No.0411 - 2023: Fifth Session, Sixth Legislature

**GAUTENG PROVINCIAL LEGISLATURE**

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**ANNOUNCEMENTS,**

**TABLINGS AND**

**COMMITTEE REPORTS**

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

Friday, 01 December 2023

# ANNOUNCEMENTS

none

# TABLINGS

none

**COMMITTEE REPORTS**

**1. The Chairperson of the Oversight Committee on the Premier’s Office and the Legislature (OCPOL), Hon B W Dhlamini, tabled the Committee’s Oversight Report on the Second Quarterly Report of the Gauteng Provincial Legislature (GPL)for the 2023/2024 financial year, as attached:**

**COMMITTEES QUARTERLY OVERSIGHT REPORT ON DEPARTMENTAL PERFORMANCE**

**OVERSIGHT COMMITTEE ON THE PREMIER’S OFFICE AND THE LEGISLATURE (OCPOL)**

| **Committee Details** | **Department Details** |
| --- | --- |
| **Name of Committee** | **OCPOL** | **Name of Department** | **GPL** |
| **Which Financial Year** | **2022/23** | **Dept. Budget Vote Nr.** | **2** |
| **Which Quarter** | **2nd**  | **Hon. Minister / MEC** | **H N Mekgwe** |
| **Committee Approvals** |
|  | **Name** | **Date Approved by Chairperson** |
| **Hon. Chairperson** | **BW Dhlamini** | **Friday, 24th November 2023** |
| **Adoption and Tabling** |
| **Date of Final Adoption by Committee**  | **Scheduled date of House Tabling** |
| **Friday, 24th November 2023** | **Monday, 4th December 2023** |

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1. **ABBREVIATIONS**

| **Abbreviation** | **Full Wording** |
| --- | --- |
| APP | Annual Performance Plan |
| BRICS | Brazil, Russia, India, China, and South Africa. |
| CFO | Chief Financial Officer |
| CPA | Commonwealth Parliamentary Association |
| EXCO | Executive Committee  |
| FMPPLA | Financial Management Act of the Gauteng Provincial Legislature |
| GSF | Gauteng Speakers’ Forum  |
| GPL | Gauteng Provincial Legislature |
| HDIs | Historically Disadvantage Individuals |
| ITCILO | International Training Centre of The International Labour Organisation |
| ICT | Information Communication Technology |
| ILR | Inter-Legislature Relations |
| MPLs | Members of the Provincial Legislature |
| NDP | National Development Plan |
| OD | Organisational Development |
| OPP | Operational Performance Plan |
| PwDs | Persons living with Disabilities |
| ROI | Return on Investment  |
| RMC | Record Management Committee  |
| SDGs | Sustainable Development Goals |
| SOM | Sector Oversight Model |
| SADCOPAC | Southern African Development Community Organisation of Public Accounts Committees  |
| PSC | Petitions Standing Committee |
| PPP | Petitions and Public Participation |
| UAT | User Acceptance Testing |

