**No.213 - 2022: Fourth Session, Sixth Legislature**

**GAUTENG PROVINCIAL LEGISLATURE**

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**ANNOUNCEMENTS,**

**TABLINGS AND**

**COMMITTEE REPORTS**

**========================**

Monday, 20 June 2022

**ANNOUNCEMENTS**

none

**TABLINGS**

none

**COMMITTEE REPORTS**

**1. The Chairperson of the Co-operative Governance, Traditional Affairs and Human Settlements Portfolio Committee, Hon. K P Diale-Tlabela, tabled the Committee’s Oversight Report on the Fourth Quarterly Performance Report of the Department of Co-operative Governance and Traditional Affairs for the 2021/2022 financial year, as attached:**

**COMMITTEES QUARTER OVERSIGHT REPORT ON DEPARTMENT / ENTITY PERFORMANCE**

**Portfolio Committee on CoGTA and Human Settlements Oversight Report on the 4th Quarterly Report of the Gauteng Department of CoGTA for the 2021/22 Financial Year**

| **Committee Details** | | **Department / Entity Details** | |
| --- | --- | --- | --- |
| **Name of Committee** | **CoGTA and Human Settlements Portfolio Committee** | **Name of Department / Entity** | **Gauteng Department of Human Settlements** |
| **Which Financial Year** | **2021/2022** | **Dept. Budget Vote Nr.** | **7** |
| **Which Quarter** | **4th** | **Hon. Minister / MEC** | **Mr Lebogang Maile** |
| **Committee Approvals** | | | |
|  | **Name** | | **Date Considered by Committee** |
| **Hon. Chairperson** | Ms Kedibone Diale-Tlabela | | **Tuesday, 14th June 2022** |
| **Adoption and Tabling** | | | |
| **Date of Final Adoption by Committee** | | | **Scheduled date of House Tabling** |
| **Tuesday, 14th June 2022** | | | **Tuesday, 21st June 2022** |

**NOTES:**

* When expressing monetary amounts, please use South African Rand only “R” and express the full Rand amount with no cents
* When expressing percentage, please use the “%” sign and round off to two (2) decimal places
* When analyzing Department / Entity performance, please do NOT copy and paste the Department / Entity performance / budget tables. These need to be analyzed.
* In the Executive Summary, include just the strategic or high level “Snap-shots” of the required information. Details will be provided later in the report under “Programme Achievement”

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# ABBREVIATIONS

| **Abbreviation** | **Full Wording** |
| --- | --- |
| AEL | Atmospheric Emission License |
| APP | Annual Performance Plan |
| DBSA | Development Bank of South Africa |
| GEYODI | Gender, Youth, Persons living with Disabilities |
| GPEMF | Gauteng Provincial Environmental Management Framework |
| GGT-2030 | Growing Gauteng Together – Our Vision 2030 |
| GPL | Gauteng Provincial Legislature |
| GWIS | Gauteng Waste Information System |
| SOM | Sector Oversight Model |
| MTSF | Medium Term Strategic Framework (in this case, relating to 2019-2024 Term of Office) |
| NDP | National Development Plan |
| PGDP | Provincial Growth and Development Plan |
| POE | Portfolios of Evidence |
| PwDs | Persons living with Disabilities |
| RISDP | Regional Indicative Strategic Development Plan |
| SDGs | Sustainable Development Goals |
| TER | Township Economy Revitalisation |

