



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

**Portfolio Committee on Transport and Logistics Oversight Report on the 4<sup>th</sup> Quarterly Report of the Department of Transport and Logistics, Gautrain Management Agency and Gfleet Management for the 2022/23 Financial Year**

Committee Details		Department / Entity Details	
Name of Committee	Roads and Transport	Name of Department / Entity	Department of Transport and Logistics, Gautrain Management Agency and Gfleet Management
Which Financial Year	2022/23	Dept. Budget Vote Nr.	9
Which Quarter	4 <sup>th</sup>	Hon. Minister / MEC	K. Diale-Tlabela
Committee Approvals			
	Name	Date Considered by Committee	
Hon. Chairperson	G. Schneemann	Wednesday, 31 <sup>st</sup> May 2023	
Adoption and Tabling			
Date of Final Adoption by Committee		Scheduled date of House Tabling	
Monday, 12 <sup>th</sup> June 2023		Thursday, 15 <sup>th</sup> June 2023	

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**i. ABBREVIATIONS**

<b>Abbreviation</b>	<b>Full Wording</b>
APP	Annual Performance Plan
GEYODI	Gender, Youth, Persons living with Disabilities
GPG	Gauteng Provincial Government
GMA	Gautrain Management Agency
GPL	Gauteng Provincial Legislature
HDIs	Historically Disadvantaged Individuals
SOM	Sector Oversight Model
MTEF	Medium Term Expenditure Framework
NDOT	National Department of Transport
PFMA	Public Finance Management Act
PRMG	Provincial Road Maintenance Grant
PTOG	Public Transport Operations Grant
PwDs	Persons with Disabilities
SCM	Supply Chain Management
SMME's	Small Medium Micro Enterprises

## ii. SUMMARY

In the quarter under review, the Department managed to spend an amount of **R2 178 912 000 (25,68%)** across all programmes whilst Gfleet spent **R242 841 000 (30,18%)**. In terms of the expenditure per programme, the Department transferred **R710 417 000 (26,73%)** of the allocated budget to the Gautrain in the quarter under review. The Committee noted the other four programmes namely; Administration spent **R115 617 000 (27,01%)**, Transport Infrastructure spent **R643 777 000 (29,45%)**, Transport Operations spent **R620 227 000 (21,66%)** and Transport Regulation spent **R88 874 000 (25,38%)**. As at the end of the quarter, the Committee noted that the Department's remaining budget allocation amounted to **R790 855 000 (9,32%)** whilst Gfleet's remaining allocation amounted to **R52 000 000 (7%)**. **The Committee is concerned about the underspending realised in the current financial year noting that the allocated budget of the Department was adjusted downwards during the Adjustment budget process to allow for surrendering of funds on planned activities that could not be implemented in the current financial year.**

Under the Transport Infrastructure programme, the Committee noted that the Department was able to meet 67% (14 out of 21) of its planned targets in the implementation of infrastructure projects under the Planning, Design, Construction and maintenance sub-programmes and these include, completion of detailed designs for K111, K43 and R59 pedestrian bridge as well as continuation of construction of K46 William Nicol, K69 Solomon Mahlangu, R82 Phase 2, K73 Woodmead Drive and other projects. The Committee further noted that the Department was experiencing challenges with contractor's financial constraints on D483 and this has resulted in project being stopped and furthermore, the Committee noted that four projects were behind schedule namely, K46, K69 and K31 whilst four were still stagnant mainly due court interdicts namely, K148, K60 and K56. **The Committee is concerned over the continuous delays in the implementation of the above-mentioned infrastructure projects due to persistent challenges that the Department is continuously failing to resolve.**

On the appointment of new subsidised bus contracts, the Committee noted that the Department has resolved to extend contracts on a month-to-month basis pending the finalisation of the negotiated contracts process which is underway since the expiration of bus contracts under Public Transport Operations Grant (PTOG) in March 2023. **The Committee is concerned over the management and operations of the subsidised bus contracts in particular the Hammanskraal area wherein routes are not serviced as per contract and Brakpan area wherein the contractor has not been appointed to service the area since surrendering of the contract by the Ekurhuleni Municipality.**

