLITAN MUNICIPALITY

WHEREAS allegations as contemplated in section 2(2) of the Special Investigating Units and Special Tribunals Act, 1996 (Act No. 74 of 1996) ("the Act"), have been made in respect of the affairs of the Ekurhuleni Metropolitan Municipality, situated in Boksburg, Gauteng ("the Municipality");

AND WHEREAS the Municipality 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 Municipality, 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 Municipality;
(b) improper or unlawful conduct by officials or employees of the Municipality;
(c) unlawful appropriation or expenditure of public money;
(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 Municipality; 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 2002 and the date of publication of this Proclamation or which took place prior to 1 January 2002 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 Municipality or the State, in relation to the said matters in the Schedule, , and to perform such functions which are not in conflict with the provisions of the Act, as the President may from time to time request.

Given under my Hand and the Seal of the Republic of South Africa at Cape Town this 10th day of September Two thousand and twenty four.

MC Ramaphosa
President
By Order of the President-in-Cabinet:
T Simelane
Minister of the Cabinet

SCHEDULE

1. Serious maladministration in connection with the affairs of the Municipality relating to 229 transfers of 221 vacant stands owned by the Municipality in the Villa Liza township, situated in Boksburg, Gauteng, as identified in "**Annexure A**" hereto, by or on behalf of the Municipality in a manner that was—

(a) contrary to applicable—
- (i) legislation;
- (ii) manuals, guidelines, policies, procedures, practice notes, instructions, prescripts or practices of, or applicable to, the Municipality;

(b) conducted by or facilitated through the unlawful or improper conduct of—
- (i) employees, officials or agents of the Municipality; and
- (ii) any other person or entity,

to corruptly or unduly benefit themselves or others; and

(c) fraudulent,

including the causes of such maladministration and any losses, damages or prejudice actually or potentially suffered by the Municipality or the State in relation thereto.

2. Any irregular, improper or unlawful conduct by—

(a) employees or officials of the Municipality; or

(b) any other person or entity,

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

PROKLAMASIE 195 VAN 2024

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: EKURHULENI METROPOLITAANSE MUNISIPALITEIT

AANGESIEN bewerings soos beoog in artikel 2(2) van die Wet op Spesiale Ondersoekeenhede en Spesiale Tribunale, 1996 (Wet No. 74 van 1996) ("die Wet"), gemaak is in verband met die aangeleenthede van die Ekurhuleni Metropolitaanse Munisipaliteit ("die Munisipaliteit");

EN AANGESIEN die Staat of die Munisipaliteit 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 Munisipaliteit, 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 Munisipaliteit;
(b) onbehoorlike of onregmatige optrede deur beamptes of werknemers van die Munisipaliteit;
(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 Munisipaliteit; 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 2002 en die datum van publikasie van hierdie Proklamasie of wat plaasgevind het voor 1 Januarie 2002 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, insluitend die verhaal van enige verliese wat deur die Munisipaliteit of die Staat gely is uit te oefen of te verrig in verband met die genoemde aangeleenthede, en om sodanige werksaamhede uit te oefen wat nie in stryd met die bepalings is nie, soos wat die President van tyd tot tyd mag versoek.

Gegee onder my Hand en die Seël van die Republiek van Suid-Afrika te Kaapstad op hede die 10de dag van September Tweeduisend vier-en-twintig.

MC Ramaphosa
President
Op las van die President-in-Kabinet:
T Simelane
Minister van die Kabinet

BYLAE

1. Ernstige wanadministrasie in verband met die sake van die Munisipaliteit met betrekking tot 229 oordragte van 221 leë erwe wat besit is deur die Munisipaliteit in die Villa Liza dorpsgebied, geleë te Boksburg, Gauteng, soos uiteengesit in **"Aanhangsel A"** hiertoe, deur of namens die Munisipaliteit op 'n wyse wat—

(a) strydig is met toepaslike—
  (i) wetgewing;
  (ii) handleidings, beleid, prosedures, voorskrifte, instruksies of praktyke van, of wat op die Munisipaliteit van toepassing is;

(b) uitgevoer of gefasiliteer deur die onregmatige of onbehoorlike gedrag van—
  (i) werknemers, beamptes of agente van die Munisipaliteit; en
  (ii) enige ander person of entiteit,
  om op korrupte of onbehoorlike wyse vir hulself of ander persone voordeel daaruit te trek; en

(c) bedrieglik,

met inbegrip van die oorsake van sodanige wanadministrasie en enige verliese, skade of daadwerklike of potensiële skade deur die Munisipaliteit of die Staat daardeur gely.