# SUMMARY

| **ii. [Summary of the report]** |
| --- |
| **[Note: Only snapshots or “One-Liners” or Bullet Points of the most important / strategic achievements. No details please]** |
| ***Strategic Priorities***  *High level summary of Committee’s overall assessment of the Department / Entity achievement of relevant strategic priorities for the period under Review* |
| The Portfolio Committee noted that the expenditure incurred by the Department is R111 999 000. 00 (88%) against an allocation of R127 823 000. 00 by the end of the fourth quarter of 2021/22 FY. The material under-expenditure reported is R15 824 000. 00 (12%). In terms of the total budget and expenditure to date, the Department has utilized 97% of its annual budget.  The Department reported that one (1) capacity building intervention on accountability and ethical conduct for councillors and officials in eleven (11) Gauteng municipalities has been conducted.  The Department also reported that four (4) experts were deployed in regional teams to support municipalities to address service delivery challenges in municipalities.  The expenditure on municipal infrastructure grants remains stagnant (a combined 29%, just two months before the end of the municipal financial year).  On risk assessment, the Portfolio Committee noted lack of funding to support existing municipalities and new infrastructure, and furthermore, the lack of Department’s ability to support and build the capacity of the Municipalities.  In evaluating on the Department’s performance during the quarter under review and the previous financial years,thePortfolioCommittee remains concern with a trend of underspending in all programmes. The Portfolio Committee views underspending with contempt as it has a negative effect on service delivery. |
| ***Department / Entity APP Achievement***  *An overall Summary of whether the Committee thinks the Department Non-Financial Performance is sound and prudent* |
| The Committee noted the following performance per programme:  • Programme 1: Administration: Planned to 2 targets and 100% of the targets were partially achieved  • Programme 2: Local Governance: Planned to achieve 17 targets Support 35% of the targets were achieved, 53 % were partially achieved and 12% were not achieved.  • Programme 3: Urban Planning: Planned to achieve 4 targets ,64% of the targets were achieved, 22% partially achieved and 14% were not achieved  • Programme 4: Development and Planning: Planned to achieve 6 targets ,83% of the targets were achieved and 17% was not achieved.  • Programme 5: Traditional Leadership: Planned to achieve 2 targets, 100% of the targets were achieved |
| *An analysis on whether (and if so, the extent to which) the Department / Entity Programmes / Projects are indeed achieving its Strategic Objectives / Service Delivery Outcomes for the period under review.* |
| The Committee noted with concern the trend of underspending in all programmes during the quarter under review and the previous fianancial years. The Portfolio Committee views underspending with contempt as it hampers services that are suppose to be provided to the Communities. |
| ***Department / Entity Project Management***  *Overall Summary on management and delivery of Department / Entity Projects* |
| The Department did not report on project management. |
| ***Financial Performance***  *An overall Summary of whether the Committee thinks the Department / Entity Financial Performance is sound and prudent* |
| The Department’s total expenditure on the 4th quarter was at 88%.  Expenditure on Administration was at 90% during the quarter under review.  Expenditure on Local Governance was at 84%.  Expenditure on Development Planning was at 100%.  Expenditure on Traditional Institutional Management was at 59%.  Expenditure on compensation of employees was at 85%.  Expenditure on goods and services was at 99%; and  Expenditure on households was at 98% and machinery and equipment was at 99%. |
| ***Resolutions Management***  *An overall Summary of the Committee’s assessment of Department / Entity Resolutions Management* |
| The Portfolio Committee received Resolutions from the Department and will be analysed by the Committee Researcher. |
| ***Petitions Management***  *An overall Summary of the Committee’s assessment of Department / Entity Petitions Management* |
| The Department did not report on the Petitions Management |
| ***Public Engagements***  *An overall Summary of the Committee’s assessment of Department / Entity Public Engagements* |
| * The Department did not report on the Public Engagements. |
| ***International Agreements***  *Overall Summary on Department / Entity implementation of relevant Internal Agreements / Treaties [Only if applicable] [Applicable only to OCPOL / OoP]* |
| [The department did not report on the International agreements] |
| ***GEYODI Empowerment***  *Overall Summary on Department / Entity achievement on actual GEYODI empowerment in communities* |
| The Department reported the following with regards, to GEYODI empowerment:   * 18 457 **Women** empowered through CWP and EPWP Programmes * 5 680 **Youth** empowered through CWP and EPWP Programmes * 504 **Persons with Disabilities** empowered through CWP Programme |
| ***Fiduciary Compliance***  *Overall Summary on Department / Entity Compliance with fiduciary requirements* |
| The Department did not report any on this line item. |
| ***Capacitated Department / Entity***  *An overall Summary of whether the Committee thinks the Department / Entity is adequately capacitated and resourced to carry out its functions and discharge its mandates* |
| The Committee has always been of the view that all Departmental critical vacant positions should be filled in order to ensure that service delivery imperatives are attained. |
| ***Any other Committee Focus Area (if relevant / applicable and Requirement)***  *High level summary of any other area of Department / Entity performance with respect to its Quarter Report that the Committee wishes to report on, which is not already included in any of the above Focus Areas.* |
| The Department did not report any other Focus Areas |
| ***Summary of Committee Findings***  *High level summary of Committee findings. Broadly, which aspects do they relate to* |
| The Committee continuously observes that the Department fails to spend 100% of its annual budget and never meets all its planned targets. Moreover, there is:   * In terms of oversight on budget expenditure, the Department reported that the expenditure is R111 999 000. 00 (88%) against the allocation of R127 823 000. 00 during the 4th quarter of 2021/22 FY. Therefore, the Department has underspend under the quarter under review. * Budget is not fully aligned with the performance activities. * Senior Management positions not fully filled. * Bursaries for learners with disability could not be provided due to lack of funds * Due to budget limitations Researcher study on key local government policy could not be achieved. |
| ***Summary of Committee Recommendations***  *High level summary of Committee Recommendations. Broadly, which aspects do they relate to* |
| The Committee recommends that:   * 1. The Portfolio Committee views the expenditure of R111 999 000. 00 (88%) against the allocation of R127 823 000. 00 during the 4th quarter of 2021/22 FY with contempt and once more encourages the Department to spend prudently. The Portfolio Committee views the expenditure of R111 999 000. 00 (88%) against the allocation of R127 823 000. 00 during the 4th quarter of 2021/22 FY with contempt and once more encourages the Department to spend prudently.   2. The Department should ensure that the budget is properly aligned to the performance targets. The Departments spending during the quarter under review was at 88% whereas the performance targets was 76%.   3. Furthermore, the Portfolio Committee has observed that once more underspending has become a trend in the Department, as this was the case in the 4th Quarter of 2020/21 FY. The Portfolio Committee once more urges the Department to put proper systems in place to spend cautiously.   4. The Department should budget adequately for all the targets and not disadvantage learners with disabilities by not awarding them with bursaries as committed. Since the Department recorded an underspending of R15 824 000.00 in the quarter under review, the amount should have been redirected to fund the bursaries for the learners with disabilities.   5. The Department should consider undertaking one study per financial year on key local government policy, as there is a significant need of exploring local government dynamics and its complexity. |