In relation to the entities, the Committee noted that both entities were able to meet most of the planned service delivery targets. With regards to Gfleet, the consistent challenges pertaining to the timeous receipt of outstanding debts within 30 days from both the National and Provincial client Departments has continued to hamper the functionality of the entity noting that some of client Departments are failing to adhere to payment agreements whilst others are disputing invoices and calling for investigations. **The Committee is**

**concerned over the continued failure by client Departments to abide by the settlement agreements entered into with the entity on the payment of long outstanding debts. Furthermore, the Committee is concerned over the disputed invoices and investigations to be conducted noting the impact these may have on the sustainability of the entity going forward.**

In conclusion, the Committee will continue to monitor the implementation of intervention measures in place for the implementation of infrastructure projects, particularly, projects that were deferred to the next financial year due to reasons provided by the Department and the impact these deferred projects may have on the implementation of planned targets for the next financial year. Furthermore, the Committee noted that the Department will have to enhance its implementation measures in dealing with payment of Gfleet outstanding debts and invoices by client Departments to ensure sustainability of the entity in the long-run.

### **iii. INTRODUCTION**

The Roads and Transport Portfolio Committee exercises oversight and scrutiny over the Gauteng Department of Transport and Logistics, Gautrain Management Agency and G-fleet Management. This includes planning, budgeting, financial management and reporting by the Provincial Department of Roads and Transport and its entities. In line with the provisions of the Constitution of the Republic of South Africa (1996), the Public Finance Management Act (1999) creates the basis on which oversight by Legislatures should be exercised. It clearly outlines areas of service delivery that should be reported on, including the responsibilities of officials and the role of the Legislature in cases where reports have to be tabled.

This Committee report is an evaluation of expenditure performance and the assessment of non-financial performance of the Department of Transport and Logistics (DTL), Gautrain Management Agency (GMA) and G-fleet Management during the period of January - March 2023. The assessment is conducted as per the Sector Oversight Model (SOM), the Standing Rules of the Gauteng Provincial Legislature and other applicable laws including the Public Finance Management Act (PFMA).

### **iv. PROCESS FOLLOWED**

The Speaker of the Gauteng Provincial Legislature formally referred the 4<sup>th</sup> Quarterly Performance Report of the Department and its entities in terms of Rule 149 of the Standing Rules to the Roads and Transport Portfolio Committee for consideration and reporting.

The Committee convened and considered the Research analysis in the meeting on Wednesday, 10<sup>th</sup> May 2023, subsequently, the Department and its entities presented before the Committee on the responses to Committee questions on the quarterly report on Wednesday, 31<sup>st</sup> May 2023. On Monday, 12<sup>th</sup> June 2023, the Committee deliberated and adopted its oversight report on the 4<sup>th</sup> Quarterly Performance Report of the Department and its entities.

The Committee, through the Chairperson, will be tabling the report with recommendations to the House for adoption.



## **1. OVERSIGHT ON DEPARTMENT / ENTITY ACHIEVEMENT OF STRATEGIC PRIORITIES**

The Committee noted that the Department and entities were able to contribute to two Strategic objectives, namely, Priority 1: Building a capable, ethical and developmental state and Priority 2: Economic transformation and job creation. On priority 1, the Committee noted that the Department was able to pay 100% of SMME's and township businesses within 15 days and 45% of the Department's discretionary spending was directed towards township suppliers.

On priority 2, the Committee noted that the Department was able to continue with the construction and upgrading of roads infrastructure projects namely, K69 Solomon Mahlangu at 67%, K46 William Nicol at 50% and K73 Woodmead Drive at 69%. Furthermore, the Committee noted that the service provider for the review of the ITMP25 has been appointed and work will commence in April 2023.

The Committee will continue to monitor the performance of the Department on these priorities noting the reconfiguration of mandates of the Provincial government.

## **2 OVERSIGHT ON DEPARTMENT / ENTITY ACHIEVEMENT OF APP TARGETS**

### **2.1 OVERSIGHT ON ANNUAL PERFORMANCE PLANS / TARGETS**

Of the 36 APP targets applicable for the period under review, the Department achieved 26 outputs which equate to 72% APP achievement as at the end of the quarter. The Committee noted that GMA achieved 22 of the 22 planned targets which equate to 100%. G-fleet managed to achieve 5 out of 5 planned targets which equate to 100%.