2. Enige onreëlmatige, onbehoorlike of onwettige optrede deur—

(a) werknemers of beamptes van die Munisipaliteit; of

(b) enige ander persoon of entiteit,

ten opsigte van die bewerings uiteengesit in paragraaf 1 van hierdie Bylae.

"Annexure A" / "Aanhangsel A"

No	Erf No	No	Erf No	No	Erf No	No	Erf No	No	Erf No	No	Erf No	No	Erf No
1	58	37	518	73	1212	109	014/193	145	203/193	181	319/193	217	557/193
2	122	38	519	74	1213	110	016/193	146	204/193	182	323/193	218	570/193
3	146	39	558	75	1227	111	017/193	147	205/193	183	324/193	219	605/193
4	162	40	571	76	1228	112	018/193	148	207/193	184	331/193	220	606/193
5	210	41	598	77	1246	113	019/193	149	212/193	185	384/193	221	696/193
6	213	42	646	78	1252	114	020/193	150	223/193	186	394/193		
7	220	43	675	79	1257	115	021/193	151	224/193	187	395/193		
8	222	44	679	80	1275	116	022/193	152	225/193	188	397/193		
9	225	45	683	81	1472	117	023/193	153	228/193	189	398/193		
10	233	46	740	82	1480	118	042/193	154	251/193	190	399/193		
11	234	47	776	83	1481	119	043/193	155	252/193	191	404/193		
12	256	48	786	84	1482	120	065/193	156	253/193	192	405/193		
13	258	49	787	85	1483	121	071/193	157	254/193	193	406/193		
14	262	50	791	86	1488	122	074/193	158	255/193	194	408/193		
15	264	51	828	87	1490	123	075/193	159	257/193	195	411/193		
16	272	52	925	88	1492	124	095/193	160	258/193	196	412/193		
17	279	53	927	89	1493	125	096/193	161	259/193	197	413/193		
18	285	54	928	90	1494	126	097/193	162	260/193	198	414/193		
19	286	55	932	91	1499	127	109/193	163	261/193	199	415/193		
20	287	56	1000	92	1501	128	111/193	164	262/193	200	416/193		
21	292	57	1003	93	1503	129	157/193	165	263/193	201	423/193		
22	298	58	1044	94	1504	130	174/193	166	264/193	202	427/193		
23	299	59	1100	95	1505	131	175/193	167	265/193	203	428/193		
24	305	60	1126	96	1508	132	178/193	168	266/193	204	442/193		
25	313	61	1137	97	1510	133	179/193	169	267/193	205	445/193		
26	420	62	1161	98	1547	134	189/193	170	268/193	206	446/193		
27	421	63	1167	99	1548	135	191/193	171	271/193	207	459/193		
28	433	64	1168	100	1561	136	194/193	172	273/193	208	465/193		
29	453	65	1170	101	1585	137	195/193	173	275/193	209	466/193		
30	478	66	1172	102	1586	138	196/193	174	276/193	210	467/193		
31	480	67	1178	103	1600	139	197/193	175	278/193	211	472/193		
32	481	68	1183	104	004/193	140	198/193	176	284/193	212	482/193		
33	483	69	1199	105	005/193	141	199/193	177	285/193	213	522/193		
34	484	70	1200	106	007/193	142	200/193	178	286/193	214	527/193		
35	500	71	1204	107	009/193	143	201/193	179	287/193	215	528/193		
36	502	72	1210	108	013/193	144	202/193	180	288/193	216	545/193		

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PROCLAMATION 196 OF 2024

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 AND SPECIAL TRIBUNAL

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 "SIU Act"), have been made in respect of the affairs of the JB Marks Local Municipality and its predecessor, the Tlokwe Local Municipality (hereinafter referred to as "the Municipality");

AND WHEREAS the Municipality 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 Municipality, 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 Municipality;
(b) improper or unlawful conduct by employees of the Municipality;
(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 Municipality; 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 01 January 2015 and the date of publication of this Proclamation 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 Municipality 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 16th day of September Two thousand and twenty-four.