# INTRODUCTION

The Gauteng Department of Cooperative Governance and Traditional Affairs (COGTA) is mandated to support local government by ensuring good governance, financial accountability, capacity building and institutional stability. This sphere of government is governed by the Constitution of the Republic of South Africa, Act No. 108 of 1996 and legislation meaning therefrom. [[1]](#footnote-1)In sum, **the fourth** **quarterly performance report analysis of 2021/22 FY** forms part of implementing one of the aspects of the Portfolio Committee Mandate of Oversight and Scrutiny wherein it examines “micro-progress” by the Gauteng Department of COGTA. This analysis would focus on the five (5) Programmes, namely; programme one: administration; programme two: local governance; programme three: urban planning; programme four: development and planning as well as programme five: traditional institutional development.

This section highlights some of the observations made by the Portfolio Committee on the 4th quarterly performance report of COGTA for 2020/21 FY:

* **On compliance with applicable legislation & policies:**

The Public Finance Management Act (PFMA) stipulates that the quarterlies should be submitted 30 days after the end of the quarter. The report is dated 28th April 2022 and was referred to the Gauteng Provincial Legislature (GPL) on the 3rd of May 2022. This implies that the Department has complied with the statutory requirement.

* **On the application of the SOM TOOLKIT:**

The budget variance study tool revealed that the **Department spent R111 999 000. 00 (88%)** by the end of the fourth quarter of 2021/22 FY and this falls outside the permissible 5% variance by both the PFMA and the Treasury regulations. However, the total budget and expenditure for the 2021/22 FY has painted a different picture, which has portrayed an annual spending of 97% to date. This is indicative of a misalignment between the budget and the key performance indicators.

The Gauteng Department of Cooperative Governance and Traditional Affairs (COGTA) is mandated to support local government by ensuring good governance, financial accountability, capacity building and institutional stability. This sphere of government is governed by the Constitution of the Republic of South Africa, Act No. 108 of 1996 and legislation meaning therefrom. The Oversight report on the 4th Quarter Performance Report forms part of implementing one of the aspects of the Portfolio Committee Mandate of Oversight and Scrutiny wherein it examines “micro-progress” by the Gauteng Department of COGTA. This report would focus on the four (4) Programmes, namely:

* 1. Programme 1: Administration- that focuses on efficient and effective departmental governance support services,
  2. Programme 2: Local Governance-, which amongst others, is tasked to ensure participatory democracy, quality of management, financial governance and accountability within municipalities,
  3. Programme 3: Development and Planning- based on supporting Human Settlement Mega Projects, infrastructure projects and the Integrated Development Plan (IDP) by 2020, and
  4. Programme 4: Traditional Institutional Development- that is assigned to enhance the quality of management and administrative practices in support of Traditional Leadership.

# PROCESS FOLLOWED

The following is the process followed by the Portfolio Committee in considering the 4th Quarterly performance report on the Department of CoGTA:

* On the 05th of May 2022, the Office of the Speaker referred the 4th Quarterly performance report on the Department of CoGTA for the 2021/2022 financial year in terms of Rule 153 of the Standing Rules, to the Portfolio Committee of CoGTA and Human Settlements for consideration and reporting.
* On the 03rd June 2022, the Committee Researcher presented an analysis on the Budget Vote 7 of the Department of GDCoGTA for 2021/22 financial year. Subsequently, the Committee sent written questions to the Department for response.
* On the 04th June 2022, the Department presented to the Portfolio Committee the 4th Quarterly performance report on the Department of CoGTA for the 2021/22 FY.
* On the 14th June 2022, the Portfolio Committee deliberated and adopted the draft Committee Oversight Report on the 4th Quarterly performance report on the Department of CoGTA for the 2021/22 FY.

# OVERSIGHT ON DEPARTMENT / ENTITY ACHIEVEMENT OF STRATEGIC PRIORITIES

| **1.1 THE DETAILS ON Department / Entity achievement on relevant Strategic Priorities for the period under review]** |
| --- |
| **NDP/MTSF Priority**  Support the implementation of the policy, norms and standards of the Municipal Electricity Infrastructure Asset Management  **Growing Gauteng Together 2030 Priority**  Improve access to water, sanitation, electricity, housing and roads in deprived areas, including completing the urban renewal projects.  **Outcome as per approved Dept Strat Plan**  Number of municipalities supported to implement infrastructure service delivery programmes  **STRATEGIC REPORTING**  Summarised Department’s Performance during Q4   * Business appraisal meetings held with Lesedi and Midvaal Local Municipalities and presented 2 and 1 business, respectively. * One on one engagement was held virtually with Midvaal, Emfuleni and Rand-West City Local Municipality. Most of the challenges the municipality is facing are administrative and contractual issues and the municipality has a proper intervention plan to resolve them. * 3 spheres meeting was held on the 17 March 2021 virtually with all local municipalities and sector departments presents. * Cost reimbursement meetings with Emfuleni Local Municipalities concluded and invoices recommended for payment. |