The Committee noted that the main areas of non-achievement of APP targets by the Department, during the quarter under review, was in relation to the failure to continuous delays in finalising the new Organisational structure and the slow progress in the construction and maintenance projects under the Transport infrastructure programme. The Committee is concerned about the slow progress in resolving challenges affecting the implementation of projects behind schedule and those that have been stagnant for specific periods and these include, K148, K60, K156 due to court interdicts whilst D483 is affected by the contractor's financial constraints and has resulted in the project being stopped.

On the targets not achieved, the Department and entities have adopted a number mitigating measures to address non-achievement. These range from finding possible ways to finalise the review of the Organisational structure taking into consideration the Provincial Executive Committee approval and submission to the Department of Public Service and Administration (DPSA). On the infrastructure projects, the Committee noted that the Department has instituted legal processes to assist in resolving challenges on projects affected by court interdicts.

## **2.2 PROGRAMME INFORMATION**

### **DEPARTMENT OF ROADS AND TRANSPORT**

#### **Administration**

The Committee noted that the programme was able to achieve 5 out of 5 (100%) of its planned targets in the quarter under review. The Committee also noted that the Department exceeded the set targets on the procurement expenditure awarded to BBBEE compliant empowerment suppliers, township owned enterprises and black owned enterprises in the quarter under review and this was attributed to increased tenders awarded to these targeted groups. Furthermore, the Department also reported that an online service which enables members of the public to get access to various services offered by the Department of Roads and Transport without physical interaction requirement and development stages were completed, and the online system went live on the 31<sup>st</sup> of March 2023.

#### **Transport Infrastructure**

The Committee noted that the programme was able to meet 67% (14 out of 21) of its planned targets in the implementation of infrastructure projects under the Planning, Design, Construction and maintenance sub-programmes and these include, completion of detailed designs for K111, K43 and R59 pedestrian bridge as well as continuation of construction of K46 William Nicol, K69 Solomon Mahlangu, R82 Phase 2, K73 Woodmead Drive and other projects. The Committee further noted that the Department was experiencing challenges with contractor's financial constraints on D483 and this has resulted in project being stopped and furthermore, the Committee noted that four projects were behind schedule namely, K46, K69 and K31 whilst four were still stagnant mainly due court interdicts namely, K148, K60 and K56. **The Committee is concerned over the continuous delays in the implementation of the above-mentioned infrastructure projects due to persistent challenges that the Department is continuously failing to resolve.** The Committee will continue to express its concerns over these delays as they take time to be resolved and end up taking the project backwards by a long margin and impact on other variables involved within the infrastructure projects.

As part of interventions to enhance service delivery on infrastructure projects, the Committee noted that the Department has, in the previous financial year, advertised for technical posts for project management and Information technology and, furthermore, appointed the HATCH consulting company in January 2022 for a period of 3 years to assist the Department with technical and project management on the ground. Whilst the Committee welcomes these initiatives, it is of the view that the finalisation and approval of the new organisational structure is crucial in ensuring sustainable human resource capacity and technical skills required to ensure proper contract and project management.

With regards to the construction of Vereeniging taxi rank, the Committee noted that the Department has appointed a contractor and work has commenced on the construction of the new taxi rank.

### **Transport Operations**

The Committee noted that the programme was able to meet 60% (3 out of 5) of its planned targets in the quarter under review and these were in relation to subsidising of 3 336 bus routes within PTOG, issuance of operating licenses to public transport operators and development of Draft Gauteng Integrated Fare Management policy.