# EXECUTIVE SUMMARY

| **ii. [Executive Summary]** |
| --- |
| **Summary of GPL Achievements for the quarter under review** |
| Quarterly performance reports enable the Committee to review progress towards the achievement of financial and non-financial performance. The Committee notes that the GPL allocated a total amount of R220.656 million and managed to spend R197.917million, under-spending by R27.738 million which represent an 87.4% expenditure pattern for the quarter under review. The GPL recorded an under-spending of 12.6% on Compensation of employees at R25.4m (19.9%), Goods and services at R11.1 million (14.4%) and Transfers to Political Parties at R142 thousand (0.9%). The GPL has spent a total amount of R449.8 million (52.5%) of the allocated budget for 2023/24 financial year.The reason for under-spending is due to amongst others, delays in implementation of the 2022/23 performance bonuses for both senior management and bargaining unit staff members, delays in implementing the 2022/23 pay-progression for bargaining unit staff members, outstanding invoices from service providers, Committee activities, licensing invoices awaiting processing, Subsistence and Travel investigation and Transfers to Political Parties as a result of withheld funds for the Inkatha Freedom Party (IFP). In terms of financial performance per programme, Programme 1: Leadership and Governance was allocated an amount of R20.354 million and managed to spend R19. 121 million (93,9%) under-spending by R 1.233 million (6,1%). Programme 2: Office of the Secretary was allocated an amount of R9.370 million and managed to spend a total amount of R5.456 (58,2%) under-spending by R3.914 million or 41,8%.Programme 3: Corporate Support Services was allocated the second largest share of R84.761 million and spent R81.409 million (96.0 %) under-spending by R3.353 million (4.0 %) and Programme 4: Core Business received the largest budget of R89.087 million and has spent R68.995 million (77.4 %) under-spending by R20.092 million (22.6%). Programme 5: Office of the Chief Financial Officer (CFO) has spent a total amount of R17.937 million against a budget allocation of R17.083 million (105,0%) over-spending by R 853 thousand (5.0%).The Committee notes that the GPL collected a total amount of R15.6 million for the quarter under review. The reported revenue was collected mostly from the interest received from favourable bank balances at R10.4; Investment interest at R4.6 million; Parking income at R380 thousand; Sales of assets at R74 thousand; Aid assistance for the Vita Basadi awards at R100 thousand; Sales of assets at R62 thousand; and City Hall bookings at R21 thousand. The GPL has collected a total amount of R30.9 million (85.6%) of the estimated revenue collection to date in 2023/24 FY and a large proportion of year-to-date revenue has been collected from interest.The GPL processed 1482 payments during the quarter under review with 9 paid after 30 days, 1431 paid within 15 days and 42 paid after 15 days within 30 days. In terms of Preferential Procurement, the Committee notes the GPL achieved 63% against a target of 15% for Historically Disadvantaged Individuals (HDI), Women 34% against a target of 8%, People living with disabilities (PwDs) achieved 0.77% against a target of 0.5% and Township Spent achieved 12.14% against a target of 2.5%. The GPL reported that a workshop on contributing factors to payments not being effected within 30 days of receiving the relevant invoice were conducted during the quarter to design and implement additional controls to ensure compliance to the requirement. However, due to capacity constraints the workshop recommendations have not been implemented yet and processes to address 30-day payment are in progress. The delays in payments are in the main affected by queries related to invoices and engagements are taking place to address the matters.The GPL achieved a total of 17 performance targets out of the 20 that were planned while 3 were not achieved and this constitutes 85% achievement. The non-achievement relates to 50% achievement of milestones in the Leadership Initiative Implementation Plan as only 33% was achieved. The GPL reported that the Value Creation Project impacted on some planned outputs, such as the Management Development Programme for Senior Managers, Competency Training Development, and piloting of Leadership Pipeline with a focused group per level of work and it is intended that the target is achieved by the end of the next reporting periodThe 40% achievement of milestones in the ICT strategy’s annual implementation plan was not achieved as planned as only 38% was achieved. The GPL indicated that the engagement with e-Gov and other relevant service providers to assist with enhancement in Supply Chain Management (SCM) and Finance units are underway, and the sign-off User Acceptance Testing (UAT) will be concluded by end of the 3rd quarter.In terms of the number of Sector Oversight Model (SOM) Oversight reports 24 out of 26 were produced. The reason for deviation is that 2 Committees requested more time to complete their respective FIS reports due to the extensive nature of their studies and will be completed in the 3rd quarter.The GPL continued to contribute to improved collaborations between organs of state through the Inter-Legislature Strategy. The strategy provides for a framework to establish inter-institutional relations between the GPL and various organisations at provincial, national, regional, continental, and international levels. There was active participation in sector engagements and structures such as the Commonwealth Parliamentary Association (CPA) Young Women’s Dialogue, which focussed on a Youth Engagement Strategy aimed at connecting Parliamentarians with young people to inspire the next generation of young leaders, CPA Africa Region Investment Board Meeting for which the GPL Speaker is a Treasurer, Brazil, Russia, India, China, and South Africa. (BRICS) Parliamentary Forum. The GPL also hosted incoming delegations of Southern African Development Community Organisation of Public Accounts Committees (SADCOPAC) Governance Council Members as well as the Namibian National Council Standing Committee on Public Accounts and Economy. In addition to this, there were several of the South African Legislative Services Sector activities including the Professional Development Seminar that the GPL participated in.The Committee commends the GPL for achieving an unqualified audit opinion with no material findings for the 2022/23 FY. |
| **Summary of the main strategic risks forecast by the Institution during the period under review – and measures in place to manage them** |
|

|  |
| --- |
| **Ineffective public participation on the Legislature business the GPL:** Capacity challenges for PPP remains and requires urgent management attention and in the interim, 6 colleagues are assisting in PPP as part of shadowing and reskilling project. However, a need has been identified for a structured formal training programme to empower them to perform the required functions and engagements ongoing with HR. |