CM Ramaphosa
President

By Order of the President-in-Cabinet:

T Simelane
Minister of the Cabinet

Schedule

1. The procurement of, or contracting for goods, works or services by or on behalf of the Municipality, or its predecessor, the Tlokwe Local Municipality, in relation to the construction of a flood line canal next to the N12 provincial road and Ikageng extension 11 and payments made in relation thereto 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 the relevant Provincial Treasury;

(iii) manuals, policies, procedures, prescripts, instructions or practices of or applicable to the Municipality;

and any related unauthorised, irregular or fruitless and wasteful expenditure incurred by the Municipality or the State.

2. Any irregular, unlawful or improper conduct by—

(a) officials or employees of the Municipality; or

(b) the applicable suppliers or service providers of the Municipality; or

(c) any other person or entity,

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

PROKLAMASIE 196 VAN 2024

deur 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 "die Wet" genoem), gemaak is ten opsigte van die sake van die JB Marks-plaaslike munisipaliteit (hierna "die Munisipaliteit" genome);

EN AANGESIEN die Munisipaliteit moontlik verliese gely het wat verhaal kan word;

EN AANGESIEN ek dit nodig ag dat die vermelde bewerings ondersoek moet word en siviele verrigtinge wat uit sodanige ondersoek voortspruit, bereg moet word;

verwys ek nou, DERHALWE, kragtens artikel 2(1) van die Wet, die aangeleenthede in die Bylae vermeld, ten opsigte van die Munisipaliteit, 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 ondersoek in te stel, soos in die Wet beoog, na enige beweerde—

(a) ernstige wanadministrasie in verband met die sake van die Munisipaliteit;
(b) onbehoorlike of onregmatige optrede deur beamptes of werknemers van die Munisipaliteit;
(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 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 Munisipaliteit gepleeg is; of
(g) onregmatige 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 tussen 1 Januarie 2015 en die datum van publikasie van hierdie Proklamasie plaasgevind het, maar betrekking het op, verband hou met, insidenteel of aanvullend is tot die aangeleenthede in die Bylae vermeld of dieselfde persone, entiteite of kontrakte betrek wat onder die gesag van hierdie Proklamasie ondersoek word, en om al die werksaamhede en bevoegdhede wat deur die Wet aan die vermelde Spesiale Ondersoekeenheid verleen word, uit te voer of te verrig, met inbegrip van om enige verliese wat die Munisipaliteit of die Staat met betrekking tot die in die Bylae vermelde sake, gely het, te verhaal.

Gegee onder my Hand en die Seël van die Republiek van Suid-Afrika te Johannesburg op hede die 16de dag van September Tweeduisend vier-en-twintig.

CM Ramaphosa
President

Op las van die President in die Kabinet:

T Simelane
Minister van die Kabinet

Bylae

1. Die verkryging van, of kontraktering vir goedere, werke of dienste deur of namens die Munisipaliteit, of die voorganger daarvan, die Tlokwe-plaaslike munisipaliteit, in verband met die konstruksie van ’n vloedkanaal langs die N12 provinsiale pad en Ikageng-uitbreiding 11 en betalings wat met betrekking daarote gemaak is op ’n wyse—

(a) wat nie billik, mededingend, deursigtig, gelyk of koste-doeltreffend was nie;

(b) wat strydig was met toepaslike—

(i) wetgewing;

(ii) handleidings, riglyne, praktyknotas, omsendbriewe, of opdragte deur die Nasionale Tesourie of Tersaaklike Provinsiale Tesourie uitgereik,

(iii) handleidings, beleid, prosedures, voorskrifte, instruksies of praktyke van of van toepassing op die Munisipaliteit;

en enige verwante ongemagtigde, onreëlmatige of vrugtelose en verkwistende uitgawes deur die Munisipaliteit of die Staat aangegaan.