On the advertisement of new subsidised bus contracts, the Committee noted that the Department has resolved to renew contracts on a month-to-month basis pending the finalisation of the negotiated contracts process which is underway since the expiration of bus contracts under Public Transport Operations Grant (PTOG) in March 2023. **The Committee is concerned over the management and operations of the subsidised bus contracts in particular the Hammanskraal area wherein routes are not serviced as per contract and Brakpan area wherein the contractor has not been appointed to service the area since surrendering of the contract by the Ekurhuleni Municipality.**

### **Transport Regulation**

Under this programme, the Committee noted that the Department was able to achieve 80% (4 out of 5) of its planned targets in the quarter under review. According to the Department, achieved planned targets included the compliance inspections conducted at Registering Authorities, collection of revenue in provincial DLTCs which exceeded

the targeted revenue due to revenue maximisation strategies adopted during the quarter and the increased number of operating licenses issued to public transport operators. The Committee welcomes the performance of the programme as improvements are realised in relation to implementation and achievement of planned service delivery targets.

#### **GAUTRAIN MANAGEMENT AGENCY**

The Committee noted that the entity was able to meet all of its planned targets in the quarter under review including the bus and rail passenger targets. The Committee welcomes the increase in ridership as it has a potential to contribute to the reduction of the already increased Patronage guarantee costs. Taking into consideration that the Executive Council has approved the Gautrain Rail Extension phase 1 by 31<sup>st</sup> March 2022 for further processing, the Committee will continue to engage with agency on the proposed implementation plan for the extension going forward thereby advocating for effective and efficient stakeholder consultation.

#### **GFLEET MANAGEMENT**

The Committee noted that the entity was able to meet all of its planned targets but continued to face challenges on its target on debt recovery from the provincial and national Departments through late payment whilst other Departments were disputing invoices and calling for investigations to be conducted. **The Committee is concerned over the continued failure by client Departments to abide by the settlement agreements entered into with the entity on the payment of long outstanding debts. Furthermore, the Committee is concerned over the disputed invoices and investigations to be conducted noting the impact these may have on the sustainability of the entity going forward.**

### **2.3 OVERSIGHT ON PORTFOLIOS OF EVIDENCE BY THE DEPARTMENT AND ENTITIES**

The Committee noted that the Department has institutionalized its monitoring and evaluation framework within the Department and has implemented a system of managing the reporting of performance information and verification of supporting portfolio of evidence. According to the Department, the process commences from individual business units verifying their performance against reported performance in their Quarterly performance reports with supporting portfolios of Evidence and this information is then verified through the Monitoring and Evaluation Unit and all issues are discussed with Management to ensure systems are adhered to where required and strengthened.

### 3 OVERSIGHT ON DEPARTMENT / ENTITY PROJECT MANAGEMENT

With regards to project management, the Committee noted the Department was able to continue with construction of various roads construction projects namely, K174 Vaal River Interchange which is estimated to be at 22% completion, K46 William Nicol is at 50%, at 11% completion on R82 phase 2, at 69% completion on K73 between Woodmead and Allandale Drive and at 31% completion on K101 from Olifantsfontein to N1 Brakfontein. Furthermore, the Department also continued to monitor 1 869 subsidised bus fleet with electronic monitoring devices to improve the reliability of the subsidised bus services to commuters and this was done through the Small Monitoring Firms, stakeholder engagements on the Gautrain extension phase 1 have commenced. Under the Transport Authority Gauteng, the Department was able to appoint the service provider for review of the ITMP25 and work commenced in April 2023.

The Committee noted that the main areas of non-achievement of APP targets, during the quarter under review, was mainly due to delays in Programme 2: Transport infrastructure, which were in relation to the projects that remain interdicted namely, K148, K56 and K60. Furthermore, the delays in the awarding of outsourced routine maintenance projects, the number of EPWP jobs on routine maintenance and rehabilitation projects.

On the targets not achieved, the Committee noted that the Department and entities have adopted a number mitigating measures to address non-achievement and these include, continuous internal budget management processes and discussions as well as the strengthening the Transport Infrastructure House, inclusive of on-line platforms, with capacity to monitor the daily work of contractors to improve service delivery.

### 4 OVERSIGHT ON DEPARTMENT / ENTITY FINANCIAL PERFORMANCE

In the quarter under review, the Department managed to spend an amount of **R2 178 912 000 (25,68%)** across all programmes whilst Gfleet spent **R242 841 000 (30,18%)**.