**Non-adherence to regulatory environment and mandate of the GPL:** The 2023/24 FY audit strategy was developed in line with the findings raised during the 2022-23 audit. The implementation for the strategy is already underway and process reports will be provided to the internal governance structures on a quarterly basis. The work of the policy was put hold pending the outcome of the OD work on value creation, however, the Value Creation Steering Committee subsequently agreed that all policies not impacted by the value creation should continue and the policy committee should reconvene to consider all revised policies for further approval.**Lack of business continuity:** The BCP steering committee considered the Emergency Response Plan as well as the Crisis Management Plan and will be subjected to review by the internal governance structure. Plans are also underway to resuscitate engagements with the City of Ekurhuleni and City of Johannesburg to use their facilities for Business Continuity Project (BCP). The feasibility study was completed and submitted to the Executive Committee (EXCO) for approval. The EXCO established a steering committee chaired by the CFO to make recommendations to the Accounting Officer. The steering committee is studying the costing model and will provide guidance to EXCO. The Building Manager to explore alternate proposals in due consideration of risks in the city. The team is concerned about investing R400 million on a volatile area whilst many businesses are moving out.**Non-achievement of strategic goals due to inadequate funding:** The investment with FNB was extended for another 6 months with an expected Return on Investment (ROI) of R 4,9m at an interest rate of 9.28%. The Reserve Bank’s corporation for public deposits quoted interest rate is still low at 8,25%. The 12-month Standard Bank investment will mature in November 2023 with an expected ROI of R8,4 million from an interest rate of 8.4%. The investments will be monitored monthly and quarterly to maximise on the ROI. The draft Terms of Reference (ToR) for the investment committee to manage the long-term investment portfolio are currently under review. **Poor records management:** The Information Knowledge Management (IKM) Directorate has engaged HR to reskill registry, mailroom and print room staff to capacitate the records management team. Job skilling contracts were prepared and require sign-off for commitment. Training on records management has commenced and is on-going. The implementation plan for POPIA & PAIA Manual has been developed and the project roll-out has commenced and is being tracked for progress. Compliance with POPIA & PAIA being progressively monitored as part of the overall Legislative Compliance Framework. Training and workshopping with GPL employees undertaken for particularly new employees and interns for the reporting period.**Lack of effective response to the socio economic and technological factors that affect the Legislature business, i.e., 4IR and political environment:** TheICT Strategy aligned to the 5-year strategy was developed and approved and is currently in the 3rd year of implementation. The 2023/24 execution plan has been finalised and signed off for roll-out and will be monitored and reported on a quarterly basis. The ICT implementation plan achieved 21% in Q1 against a target of 20% and is planned to achieve 40% in Q2. The Q2 milestones for the digital business strategy was also achieved.**Ineffective co-operative governance processes within the Legislative Sector: I**mplementation of the Strategy during the quarter under review resulted in GPL implementing projects through Inter-Parliamentary Relations, Gauteng Speakers Forum, Strategic Partnerships, Parliamentary Constituency Offices and Protocol. The GPL has effectively implemented programmes of the Gauteng Speakers Forum in a form of Task Team & Sub-Forum meetings and facilitated inter-governmental relations through meetings with Department of Health, Strategic Partner Engagements with the Chinese Consulate, and the UK High Commission. Collaborations were also ensured with PCO’s, and Institutions Supporting Constitutional Democracy in a form of IEC and AGSA.**Poor oversight by the Legislature resulting in lack of accountability by the Executive:** The performance (incl. areas related to Resolutions Management) are reported Quarterly to the Standing Committee of Chairpersons (SCoC) Review Sessions and the tracking of Resolutions is a standardized item on the Committees Performance Reporting Templates, which are completed every Quarter and submitted to the Office of the Chairperson of Committees (OCOC). Further, the tracking of resolutions is emphasised with the Executive departments by means of the SOAR-GP templates that departments complete and submit to Portfolio Committees. In addition, tracking of resolutions is also a standardized item in the Standardized Oversight, Accountability and Reporting for Gauteng Province (SOAR-GP) Committee Oversight Reports that are tabled in the House. **Inability to successfully execute projects:** The Project risk registers were developed for all active projects, monitored through the Project Management Forum, and reported to the Record Management Committee (RMC) and Secretariat quarterly. As at the end of September 2023, the GPL was in a process of convening the Project Management Forum to review progress on risks. A report will be consolidated and tabled at the next RMC. In addition, risk registers for Records Management, Repositioning and Repurposing and Space Management projects were developed. Progress will be monitored and reported periodically**.****Lack of insurance cover to GPL Building:** The consulting engineering firm undertook the assessment and design the stormwater drainage line and produce the working drawings and the tender document. The design work was completed, and the consultants are awaiting the approval from council and the way forward. Fire equipment is serviced annually in November, and building inspections are conducted monthly as part of maintenance.**Loss or damage to assets during decommissioning of SAGE offices:** Assets were moved from Sage and stored at the main building parking and other identified spaces. Some assets were reallocated in offices where assets were damaged. The assets will be disposed before the end of the Financial Year (2023/24). |
| **Summary of the requests for Intervention by the GPL/Department for the period under review – and what the Committee is doing / has done to address this** |
| The Committee noted that a number of Action Plans were identified to mitigate the identified risks and it will continuously monitor the risks identified on a quarterly basis. |

# INTRODUCTION

The purpose of the Committee oversight report on the GPL’s 2nd quarter performance is to track progress towards the achievement of the set targets. This report covers the period from 1st August 2021 to 31st October 2023 and was compiled in line with the Committees’ Oversight and Accountability Framework (COVAC) and in accordance with the Sector Oversight Model (SOM)

# PROCESS FOLLOWED

* The Speaker, Hon. N Mekgwe referred the GPL’s 2nd Quarter Performance Report for the 2023/24 FY to the Committee for consideration and reporting.
* On Friday,10th November 2023 the Committee Researcher, Mr. O Mogole presented the analysis of the 2nd Quarter Performance Report, and the GPL also made a presentation to the Committee.
* The Committee deliberated and adopted its oversight report on the 2nd Quarter Performance Report of GPL on Friday, 24th November 2023.