# 2 OVERSIGHT ON DEPARTMENT / ENTITY ACHIEVEMENT OF APP TARGETS

| **2 [THE DETAILS ON DEPARTMENT / ENTITY APP PERFORMANCE]** |
| --- |
| **Number of APP targets relevant for this Quarter** |
| 55 |
| **Number of APP targets for this Quarter that have been achieved during this Quarter** |
| A total of 55 targets were planned in the quarter under review. Of this total 42 were achieved, 13 not Achieved. |
| **Percentage of APP targets for this Quarter that have been achieved during this Quarter** |
| By end of quarter 4 overall performance was at 76% Achieved and 24% Not Achieved. |
| **Percentage of APP achievement for the previous Quarter (for Comparison)** |
| 72% |
| **Main areas in the APP that have experienced non-achievement or over achievement during this Quarter** |
| **The Committee noted that all the Programmes have underspent their annual and quarterly allocations.**   * **Programme 1: Administration:** All 7 targets for the quarter under review were not achieved. * **Programme 2: Local Governance Support** 92% of the targets were achieved and 8% were not achieved. **= 24 targets** * **Programme 3: Urban Planning:** 84% of the targets were achieved and 16% were not achieved =**19 targets** * **Programme 4: Development and Planning:** 67% of the targets were achieved and 33% was not achieved = 3 **targets.** * **Programme 5: Traditional Leadership:** 100% of the targets were achieved **– 2 targets** |
| **Main reasons provided by the Department / Entity for non-achievement or over achievement of its APP during this Quarter** |
| * The reason the Departments could not achieve the app target of 20% of the organizational structure to be implemented in line with the revised strategy, was due to The structure has not been finalised. The Department has approached DPSA for access to the Job Evaluation System, in order to commence with the same.   The 90% of the identified jobs have been subjected to job evaluation with the remainder scheduled to be completed in the first week of April 2022.   * Furthermore, the Department did not achieve the target of 50% Women in SMS positions due to the Department started on the baseline of 65% male in the establishment after demerger with housing. The ratio between male and female against available vacancy was already negative. The 50/50 equity can only be achieved over years as males exit through natural attrition. The Department currently has in its employ 35% of women at SMS level. * The Department did not achieve Employment Equity target of employing 4% People with disabilities. The Department have since achieved the national target of 2% from 1.5% but will strive to reach the 4% provincial target over time, the same is being seriously impacted by not having offices since 2018, space that is suitable or/ configured to accommodate persons living with disabilities. * The Department achieve 97% of 100% target of invoices paid in 15 days. The reason for the partial achievement was due to the payment system downtime which led to runs being delayed. Prolonged runs due to SITA technical problems. * The Department achieving 20% of 40% of procurement from women owned companies. However, with the suspension of regulation 4 and 9 of the PPPFA, the SCM could not advertise any tenders that were targeting woman owned companies, however, this was done through the bids that were below R500.000(RFQ) which consisted of a small percentage of the budget of goods and services * The Department could not achieve the target of monitoring 3 Municipalities on the implementation of GBVF responsive Programmes. The Department will review strategic location and appropriate capacity requirements to address this target in next Financial Year. |
| **Measures in place (with timeframes) to correct the deviation in targets for this Quarter and to prevent recurrence of such or similar deviation** |
| The Department reported to implement the following mitigating measures to remedy the deviated targets:   * Evaluated and quality assured job descriptions will be presented to the Provincial Job Evaluation Committee for presentation and approval. * All vacant SMS position will strictly target female candidates. The Department and OoP have agreed that the Department will show incremental trajectory on SMS Female representation over time. * As the department enters the recruitment drive it will strongly target and consider inherent requirement of job, persons with disabilities are being prioritized. The Dept and OoP have agreed that the department will continue to show incremental trajectory over time. * The invoices were paid within 30 days and not 15 days, but they have been processed. * The Department will keep looking for innovative ways to achieve this target. * The targets will be moved to the next financial year. * Review strategic location and appropriate capacity requirements to address this target in next Financial Year. |
| **A summarized analysis on the Department / Entity performance per Programme for the period under review** |
| **PROGRAMME 1: ADMINISTRATION**  This programme is critical towards the realisation of **Outcome 12: Efficient, effective and development oriented public service and an empowered, fair, and inclusive citizenship**.  **Human Capital Management sub programme**  The Department reported that 20% of the organisational structure will be implemented in line with the revised strategy and this was not achieved. It is highlighted that the benchmarking process is cumbersome and dependent on corporation of provinces and availing the requested job descriptions. This will be presented to the provincial job evaluation committee for approval.  The Department also reported that 50% women in Senior Management Services (SMS) positions will be filled during the fourth quarter of 2021/22 FY. This has been partially achieved with 35% of women at SMS level.  Furthermore, the Department reported that 4% of people with disabilities will be employed in the quarter under consideration. It is reported that only 2, 5% of people with disabilities have been recruited, thus achieving this goal above the national target of 1, 5%. One can mention that the Department will increase it chances of effective recruitment by collaborating with the Non-Government Organisations (NGOs) working closely with people with disabilities.  **Finance Management sub-programme**  The Department reported that 100% of invoices will be processed (paid) within fifteen (15) days as prescribed by the PFMA. However, the Department paid 97% of invoices for the quarter under review. Due to the payment system downtime by SITA technical problems, the invoices were eventually processed within 30 days.  