In terms of the expenditure per programme, the Department transferred **R710 417 000 (26,73%)** of the allocated budget to the Gautrain in the quarter under review. The Committee noted the other four programmes namely; Administration spent **R115 617 000 (27,01%)**, Transport Infrastructure spent **R643 777 000 (29,45%)**, Transport Operations spent **R620 227 000 (21,66%)** and Transport Regulation spent **R88 874 000 (25,38%)**. As at the end of the quarter, the Committee noted that the Department's remaining budget allocation amounted to **R790 855 000 (9,32%)** whilst Gfleet's remaining allocation amounted to **R52 000 000 (7%)**. **The Committee is concerned about the underspending realised in the current financial year noting that the allocated budget of the Department was adjusted downwards during the Adjustment budget process to allow for surrendering of funds on planned activities that could not be implemented in the current financial year.**

On GEYODI and township economy procurement targets, the Committee noted that the Department was able to meet its set discretionary procurement spending targets on township economy by spending 41% of procurement spending on township suppliers.

On the payment of suppliers within 15-30 days, the Committee noted that the Department and entities were able to pay 100% of SMME's and township businesses within 15 days.

In relation to conditional grants, the Committee noted the spending on both, the PRMG and PTOG, the Department continued to experience slow spending due to the completed maintenance projects and those to be appointed in Quarter 4, reduced travel demands in subsidised bus contracts and delays in the appointment of new bus contracts and the DNOs.

**5 OVERSIGHT ON DEPARTMENT / ENTITY RESOLUTIONS AND PETITIONS MANAGEMENT**

<b>5.1 THE DETAILS ON DEPARTMENT / ENTITY RESOLUTIONS MANAGEMENT</b>	
<b>How many Responses / Actions to Resolutions were due by the Department / Entity during the Quarter under review</b>	<b>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</b>
17	3
<b>What is the Committees perception of the Quality and Timeliness of Department / Entity responses to Committee Resolutions</b>	
<p>The quality of responses is improving and most resolutions are still open as slow improvements are being realised by the Committee on infrastructure projects in particular. On timeliness, the Department and entities have been performing poorly since most responses to House resolutions were received after due dates as stipulated in the Committee reports adopted by the House as reported above in relation to number of responses due from the Department and entities.</p>	
<b>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]</b>	
<p>The Committee is continuously assessing the responses from the Department and its entities to track implementation of House resolutions in the course of the financial year and MTEF period. Furthermore, the Committee would continuously raise concerns and recommendations requesting for responses to outstanding House resolutions</p>	

**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**

None.

**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**

None.

**What is the Committees perception of the Quality and Timeliness of Department / Entity responses to referred Petitions**

n/a

**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]**

n/a



## **6 OVERSIGHT ON DEPARTMENT / ENTITY PUBLIC ENGAGEMENT**

During the quarter under review, the Committee noted that the Department was able to engage with the Gauteng Municipalities on the rehabilitation of roads within Municipalities and agreements have been reached to rehabilitate three (3) roads from Ekurhuleni Metro, seven (7) roads from West Rand, Six (6) roads from City of Tshwane and forty (40) roads from Sedibeng.

## **7 OVERSIGHT ON INTERNATIONAL TREATISE / AGREEMENTS**

None.

## **8 OVERSIGHT ON DEPARTMENT / ENTITY GEYODI EMPOWERMENT**

The Committee noted that the department was able to form partnerships with various stakeholders with an intention to launch the women inspiring programme, appointed 82 interns within the Department, approved the disability policy and also engaged with PSIRA on the accredited training for military veterans.

## **9 OVERSIGHT ON DEPARTMENT / ENTITY COMPLIANCE WITH FIDUCIARY REQUIREMENTS**

None.

## **10 OVERSIGHT ON A CAPACITATED PUBLIC SERVICE**

In the quarter under review, the Committee noted that the Department had a total number of 2 264 posts. A total of 1 476 posts have been filled whilst 788 are still vacant, 17 terminations of contracts, 1 suspension and 3 new appointments as at the end of the quarter.

## **11 OVERSIGHT ON ANY OTHER COMMITTEE FOCUS AREA**

None.