# OVERSIGHT ON GPL ACHIEVEMENT OF STRATEGIC PRIORITIES

| **1.1 [GPL achievement on relevant National / Global Priorities for the Q under review]** |
| --- |
| *Committee’s overall assessment of GPL achievement on relevant National / Global Priorities for the Q under review for the Q under Review* |
| The National Development Plan is a long-term perspective that aims to eliminate poverty and reduce inequality by 2030. These can be achieved through promoting partnerships throughout society. The GPL participates in both the National and Gauteng Speakers forums aimed at enhancing effectiveness of this institution in discharging its responsibilities aimed at improving service delivery.The Sustainable Development Goals (Agenda 2030) are aimed to end poverty, build peaceful societies, and promote prosperity while also protecting the environment for current and future generations. These goals were adopted as an integral part of the “Transforming our world: the 2030 Agenda for Sustainable Development” by all Member States of the United Nations in 2015[[1]](#footnote-1). If these goals are to be achieved in any country, the country’s parliament has a role to play a significant and informed part. The Gauteng Provincial Legislature has a constitutional responsibility to support and monitor the implementation of the SDGs. This will be achieved through ensuring that the legislation passed is responsive to the needs of the people, the budgets passed are in line with the SDGs and there is adherence to accountability. Monitoring the progress towards the achievement of the SDGs, as well as tracking where and how these funds are spent to curb corruption and assess the impact of these initiatives on the lives of the people of the province. Recognising the valuable contribution and centrality of public participation as an interface between the people and elected representatives, the GPL is in the process of re-engineering its PP mechanism for an inclusive governance system. The resolution tracking as an instrument of monitoring implementation of House resolutions to the Executive and implementing agencies remains essential in ensuring the attainment of SDGs.Agenda 2063 is a strategic framework for the socio-economic transformation of the continent over the next 50 years. It is built on and seeks to accelerate the implementation of past and existing continental initiatives for growth and sustainable development. As indicated earlier, Parliaments have a critical role to play in driving and fostering people centred development that is reflective and responsive to the needs of the people. Through its co-operative governance function, the GPL continues to participate at the Commonwealth Parliamentary Association. This association exists to develop, promote, and support parliaments and provincial legislatures in areas of good governance. They learn from each other in a wide range of parliamentary strengthening and public outreach mechanisms. These are valuable in ensuring accountability and a participatory governance system.  |

## 1.2 GAUTENG LEGISLATURE’S ACHIEVEMENT OF STRATEGIC PROVINCIAL PRIORITIES

| **1.2 [GPL achievement on relevant Provincial Priorities for the Q under review]** |
| --- |
| *Committee’s overall assessment of Departmental achievement of specific and relevant Provincial Priorities for the Q under Review* |
| None  |

# 2. OVERSIGHT ON GPL’S FINANCIAL PERFORMANCE

| **2. [GPL’s Financial Performance for the period under review]** |
| --- |
| **Overall Summary on GPL’s Financial Performance** |
| ***An overall Summary of whether the Committee thinks the GPL’s Financial Performance is sound and prudent*** |
| The Committee notes that the GPL allocated a total amount of R220.656 million and managed to spend R197.917million under-spending by R27.738 million which represents an 87.4% expenditure pattern for the quarter under review. |
| **THE DETAILS ON GPL’S FINANCIAL PERFORMANCE** |
| **Actual amount (in Rands) allocated to the GPL as budget for this entire Financial Year**  |
| R 857. 061million |
| **Actual amount projected by the GPL to be spent only during the Q under review** |
| R220.656million |
| **Actual amount (in Rands) spent by the GPL only during the Q under review** |
| R197.917million |
| **Total actual amount (in Rands) spent by the (Year to Date), i.e. from the beginning of this FY to the end of this Q under review** |
| R449.8 million |
| **Percentage (% of total budget allocation) of budget expenditure for this Q under Review only** |
| 87.4 %  |
| **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** |
| 52.5% |
| **An analysis of how the % budget expenditure compares with the % APP achievement** |
| In terms of the budget expenditure performance compared to APP achievement, a total amount of R220.656million was allocated for the quarter under review and R197.917(87.4%) was spent and the GPL reflects that 20 targets were achieved against a target of 17 (85%).  |
| **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 GPL recorded an under-spending of 12.6% due to Compensation of employees under-spent by R25.4m (19.9%), Goods and services under-spent by R11.1m (14.4%) and Transfers to Political Parties under-spent by R142 thousand (0.9%). |
| **Mitigating measures by the GPL to remedy over / under-expenditure** |
| The Committee notes that the following measures to prevent over/ under-expenditure have been put in place:* Early warning reports are sent to Programmes and Committees month-end and mid-month to prompt spending in line with the projections for the month.
* Expenditure reports are sent to Programmes and Committees monthly to track progress against budget implementation.
* Projections are compared to actual expenditure and this tool also allows Programme Managers to identify gaps timeously and institute the necessary plans to achieve the identified objectives.
* All requisitions are released based on compliance with approved spending plans, relevant policies and Acts and availability of funds.
* Each Programme and Committees are allocated Budget Officers to improve financial management and to ensure continuous support and advise on financial matters.
* Continuous review of the quarterly projections by Budget Owners and Programme Manager.