The Department also reported that 40% of its procurement will come from women owned companies for 2021/22 FY, however the Department did not plan for this target during the quarter under review. It is reported that 20% of the initial planned target has been achieved, owing to the suspension of regulation 4 and 9 of the Preferential Procurement Policy Framework Act (PPPFA) which prevented the supply chain management to proceed with tender advertisement. Consequently, women owned businesses benefited to tender bids of just below R500 000. 00 Request for Quotation (RFQ) which consisted of a tiny number of goods and services budget.  **Transformation sub-programme**  The Department reported that one (1) capacity building initiative involving twenty (20) female and ten (10) male councillors, ten (10) members of the traditional councils, twenty (20) females and ten (10) male officials will be conducted. This was not achieved after the Department was tasked by the Presidency to produce gender-based violence plans for 2020 which was not planned for.  The project overlapped to the current financial year and therefore impacted the current budget. The target has since been moved to the next financial year (2022/23). **The Portfolio Committee will monitor the effective implementation of the target and report on the progress made.**  The Department committed that ten (10) learners with disabilities will be awarded bursaries in the fourth quarter of 2021/22 FY. However, this was not achieved because of lack of funding.  **PROGRAMME 2: LOCAL GOVERNANCE**  This programme strives to consolidate the developmental state to enhance participatory governance and institutional stability, capacity building as well as local government capability to achieve its constitutional mandate. Essentially, the key objective of this programme is to pursue and facilitate viable and sustainable local governance.  **Municipal Administration Sub programme**  The Department reported that it will produce three (3) research studies on key local government policy issues[[2]](#footnote-2) and this was not achieved due to budgetary constraints (over R500 000. 00).  **Public Participation Sub programme**  The Department reported that three (3) Municipalities will be monitored on the implementation of GBVF responsive programme. This was not achieved due to capacity constraints from the public participation unit. The target has since been moved to the next financial year**.**  **PROGRAMME 3: URBAN PLANNING**  **Spatial integration is essential in transforming South Africa. Cities and communities need to be integrated and sustainable to achieve Sustainable Development Goals across the Gauteng City Region. Municipal IDP should be aligned with the Gauteng Spatial Development Framework.**    **Infrastructure Planning sub-programme**  The Department indicates that it convened the Capital Expenditure (CAPEX) war room sessions with municipalities during the fourth quarter of 2021/22 FY. In terms of the Metros, the City of Johannesburg achieved 58% of project completion, followed by the City of Ekurhuleni at 55% and finally the City of Tshwane with 44%.  The Department found that West Rand municipalities have achieved 56% in construction (from 50% in the previous quarter). In the Sedibeng District, the Department noted a 35% progress on construction (27% in the previous quarter). The Portfolio Committee should note the following observation:  The Department reported in the third quarter performance report of 2021/22 FY that, on the one hand, the West Rand municipalities completed 6% of the projects. On the other hand, the Sedibeng municipalities have completed 5% of the projects. However, there is no mention made regarding the project’s completion for the quarter under consideration.  The Department reports that both the **Municipal Infrastructure Grants (MIGs) and Integrated Urban Development Grant (IUDG)** were monitored during the quarter under review. The MIG expenditure is currently sitting at 29% (an increase from 14% in the previous quarter) and 61% (another increases from 16% in the previous quarter) on the IUDG.  The Department outlines that nine (9) municipalities will be supported with technical skills capacity through multi-disciplinary teams (engineering and town planning) for the fourth quarter of 2021/22 FY. This was not achieved due to lack of funding and the project has been deferred to the next financial year. **One can argue that the Department should have reprioritised some portion of the amount incurred from the under-expenditure to achieve this target. The target should have also been broken down per districts so as to accommodate the available funding. Taking into consideration the constitutional obligation that the Department have on municipalities, its inability to support and build capacity through multi-disciplinary teams should be viewed with concern.**  The Department reports that fifty (50) large power users and commercial customers meters will be replaced in Merafong LM in the fourth quarter of 2021/22 FY. However, the target was not achieved, owing to the lack of funding. **The project is deferred in the 2022/23 FY. This non-achievement entails the following:**   * **Poor capacity to ensure correct or accurate billing;** * **Inadequate revenue collection;** * **Exacerbate municipal consumer debt;**   The Department outlines that it will complete micro disaster risk assessment by the end of the fourth quarter of 2021/22 FY. The target was not achieved because of budgetary constraints to pay monthly project costs from December 2021 to March 2022. It has been deferred to the next financial year. **The Portfolio Committee should monitor progress to strengthen its checks and balances over the Department.**  **PROGRAMME 4: DEVELOPMENT AND PLANNING**  **Intergovernmental Relations Sub-Programme**  The Department plans that four (4) IGR structures are functional in accordance with the IGR framework by the end of the fourth quarter of 2021/22 FY. It is reported that the Department convened two (2) of those and there were local government elections in November 2021 which made it impossible for the outstanding IGR structures to convene.  **PROGRAMME FIVE: TRADITIONAL INSTITUTIONAL DEVELOPMENT**  **Support to the institution of traditional leadership in the implementation of policies, norms, standards, systems and regulatory framework.**  The Department reported that it has achieved all the planned targets during the quarter under review. This includes compliance with legislative prescripts of both traditional councils, workshop held with Khoi-San communities, grant requirements and most importantly the submission of financial records. |
| **Summarized information on any unplanned / emerging priorities reported on by the Department / Entity during the period under review** |
| There were none unplanned or emerging priorities reported for the quarter. |
| **Summarized information on how the Department maintains portfolios of evidence to verify its reported performance information** |
| The Department reported that the portfolio of evidence is submitted electronically and stored in folders. |