## 12 COMMITTEE FINDINGS / CONCERNS

### 12. DETAILED COMMITTEE FINDINGS / CONCERNS

With respect to spending of the allocated budget – the Committee is concerned about the underspending realised in the current financial year noting that the allocated budget of the Department was adjusted downwards during the Adjustment budget process to allow for surrendering of funds on planned activities that could not be implemented in the current financial year.

With respect to Infrastructure projects – the Committee is concerned over the continuous delays in the implementation of the infrastructure projects due to persistent challenges that the Department is continuously failing to resolve.

With regards to subsidised bus contracts - the Committee is concerned over the management and operations of the subsidised bus contracts in particular the Hammanskraal area wherein routes are not serviced as per contract and Brakpan area wherein the contractor has not been appointed to service the area since surrendering of the contract by the Ekurhuleni Municipality.

With respect to payment of outstanding debt by client Departments, the Committee is concerned over continued failure by client Departments to abide by the settlement agreements entered into with the entity on the payment of long outstanding debts. Furthermore, the Committee is concerned over the disputed invoices and investigations to be conducted noting the impact these may have on the sustainability of the entity going forward.

**13 COMMITTEE RECOMMENDATIONS**

<b>13 [DETAILED COMMITTEE RECOMMENDATIONS]</b>			
<b>Based on the information set out herein-above as well as the Committee Concerns, the Committee therefore recommends as follows:</b>			
<b>Ref Number</b>	<b>Recommendation</b>	<b>Type of response expected</b>	<b>Due Date</b>
TLC / Q4PR / 001	That the Department should provide the Committee with a detailed report on the implementation of intervention measures that have been put in place, and progress thereof, to achieve planned service delivery targets and curb underspending within the Department, particularly, under Transport Infrastructure programme for the quarter under review.	Written Response	31/07/2023
TLC / Q4PR / 002	That the Department should provide the Committee with a detailed report on the developments with regards to the proposed revised intervention measures, revised timelines and progress thereof on the implementation of infrastructure projects that were deferred to the next financial year.	Written Response	31/07/2023
TLC / Q4PR / 003	That the Department should provide the Committee with a detailed report on the implementation of intervention measures that are in place to ensure the appointment of new subsidised bus contracts taking into consideration the operational challenges in Hammanskraal and lack of service in Brakpan area.	Written Response	31/07/2023
TLC / Q4PR / 004	That the Department and Gfleet Management should provide the Committee with a detailed report on the intervention measures in place, and progress thereof, for the payment of outstanding debts by owing clients. On invoices subjected to disputes and investigations, the Department should provide the Committee with the proposed implementation plan and progress thereof on resolving challenges raised.	Written Response	31/07/2023

## **14 ACKNOWLEDGEMENTS**

Appreciation is expressed to all Members of the Committee for their commitment to the oversight process as well as MEC K. Diale-Tlabela, HOD Dr T. Mdadane and officials from the Department for their cooperation during the quarterly report process.

Gratitude goes to Honourable Members: M. Mfikoe, D. Ledwaba, N. Mhlakaza-Manamela, F. Nel, E. Du Plessis, A. De Lange, M. Masoleng and N. Radebe for their commitment to the oversight process.

On behalf of the Committee, the Committee's appreciation and gratitude also goes to the following persons: Group Committee Coordinator, Mr. T. Bodibe; Researcher Mr. F. Thaba; Committee Coordinator Mr. S. Mthiyane; Committee Administrator, Ms. H. Mtshizana; Hansard Recorder Ms. N. Zondo; Information Officer, Mr L. Ncume; Media Officer, Ms T. Nzuke; Public Participation Officer, Mr. B. Dhlomo and Service Officer, Ms. S. Sithole for their devoted assistance.

## **15 ADOPTION**

After due consideration, the Roads and Transport Portfolio Committee unanimously adopted the Gauteng Department of Transport and Logistics, Gautrain Management Agency and G-fleet Management 4<sup>th</sup> Quarterly Performance Report for the 2022/23 FY.

In terms of Rule 117 (2)(c) read together with Rule 164, the Committee presents to this House and recommends the adoption of the Committee's Oversight Report on the Gauteng Department of Transport and Logistics, Gautrain Management Agency and G-fleet Management 4<sup>th</sup> Quarterly Performance Report for the 2022/23 FY.