The Committee notes with concern that the GP’s measures to prevent over/under-spending does not provide for the recurring contributor to the institutions under-spent namely, Compensation of Employees which amounts to R25.5 mil for the quarter under review. The GPL should put measures in place aimed at addressing this recurrence.  |
| **The GPL’s achievement with respect to GEYODI responsive budgeting / procurement for the period under review** |
| None  |
| **The GPL’s achievement with respect to township economy / SMME / local procurement for the period under review** |
| With respect to Township Economy, the GPL recorded over-achievement of 12.14% against a target of 2.5%. |
| **A summary for the period under review with respect to payment of service providers within 15-30 days** |
| The GPL processed 1482 payments during the quarter under review with 9 paid after 30 days, 1431 paid within 15 days and 42 paid after 15 days within 30 days. |
| **A summary for the period under review with respect to fruitless, wasteful, and irregular expenditure** |
| There were no fruitless, wasteful, and irregular expenditure during the quarter under review. |
| **A summary for the period under review with respect to efficiency / value for money in all SCM / procurement processes** |
| The GPL reported that efficient procurement of goods and services in the most economical manner that aligns with preferential procurement targets is in place  |
| **A summary for the period under review with respect to ongoing clean audits** |
| The GPL achieved an unqualified audit opinion with no material findings for 2022/23 FY. |
| **A summary for the period under review with respect to spending on conditional grants (where applicable)** |
| None |
| **Program / Sub-Programme level financial performance** |
| * 1. The Committee notes that the GPL under-spent in 4 of its programmes and over-spent in 1. The reason for the under-spent is due to amongst others, delays in implementing the 2022/23 performance bonuses for both senior management and bargaining unit staff members, delays in implementing the 2022/23 pay-progression for bargaining unit staff member, outstanding invoices from service providers, Committee activities, licensing invoices awaiting processing, Subsistence and travel investigation and Transfers to Political Parties.

In terms of financial performance per programme, Programme 1: Leadership and Governance programme was allocated an amount of R20.354 million and managed to spend R19. 121 million (93,9%) under-spending by R 1.233 million (6,1%). Programme 2: Office of the Secretary was allocated an amount of R9.370 million and managed to spend a total amount of R5.456 (58,2%) under-spending by R3.914 million or 41,8%.Programme 3: Corporate Support Services was allocated the second largest share of R84.761 million and spent R81.409 million (96.0 %) under-spending by R3.353 million (4.0 %) and Programme 4: Core Business received the largest budget of R89.087 million and has spent R68.995 million (77.4 %) under-spending by R20.092 million (22.6%). Programme 5: Office of the CFO has spent a total amount of R17.937 million against a budget allocation of R17.083 million (105,0%) over-spending by R 853 thousand (5.0%). |