# 3 OVERSIGHT ON DEPARTMENT / ENTITY PROJECT MANAGEMENT

| 1. **THE DETAILS ON [DEPARTMENT / ENTITY PROJECT MANAGEMENT]** |
| --- |
| The Department submitted a project for 4th quarter as per the Business Plan. |

# 4 OVERSIGHT ON DEPARTMENT / ENTITY FINANCIAL PERFORMANCE

| **4 THE DETAILS ON DEPARTMENT / ENTITY FINANCIAL PERFORMANCE** |
| --- |
| **Actual amount (in Rands) allocated to the Department budget for this entire Financial Year** |
| R592 072 000.00 |
| **Actual amount projected by the Department to be spent only during the Q under review** |
| R127 823 000.00 |
| **Actual amount (in Rands) spent by the Department only during the Q under review** |
| R111 999 000.00 |
| **Total actual amount (in Rands) spent by the Department / (Year to Date), i.e., from the beginning of this FY to the end of this Q under review** |
| R576 252 000.00 |
| **Percentage (% of total budget allocation) of budget expenditure for this Q under Review only** |
| 88% |
| **Percentage (% of total budget allocation) of budget expenditure (Year to Date), i.e., from the beginning of this FY to the end of this Q under review** |
| 97% |
| **An analysis of how the % budget expenditure compares with the % APP achievement** |
| Budget expenditure is at 88% and APP achievement is at 76% |
| **If there was over / under spending of greater than 3% of projection, what were the main challenges that led to the over / under spending** |
| The department reported an under expenditure of 12% in the period under review, due to the delay in the appointment of vacant positions and payment for performance bonus in the 2021/22 financial year. |
| **Mitigating measures by the Department / Entity to remedy over / under expenditure** |
| The department will surrender funds to the provincial revenue fund and also ensure that all critical positions are filled in the near future. |
| **The Department achievement with respect to GEYODI responsive budgeting / procurement for the period under review** |
| The Department 4,24% achievement with respect to GEYODI responsive budgeting / procurement for the period under review |
| **The Department achievement with respect to township economy / SMME / local procurement for the period under review** |
| The Department achieved 0.5% with respect to township economy / SMME / local procurement for the period under review |
| **A summary for the period under review with respect to payment of service providers within 15-30 days** |
| The Department paid 97% of invoices for the quarter under review. |
| **A summary for the period under review with respect to fruitless, wasteful and irregular expenditure** |
| The department has not incurred fruitless, wasteful and irregular expenditure in the period under review. |
| **A summary for the period under review with respect to efficiency / value for money in all SCM / procurement processes** |
| The Department report did not report on SCM and or procurement processes. |
| **A summary for the period under review with respect to reduction of fraud and corruption in all SCM / procurement processes** |
| The Department did not report on the reduction of fraud and corruption in all SCM / procurement processes |
| **A summary for the period under review with respect to ongoing clean audits** |
| The Department did not report on the summary for the period under review with respect to ongoing clean audits |
| **A summary for the period under review with respect to spending on conditional grants (where applicable)** |
| The department transferred all the conditional grants to identified Municipalities within the Province during the second and third quarter of the 2021/22 financial year to them to create job opportunities in their respective communities. |
| **Program / Sub Programme level financial performance** |
| Programme 1: Quarter Expenditure – R153 508 000. 00 (98%).  Programme 2: Quarter Expenditure – R281 994 000. 00 (96%)  Programme 3: Quarter Expenditure – R127 746 000. 00 (100%).  Programme 4: Quarter Expenditure – R13 004 000. 00 (87%) |