2. Enige onreëlmatige, onregmatige of onbehoorlike optrede deur—

(a) beamptes of werknemers van die Munisipaliteit; of

(b) die toepaslike verskaffers of diensverskaffers van die Munisipaliteit; of

(c) enige ander persoon of entiteit,

in verband met die bewerings in paragraaf 1 van hierdie Bylae uiteengesit.

PROCLAMATION 197 OF 2024

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 Mpumalanga Department of Health (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 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 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 Cape Town this 10th day of September Two thousand and twenty-four.

CM Ramaphosa
President

By Order of the President-in-Cabinet:

T Simelane
Minister of the Cabinet

SCHEDULE

1. The procurement of, or contracting for, healthcare risk waste management services in terms of Bid Number: HEAL/090/15/MP, by or on behalf of the Department 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 the relevant Provincial Treasury; or

(iii) manuals, policies, procedures, prescripts, instructions or practices of, or applicable to the Department,

and any related unauthorised, irregular or fruitless and wasteful expenditure incurred by the Department or the State.

2. Any irregular, improper or unlawful conduct by—

(a) employees or officials of the Department; or

(b) any other person or entity,

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

PROKLAMASIE 197 VAN 2024

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 Mpumalanga Departement van Gesondheid (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;

NOU, 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 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 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 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 KaapStad op hede die 10de dag van September Twee duisend-vier-en-twintig.

CM Ramaphosa
President

Op las van die President-in-Kabinet:

T Simelane
Minister van die Kabinet

BYLAE

1. Die verkryging van, of kontraktering vir, gesondheidsorg riskante afval bestuursdienste ingevolge Bod Nommer: HEAL/090/15/MP, deur of namens die Departement en betalings wat ten opsigte daarvan 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, omsendskrywes of instruksies wat deur die Nasionale Tesourie of betrokke Provinsiale Tesourie uitgevaardig is; of

(iii) handleidings, beleid, prosedures, voorskrifte, instruksies of praktyke van, of wat op die Departement van toepassing is,

en enige verbandhoudende ongemagtigde, onreëlmatige of vrugtelose en verspilde uitgawes wat deur die Departement of Staat aangegaan is.

2. Enige onreëlmatige, onbehoorlike of onwettige optrede deur—

(a) werknemers of beamptes van die Departement; of

(b) enige ander persoon of entiteit,

ten opsigte van die bewerings uiteengesit in paragraaf 1 van hierdie Bylae.

PROCLAMATION 198 OF 2024

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 AND SPECIAL TRIBUNAL

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 Eastern Cape Provincial Department of Health (hereinafter referred to as "the Department");

AND WHEREAS the Department 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 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 employees 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 01 August 2022 and the date of publication of this Proclamation or which took place prior to 01 August 2022 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 Cape Town this 10th day of September Two thousand and twenty-four.

CM Ramaphosa
President

By Order of the President-in-Cabinet:
T Simelane

Minister of the Cabinet

Schedule

1. The procurement of, or contracting for goods, works or services by or on behalf of the Department in relation to the following contracts:

No.	BID/ORDER NO.
1	SCMU3-21/22-0269-BCMHD
2	SCMU3-19/20-0364-BCM
3	SCMU3-21/22-0269-BCMHD
4	SCMU3-19/20-0364-BCM
5	SCMU3-21/22-0269-BCMHD
6	QA-004583
7	SCMU3-21/22-0269-BCMHD
8	HO-106760
9	FR-096383
10	QA-006336
11	SCMU3-21/22-0269-BCMHD
12	SCMU3-19/20-0364-BCM
13	RFQ-BCMHD-2023/2024-05
14	RFQ-BCMHD-2023/2024-05
15	SCMU3-21/22-0269-BCMHD
16	RFQ-BCMHD-2023/2024-05
17	RFQ-BCMHD-2023/2024-05
18	SCMU3-21/22-0269-BCMHD
19	SCMU3-21/22-0269-BCMHD

and payments made in relation thereto 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 the relevant Provincial Treasury;