# OVERSIGHT ON GPL’S NON-FINANCIAL PERFORMANCE

| **3. [GPL’s Achievement of APP Targets]** |
| --- |
| **Overall Summary on GPL’s Non-Financial Performance** |
| **Number of APP targets relevant for this Quarter** |
| 20 |
| **Number of APP targets for this Quarter that have been achieved during this Quarter** |
| 17 |
| **Percentage of APP targets for this Quarter that have been achieved during this Quarter** |
| 85 % |
| **Percentage of APP achievement for the previous Quarter (for Comparison)** |
| 84% |
| **Main areas in the APP that have experienced non-achievement or over-achievement during this Quarter.**  |
| The non-achievement relates to 50% achievement of milestones in the Leadership initiative implementation plan as only 33% was achieved. The GPL reported that the Value creation project impacted on some planned outputs, such as Management Development Programme for Senior Managers, Competency Training development and piloting of Leadership Pipeline with a focused group per level of work and will be implemented in the next reporting periods.The 40% achievement of milestones in the ICT strategy’s annual implementation plan was not achieved as planned as only 38% was achieved. The GPL indicated that the engagement with e-Gov and other relevant service providers to assist with enhancement in Supply Chain Management (SCM) and Finance units are underway, and the sign-off User Acceptance Testing (UAT) will be concluded by end of the 3rd quarter.In terms of the number of Sector Oversight Model (SOM) Oversight reports 24 out of 26 were produced. The reason for deviation is that 2 Committees requested more time to complete their respective FIS reports due to the extensive nature of their studies and will be completed in the 3rd quarter. |
| **Measures in place (with timeframes) to correct the deviation in targets for this Quarter and to prevent recurrence of such or similar deviation** |
| The GPL reported that the target not achieved will be realised in quarter 3. |
| **A summarized analysis on the Department performance per Programme for the period under review** |
| **Leadership and Governance**The purpose of Programme 1 is to provide overall strategic leadership and direction to the institution. The Committee notes that this Programme achieved 3 of its planned targets for the quarter under review. The one quarterly oversight report on the performance of Committees was produced but was not tabled to the Chairpersons of the Standing Committee of Chairpersons due to other institutional commitments and was tabled for deliberations and adoption on the 17th and 18th October 2023. The GPL continued to meaningfully increase co-ordination and co-operation between state organs through implementation of its Inter-Legislature (ILR) Strategy and achieved 70% of targets in ILR strategy implementation plan as planned. The GPL conducted its annual Ethics Seminar on the 26th of July 2023 under the theme “Understanding the legislative sector’s role in policy making and ethical service delivery across Gauteng”. The Seminar was hosted by the Deputy Speaker of the Legislature, as a champion and Chairperson of the Ethics and Privileges in the Legislature. The main objective of the seminar was to encourage ethical and moral conduct among the officials, Members of the Provincial Legislature (MPLs), and the Members of the Gauteng Speakers’ Forum (GSF).**Office of the Secretary**The Secretary’s Office serves as the custodian for the development and implementation of the strategy and provides strategic, tactical, and operational Leadership to GPL administration for the achievement of the institutional mandate of oversight and scrutiny, law-making, public participation, and co-operative governance. The Committee notes that this Programme had 3 planned performance targets for the quarter under review and only 2 were achieved namely, 2 compliance performance information progress reports on the APP and 2 initiatives conducted to promote ethical conduct. The Transversal Mainstreaming Trainings planned were achieved and reported in the 1st quarter.The Programme compiled the first quarter performance report for 2023-24 financial year and submitted to the Executive Authority in line with the requirements of FMPLLA and the report was subsequently submitted to the Secretariat, Audit and Risk Committee and Performance and Remuneration. The Programme continued to provide oversight and support to respective stakeholders in a form of contract management, and project governance oversight to ensure compliance with the corporate governance and project governance. Furthermore, the Programme modernized its project management processes, by deploying the project management system wherein all the projects for the 2023-24 financial year have been registered and continuously monitored on the system.**Corporate Support Services (CSS).**The purpose of the Corporate Support Services Programme is to give support to all internal stakeholders**.** This Programme contributes towards all the five strategic outcomes set out in the APP through the provision of human capital resources, support services to MPLs, safety and security services, as well as technological services to ensure that the MPLs can execute their constitutional mandates without failure.The Committee notes that the Programme had four (4) planned performance targets for the quarter under review with 2 not achieved namely: 50% achievement of milestones in the Leadership Initiative Implementation Plan as only 33% was achieved and 40% achievement of milestones in the ICT Strategy’s annual implementation plan with only 38% was achieved. The GPL reported Value Creation Project impacted on some of the Leadership Initiative Implementation Plan planned outputs such as Management Development Programme for Senior Managers, Competency Training Development, and piloting of Leadership Pipeline with a focused group per level of work.**Core Business**The purpose of the Core Business Programme is to provide comprehensive support to the House and its Committees to be able to advance the constitutional mandates of law-making, oversight and scrutiny over the work of the Executive, public participation, and co-operative governance. The Committee notes that this Programme achieved 7 out of the 8 planned performance targets in the quarter under review which includes consideration of House resolutions’ responses by Committees, production of oversight question papers, Motions tabled before the House, Bills processed, and regulations approved.The under-performance was related to adoption of 26 SOM oversight reports comprising of sixteen and ten quarterly oversight and Focused Intervention Studies (FIS) reports, respectively as only 24 were adopted. The reason for deviation is that 2 Committees requested more time to complete their respective FIS reports due to the extensive nature of their studies and these will be completed in the 3rd quarter. The GPL reported that a total of 159 responses to resolutions were received Legislature were received and 132 were considered by Committees (83%) compared to the 75% percent planned target. It is noted that the GPL considered a total of 81 petitions during the quarter under review with 67 adopted, 1 deferred for further investigation, and 4 rejected. The petitions that were considered were dominated by the housing matters at 53, followed by basic services at 12, infrastructure development and administration and governance accounted at 6) and 7 respectively and the land and labour relations / employment matters were the least.**Office of the Chief Financial Officer (CFO)**The purpose of the programme is to provide professional financial, risk and supply chain management services to the stakeholders for the realisation of the GPL’s strategic goals and outcomes. The Committee notes that the Programme had 1 planned performance target namely, unqualified audit opinion with no material findings for 2021/22FY which was achieved as planned. This Programme continued to support all the Programmes and House Committees with its budget plans and capturing to the electronic budget management system. To ensure financial prudence, the Programme engage continuously with Programmes and House Committees to monitor the 2023-24FY financial plans and ensure that spending plans are implemented accordingly and where challenges are experienced, they can be addressed and noted timeously.The Programme through its audit, risk and governance function continued to monitor the Institution’s compliance withprescribed regulatory frameworks and internal controls and continued to monitor as well as report the fruitless, wasteful, and irregular expenditure throughout the quarter through the SCM.In terms of Preferential Procurement, the Committee notes the GPL achieved 63% against a target of 15% for Historically Disadvantaged Individuals (HDI), Women 34% against a target of 8%, People living with disabilities (PwDs) achieved 0.77% against a target of 0.5% and Township Spent achieved 12.14% against a target of 2.5%.  |
| **Summarized information on any unplanned / emerging priorities reported on by the GPL during the period under review** |
| There were no unplanned emerging priorities during the quarter under review. |

# OVERSIGHT ON RESOLUTION AND PETITIONS MANAGEMENT

# INFORMATION ON THE GPL’S IMPLEMENTATION OF HOUSE RESOLUTIONS

| **4.1 [RESOLUTIONS MANAGEMENT]** |
| --- |
| **Overall Summary on GPL’s Resolutions Management** |
| *An overall Summary of the Committee’s assessment of GPL’s Resolutions Management* |
| The GPL has satisfactorily responded to all passed resolutions and the Committee will continue to monitor the performance of the GPL regarding the commitments made. |
| **THE DETAILS ON GPL’S RESOLUTIONS MANAGEMENT** |
| **How many Responses / Actions to Resolutions were due by the GPL 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 GPL**  |
| 0 | 0 |
| **What is the Committees perception of the Quality and Timeliness of GPL’s responses to Committee Resolutions** |
| None |
| **With respect to the Resolutions / Action due during the Quarter under review but still overdue, what reasons have been provided by the GPL [with mitigating measures to submission]** |
| None |

