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GOVERNMENT NOTICES • GOEWERMENTSKENNISGEWINGS

NATIONAL TREASURY

NO. 7381 **16 April 2026**

DRAFT PUBLIC PROCUREMENT TRIBUNAL REGULATIONS, 2026: INVITATION FOR PUBLIC COMMENT

1. Notice is hereby given that the draft Public Procurement Tribunal Regulations, 2026 to be made in terms of section 63(1) of the Public Procurement Act, 2024 (Act 28 of 2024 - 'the Act'), are published for public comment.
2. The Act was assented to on 18 July 2024 and published in the Government Gazette on 23 July 2024. The Act amongst others, established a Tribunal to review decisions taken by a procuring institution in terms of -
   (a) section 35 of the Act, which relates to the reconsideration of a decision to award a bid by that institution; and
   (b) section 15 of the Act to debar a bidder or supplier.
3. The draft Public Procurement Tribunal Regulations seek to provide for matters that must be prescribed through regulations in terms of the Act and for other procedural and administrative matters necessary to be regulated in respect of the Tribunal established in terms of section 36 of the Act.
4. It is necessary that the Tribunal is established before the Act and the General Public Procurement Regulations are brought into effect as this body is essential for the implementation of the Act.
5. The establishment of the Tribunal and its related matters require supporting regulations in respect of -
   (a) Tribunal fees required to be prescribed in terms of section 63(1)(a)(xiv) of the Act;
   (b) the security vetting of members of Tribunal in terms of section 63(1)(a)(iii)*(aa)* of the Act;
   (c) the procedures for the appointment of Tribunal members in terms of sections 37(1) and 63(1)(b)(vii) of the Act;
   (d) the code of conduct for members of the Tribunal required to be prescribed in terms of section 9(1) of the Act; and
   (e) the measures and steps to be taken in the event of a contravention of the code of conduct by members of the Tribunal.
6. The Public Procurement Tribunal Regulations will take effect on a date to be determined in terms of section 63(5) of the Act.
7. A copy of the draft Public Procurement Tribunal Regulations is available on the National Treasury website: www.treasury.gov.za. Written comments on draft Regulations may be submitted to DraftTribunalRegulations@treasury.gov.za within 30 days after the date of this notice.
8. By making a submission, the commentator agrees that the name of the commentator and the submission may be made public by the National Treasury, may be contained in the consultation report contemplated in section 63(6) of the Act, and may be disclosed if requested in terms of the Promotion of Access to Information Act, 2000.

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