(iii) manuals, policies, procedures, prescripts, instructions or practices of or applicable to the Department;

(c) fraudulent;

(d) conducted or facilitated by the manipulation of the Department's supply chain management processes—

(i) by the applicable service provider/supplier, employees of the Department or other third parties; and

(ii) in collusion with or through the intervention of employees of the Department,

to corruptly or unduly benefit themselves or others;

and any related unauthorised, irregular or fruitless and wasteful expenditure incurred by the Department or the State in relation thereto;

2. Any irregular, unlawful or improper conduct by—

(a) employees of the Department; or

(b) the applicable service provider/supplier of the Department; or

(c) any other person or entity,

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

PROKLAMASIE 198 VAN 2024

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 Oos-Kaap Provinsiale Departement van Gesondheid (hierna na verwys as "die Departement");

EN AANGESIEN die Departement 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;

NOU, 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 werknemers 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 Augustus 2022 en die datum van publikasie van hierdie Proklamasie of wat plaasgevind het voor 1 Augustus 2022 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 KaapStad op hede die 10de dag van September Tweeduisend vier-en-twintig.

CM Ramaphosa
President

Op las van die President-in-Kabinet:

T Simelane
Minister van die Kabinet

BYLAE

1. Die verkryging van, of kontraktering vir goedere, werke of dienste deur of namens die Departement ten opsigte van die volgende kontrakte:

No.	BID/ORDER NO.
1	SCMU3-21/22-0269-BCMHD
2	SCMU3-19/20-0364-BCM
3	SCMU3-21/22-0269-BCMHD
4	SCMU3-19/20-0364-BCM
5	SCMU3-21/22-0269-BCMHD
6	QA-004583
7	SCMU3-21/22-0269-BCMHD
8	HO-106760
9	FR-096383
10	QA-006336
11	SCMU3-21/22-0269-BCMHD
12	SCMU3-19/20-0364-BCM
13	RFQ-BCMHD-2023/2024-05
14	RFQ-BCMHD-2023/2024-05
15	SCMU3-21/22-0269-BCMHD
16	RFQ-BCMHD-2023/2024-05
17	RFQ-BCMHD-2023/2024-05
18	SCMU3-21/22-0269-BCMHD
19	SCMU3-21/22-0269-BCMHD

en betalings wat ten opsigte daarvan gemaak is op 'n wyse wat—

(a) nie regverdig, mededingend, deursigtig, gelykbaar of koste-effektief is nie;

(b) teenstrydig is met toepaslike—

(i) wetgewing;

(ii) handleidings, riglyne, praktyk notas, omsendskrywes en instruksies uitgereik deur die Nasionale Tesourie of die betrokke Provinsiale Tesourie; of

(iii) handleidings, beleid, prosedures, voorskrifte, instruksies of gebruike van, of van toepassing op, die Departement;

(c) bedrieglik;

(d) verrig of gefasiliteer deur die manupilering van die Departement se verskaffingsbestuur prosesse—

(i) deur die toepaslike diesnverskaffer/verskaffer, werknemers van die Departement of ander derde partye; en

(ii) in samewerking met of deur die tussentrede van werknemers van die Departement,

om bedrieglik of onbehoorlik hulself of ander te bevoordeel;

en enige verbandhoudende ongemagtigde, onreëlmatige of vrugtelose en verspulde uitgawes aangegaan deur die Departement of die Staat met betrekking daartoe;

2. Enige onreëlmatige, onwettige of onbehoorlike optrede deur—

(a) werknemers van die Departement;

(b) die betrokke diensverskaffer/verskaffer van die Departement; of

(c) enige ander persoon of entiteit,

ten opsigte van die bewerings uiteengesit in paragraaf 1 van hierdie Bylae.

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