# INFORMATION ON THE GPL’S IMPLEMENTATION OF PETITIONS REFERRED BY THE GPL

| **4.2 [PETITIONS MANAGEMENT]** |
| --- |
| **Overall Summary on GPL’s Petitions Management** |
| *An overall Summary of the Committee’s assessment of GPL’S Petitions Management* |
| The Committee commends the GPL for an improvement in the consideration of petitions in the quarter under review with an achievement of 81 against a target 60. |
| **THE DETAILS ON DEPARTMENTAL PETITIONS MANAGEMENT** |
| **How many Responses / Actions to Petitions due by the GPL 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 GPL** |
| None | None |
| **What is the Committees perception of the Quality and Timeliness of GPL’s responses to referred Petitions** |
| None |
| **With respect to the Petitions / Action due during the Quarter under review but not yet responded to by the Department, what reasons have been provided by the GPL [with mitigating measures to submission]** |
| None |

# OVERSIGHT ON GPL’S PUBLIC ENGAGEMENT

|  |
| --- |
| **5. [Oversight on GPL’s Public Engagement]** |
| **Overall Summary on Departmental Public Engagement** |
| *An overall Summary of the Committee’s assessment of GPL’s Public Engagements* |
| **THE DETAILS ON GPL’S PUBLIC ENGAGEMENTS** |
| **The steps / measures the GPL has taken to meaningfully involve the public / stakeholders in the course of its work / service delivery, during the period under review** |
| The GPL continued to contribute to improved collaborations between organs of state through the Inter-Legislature Strategy. The strategy provides for a framework to establish inter-institutional relations between the GPL and various organisations at provincial, national, regional, continental, and international levels. There was active participation in sector engagements and structures such as the CPA Young Women’s Dialogue, which focussed on a Youth Engagement Strategy aimed at connecting Parliamentarians with young people to inspire the next generation of young leaders, CPA Africa Region Investment Board Meeting for which the GPL Speaker is a Treasurer, the BRICS Parliamentary Forum. The GPL also hosted incoming delegations of SADCOPAC Governance Council Members as well as the Namibian National Council Standing Committee on Public Accounts and Economy. In addition to this there were several of the South African Legislative Services Sector activities including the Professional Development Seminar that the GPL participated in.  |
| **Summary of Public Education programmes of the GPL during the period under review** |
| 87 public education workshops were conducted in communities to raise awareness about the work of the Legislature as well as capacitating communities with knowledge needed to engage with its public representatives meaningfully. |
| **Feedback sessions conducted by the Department** **during the period under review** |
| None |

# OVERSIGHT ON GPL’S MPLEMENTATION OF LAWS

| **6. [GPL IMPLEMENTATION OF LAWS (Specifically relevant to the Portfolio of this Department)**  |
| --- |
| *Overall Summary on GPL’s implementation of relevant (portfolio specific) Laws / Legislation* |
| The GPL continued to comply with the prescripts of the Financial Management of Parliament and Provincial Legislatures Act (FMPPLA) |

# OVERSIGHT ON DEPARTMENTAL IMPLEMENTATION OF INTERNATIONAL AGREEMENTS / TREATIES

| **7. [DEPARTMENTAL IMPLEMENTATION OF INTERNATIONAL AGREEMENTS / TREATIES]** |
| --- |
| *Overall Summary on Departmental implementation of relevant Internal Agreements / Treaties [Only if applicable]* |
| None  |

# OVERSIGHT ON GPL’S PROJECT MANAGEMENT

| **8. [GPL’S PROJECT MANAGEMENT]** |
| --- |
| *Overall Summary on management and delivery of Institutional Projects* |
| The following were projects scheduled for the quarter review: **Space Optimisation Project:** The feasibility study was completed.**Upgrade of Aged Infrastructure: Roof Covering, Structure and Waterproofing (Phase 1: Rehabilitation of Concrete Sheet Roof Portion –Main Building): Rectifying defects and Commissioning, handover and close out report:** The tender was closed on the 25th of October 2023.**Upgrade of Aged Infrastructure: Roof Covering, Structure and Waterproofing (Phase 2: Rehabilitation of Tiled Portion – Main Building).:** **Rectifying defects and Commissioning, handover and close out report:** The tender was closed on the 25th of October 2023.**Records management project:** Some milestones are completed, some on-going and some will be implemented in quarter 3 and 4 per the EDRMS Implementation plan. |

# OVERSIGHT ON GPL’S ACHIEVEMENT ON GEYODI EMPOWERMENT IN COMMUNITIES

| **9. GEYODI EMPOWERMENT** |
| --- |
| *Overall Summary on Institution’s achievement on actual GEYODI empowerment in communities* |
| None reported. |

# OVERSIGHT ON GPL’S COMPLIANCE AND QUALITY

| **10. [INSTITUTION’S COMPLIANCE AND QUALITY]** |
| --- |
| *Overall Summary on GPL’s Compliance and Quality* |
| The GPL submitted the Quarterly Report on time, and it is in line with the reporting requirements of 30 days after the end of the quarter and legal parameters: submission was in compliance with FMPPLA, PFMA and other relevant Legislation and Regulations. |
| **THE DETAILS ON GPL’S COMPLIANCE, QUALITY AND TIMELINESS OF RESPONSES TO REQUESTS FOR INFORMATION** |
| **Auditor General (AGSA)** | Achievement of an unqualified audit opinion with no material findings for the 2021/22 FY. |
| **Public Service Commission (PSC)** | None  |
| **Compliance with relevant fiduciary Legislation [e.g. PFMA]** | The GPL has undertaken various activities to enhance compliance with relevant fiduciary requirements and principles of good governance and contribute to the planned performance indicator with respect to the annual audit outcome. |