# 5 OVERSIGHT ON DEPARTMENT / ENTITY RESOLUTIONS AND PETITIONS MANAGEMENT

|  |  |
| --- | --- |
| **5.1 THE DETAILS ON DEPARTMENT / ENTITY RESOLUTIONS MANAGEMENT** | |
| **How many Responses / Actions to Resolutions were due by the Department / Entity during the Quarter under review** | **With respect to any and all Resolutions that were due in the Quarter under review, how many Resolutions have been successfully responded to by the Department / Entity** |
| 14 Resolutions | The Department has responded to all resolutions. The Portfolio Committee is analysing the resolutions and a report will be presented to the Portfolio Committee whether the resolutions where adequately responded to. |
| **What is the Committees perception of the Quality and Timeliness of Department / Entity responses to Committee Resolutions** | |
| The Portfolio Committee take seriously on the quality and timeliness of the Department when responding to the resolutions. Where the Committee is not satisfied with how the Department has responded, the Portfolio Committee will request further information that is adequate. | |
| **With respect to the Resolutions / Action due during the Quarter under review but still overdue, what reasons have been provided by the Department / Entity [with mitigating measures to submission]** | |
| The Department has submitted responses to resolutions and the Portfolio Committee Researcher is analysing them. | |

|  |  |
| --- | --- |
| **5.2 THE DETAILS ON DEPARTMENT / ENTITY PETITIONS MANAGEMENT** | |
| **How many Responses / Actions to Petitions due by the Department / Entity during the Quarter under review** | **With respect to any and all Petitions that were due in the Quarter under review, how many Petitions have been successfully responded to by the Department / Entity** |
| The Department did not report on Petitions Management |  |
| **What is the Committees perception of the Quality and Timeliness of Department / Entity responses to referred Petitions** | |
| The Department did not report on Petitions Management | |
| **With respect to the Petitions / Action due during the Quarter under review but not yet responded to by the Department / Entity, what reasons have been provided by the Department / Entity [with mitigating measures to submission]** | |
| The Department did not report on Petitions Management | |

# 6 OVERSIGHT ON DEPARTMENT / ENTITY PUBLIC ENGAGEMENT

|  |
| --- |
| **6. THE DETAILS ON DEPARTMENT / ENTITY PUBLIC ENGAGEMENTS** |
| **The steps / measures the Department has taken to meaningfully involve the public / stakeholders in the course of its work / service delivery, during the period under review** |
| The Department did not report on Public Engagements |
| **Summary of Public Education programmes of the Department during the period under review** |
| The Department did not report on Public Education |
| **Feedback sessions conducted by the Department during the period under review** |
| The Department did not report on Feedback sessions |

# 7 OVERSIGHT ON INTERNATIONAL TREATISE / AGREEMENTS

| **7. DETAILS ON IMPLEMENTATION OF INTERNATIONAL AGREEMENTS / TREATIES [Applicable only to OCPOL / OoP]** |
| --- |
| [The Department did not report anything on this line item] |

# 8 OVERSIGHT ON DEPARTMENT / ENTITY GEYODI EMPOWERMENT

| **8. DETAILS ON DEPARTMENT / ENTITY GEYODI EMPOWERMENT** |
| --- |
| The Department reported the following with regards, to GEYODI empowerment:   * 18 181 **Women** empowered through CWP and EPWP Programmes * 855 **Youth** empowered through CWP and EPWP Programmes * 507 **Persons with Disabilities** empowered through CWP Programme |

# 9 OVERSIGHT ON DEPARTMENT / ENTITY COMPLIANCE WITH FIDUCIARY REQUIREMENTS

| **9. [DETAILS ON DEPARTMENT / ENTITY COMPLIANCE WITH FIDUCIARY REQUIREMENTS]** | |
| --- | --- |
| **GPL** | The 4th Quarterly Report for Vote 8 was submitted to the GPL for further processing |
| **Auditor General (AGSA)** | Total number of AGSA Requests for Information received from AGSA during this Quarter 0  Total number of AGSA Requests for Information due during this Quarter 0  Total number of AGSA Requests for Information responded to and submitted back to AGSA during this Quarter 0 |
| **Public Service Commission (PSC)** | Total number of PSC Requests for Information received from the PSC during this Quarter 0  Total number of PSC Requests for Information due during this Quarter 0  Total number of PSC Requests for Information responded to and submitted back to the PSC during this Quarter 0 |
| **Compliance with relevant fiduciary Legislation [e.g. PFMA]** | The Department is complaint with fiduciary legislation |

# 10 OVERSIGHT ON A CAPACITATED PUBLIC SERVICE

| **10. THE DETAILS ON A CAPACITATED DEPARTMENT** |
| --- |
| **Detailed information on the current vacancies (at all staff levels)** |
| 725 |
| **Current vacancy rate** |
| 80 |
| **Current acting positions (at all Staff levels)** |
| 5 |
| **Terminations during the period under review** |
| 47 |
| **New appointments during the period under review** |
| 42 |
| **Detailed information on the GEYODI / HDI empowerment for the period under review** |
| The Department reported that 32 Employees 35 years and younger. |
| **Detailed information on any suspensions for the period under review** |
| 0 |

# 11 OVERSIGHT ON ANY OTHER COMMITTEE FOCUS AREA

|  |
| --- |
| **11. THE DETAILS ON ANY OTHER COMMITTEE FOCUS AREA [Only if relevant and applicable]** |
| *Any other area of Department / Entity performance with respect to its Quarter Report that the Committee wishes to report on, which is not already included in any of the above Focus Areas.* |
| N/A |

# 12 COMMITTEE FINDINGS / CONCERNS

| **12. DETAILED COMMITTEE FINDINGS / CONCERNS (on each specific Focus Area analysed above)** |
| --- |
| 1. Underspending by the Department during quarter 4 by 12% (R15 824 00.00). This means that the Department has spend below 90% of the permissible spending of the budget. |
| 1. The Budget of the Department is not fully aligned with the performance targets |
| 1. Senior Management positions not fully filled. |
| 1. Lack of funding to provide bursaries for learners with disabilities |
| 1. Non achievement of the target to do a research study on key local government policy due to budget limitations |

# 13 COMMITTEE RECOMMENDATIONS

| **13 [DETAILED COMMITTEE RECOMMENDATIONS]** | | | |
| --- | --- | --- | --- |
| **Based on the information set out herein-above as well as the Committee Concerns, the Committee therefore recommends as follows:** | | | |
| **Ref Number** | **Recommendation** | **Type of response expected** | **Due Date** |
| CoG/Q4PR/ 001 | The Portfolio Committee views the expenditure of R111 999 000. 00 (88%) against the allocation of R127 823 000. 00 during the 4th quarter of 2021/22 FY with contempt and once more encourages the Department to spend prudently.  Furthermore, the Portfolio Committee has observed that once more underspending has become a trend in the Department, as this was the case in the 4th Quarter of 2020/21 FY. The Portfolio Committee once more urges the Department to put proper systems in place to spend cautiously. | Written Response should be forwarded to the GPL on the resolution as adopted by the House | 29/07/2022 |
| CoG/Q4PR/ 002 | The Department should ensure that the budget is properly aligned to the performance targets. The Departments spending during the quarter under review was at 88% whereas the performance targets was 76%. | Written Response should be forwarded to the GPL on the resolution as adopted by the House | 29/07/2022 |
| CoG/Q4PR/ 003 | The Department should ensure that all Senior Management positions in the Department are fully filled. Vacant Positions in the Department derails the provision of service delivery to the Citizen of Gauteng. | Written Response should be forwarded to the GPL on the resolution as adopted by the House | 29/07/2022 |
| CoG/Q4PR/ 004 | The Department should budget adequately for all the targets and not disadvantage learners with disabilities by not awarding them with bursaries as committed.  Since the Department recorded an underspending of R15 824 000.00 in the quarter under review, the amount should have been redirected to fund the bursaries for the learners with disabilities. | Written Response should be forwarded to the GPL on the resolution as adopted by the House | 29/07/2022 |
| CoG/Q4PR/ 005 | The Department should consider undertaking one study per financial year on key local government policy, as there is a significant need of exploring local government dynamics and its complexity. | Written Response should be forwarded to the GPL on the resolution as adopted by the House | 29/07/2022 |
|  | | | |
| **Explanatory note on the reference numbers for Recommendations (ultimately Resolutions)**   * Reference number is in the format: [A] / [B] / [C] * [A] = The 3 letter Committee identifier. e.g., COGTA/HS can be “CHS”, SRAC can be “SRA” * [B] = The 4-digit identifier for the SOM Imperative [e.g., Q1PR or Q2PR or FIS1 or APR, or BV. In this case, since this is a Q-Report template, it will either be Q1PR or Q2PR or Q3PR or Q4PR] * [C] = The 3-digit number of the recommendation in this report [001,002,003 …, 00n] | | | |

# 14 ACKNOWLEDGEMENTS

The Chairperson of CoGTA and Human Settlements Portfolio Committee Hon. Kedibone Diale-Tlabela wishes to thank the MEC for CoGTA and Human Settlements, Mr. L Maile, the Acting Head of Department, Ms. I Mokate and her team.

The Chairperson further wishes to acknowledge and express her gratitude to the Honourable Members of the Portfolio Committee on CoGTA and Human Settlements Ms B Mncube; Mr G Schneemann; Mr P Malema; Mr M Cirota; Mr S Msimanga; Mr B. Dhlamini; Ms K Tong; Mr M Ledwaba; Mr D Adams; and Ms A De Lange.

Furthermore, the Portfolio Committee would like to express appreciation for the contribution of the following support staff members: Group Committee Coordinator Ms. Z Pantshwa-Mbalo; Senior Researcher Ms. S Nenweli, Committee Researcher Ms. A Gwebani, Senior Committee Coordinator Ms. J. Nyembe; Committee Administrator, Ms N. Mthembu; Service Officer, Ms C. Mnethwa; Hansard Recorder, Mr. N Mbonane; Senior Information officer, Mr Lebogang Ncume; and Media Officer; Ms. P Bulasigobo for their dedication and commitment.

# 15 ADOPTION

In terms of Rule 117 (2)(c) read together with 164, the CoGTA and Human Settlements Portfolio Committee presents the Oversight Report on the 4th Quarterly Performance Report of the Gauteng Department of CoGTA for the 2021/22 financial year and recommends its adoption.

1. The Constitution of the Republic of South Africa. [↑](#footnote-ref-1)
2. 1) Powers and Functions- Draft study report developed 2) Feasibility study on the single tier system of local government- Draft study report developed and 3) Two webinars held on the powers and functions study to solicit comments. [↑](#footnote-ref-2)