# OVERSIGHT ON ANY OTHER COMMITTEE FOCUS AREA

| **11. [ANY OTHER COMMITTEE FOCUS AREA] (Only relevant if deemed necessary)**  |
| --- |
| *Any other area of Departmental 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.* |
| None. |

# OVERSIGHT ON A CAPACITATED PUBLIC SERVICE AND GOOD GOVERNANCE

| **12.1 [A CAPACITATED DEPARTMENT]** |
| --- |
| **Overall Summary on a capacitated institution and Good Governance** |
| *An overall Summary of whether the Committee thinks the GPL is adequately capacitated and resourced to carry out its functions and discharge its mandates* |
| 26 bursaries were awarded in the quarter under review. |
| **THE DETAILS ON A CAPACITATED DEPARTMENT** |
| *Information on the current Departmental Structure and level of implementation thereof* |
| **Detailed information on the current vacancies (at all staff levels)** |
| Not reported |
| **Current acting positions (at all Staff levels)** |
| Not reported  |
| **Terminations during the period under review** |
| 0 |
| **New appointments during the period under review** |
| 1 Organizational Development Director and 14 Interns |
| **Detailed information on the GEYODI / HDI empowerment for the period under review** |
| None  |
| **Detailed information on any suspensions for the period under review** |
| 0 |

# OVERSIGHT ON GOOD GOVERNANCE

|  |
| --- |
| **Overall Summary on Good Governance processes at the GPL** |
| *An overall Summary of whether the Committee thinks the GPL is adequately governed and thus able to carry out its functions and discharge its mandates* |
| The GPL continued to engage with stakeholders through the implementation of the Integrated Communications, PPP, and Stakeholder Management and the Inter-Legislature Relations Strategies. In the quarter under review, there was active participation in sector engagements and structures such as the CPA Young Women’s Dialogue, which focussed on a Youth Engagement Strategy aimed at connecting Parliamentarians with young people to inspire the next generation of young leaders; CPA Africa Region Investment Board Meeting for which the GPL Speaker is a Treasurer, the BRICS Parliamentary Forum. The GPL also hosted incoming delegations of SADCOPAC Governance Council Members as well as the Namibian National Council Standing Committee on Public Accounts and Economy. In addition to this there were several of the South African Legislative Services Sector activities including the Professional Development Seminar that the GPL participated in. |

# OVERSIGHT ON POSITIVE OUTCOMES OF GPL ACTIVITIES

| **13. [Summarized information on any positive outcomes of Institutional activities during the period under review]** |
| --- |
| The GPL continued to operate its business both physical and virtual for most of its services and activities. |

# FINDINGS, CONCERNS and RECOMMENDATIONS

|  |
| --- |
| **14.1 COMMITTEE FINDINGS / CONCERNS (on each specific Focus Area analysed above)**  |
| * + 1. The Committee notes with concern that the GPL’s measures to prevent over/under-spending does not provide for the recurring contributor to the institution’s under-spent namely, Compensation of Employees which amounts to R25.5 million in the quarter under review and also contributed to underspending in the previous quarter.
 |
| **14.2.1 [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**  |
| CHS/QXPR/001  | 14.2.1 The GPL should put in place measures to resolve the recurrence of underspend on Compensation of Employees and provide the Committee with a report.  | Written responses | Wednesday, 31st January 2024  |

# 15. ACKNOWLEDGEMENTS

 The Committee hereby thanks and acknowledges the co-operation of the Speaker of Gauteng Provincial Legislature, Hon. NL Mekgwe, Provincial Secretary Mr P Skosana and the Senior Management team during the consideration of the 2nd Quarter Performance Report for 2023/24 FY.

I would like to thank the following Members of the Committee: Hon. L Makhubela, Hon. F Hassan, Hon. Dr. B Masuku. Hon. T Munyai; Hon. D Ledwaba, Hon. S Msimanga, Hon. J Bloom, Hon. A Fuchs, Hon. P Makwala, Hon. A Alberts and Hon. DK Adams and Hon. L Masilela.

The Committee would like to thank the Group Committee Co-ordinator, Ms. M. Vaas; Senior Researcher, Ms N Dhlamini ;Senior Committee Co-ordinators, Ms. N. Montisi and Ms. B. Makgato; Committee Researcher, Mr. O. Mogole, Senior Information Officer, Ms. A. Netshivhuyu, Committee Administrators, Mr. X Sithole and Ms E. Sonny; Intern: Mr. C Nqono , Hansard Recorders, Ms R. Singh and Ms N Zondo, Service Officer; Ms M. Katisi and Communication Officer, Mr S Simelane for the commitment they have shown during the process.

# 16. ADOPTION

After due consideration the Committee unanimously adopted its report on the 2nd Quarter Performance Report of GPL for 2023/2024 FY. In accordance with Rule 164 of the Standing Rules of the GPL, the Committee hereby presents the report to the House for adoption the report.

1. UNDP. Parliament’s role in implementing the Sustainable Development Goals. A Parliamentary Handbook [↑](#footnote-ref-1)