

PROCLAMATION NOTICE R. 78 OF 2022

**by the
PRESIDENT of the REPUBLIC of SOUTH AFRICA**

SPECIAL INVESTIGATING UNITS AND SPECIAL TRIBUNALS ACT, 1996 (ACT NO. 74 OF 1996): AMENDMENT OF PROCLAMATION NO. R. 37 OF 2019

Under section 2(4) of the Special Investigating Units and Special Tribunals Act, 1996 (Act No. 74 of 1996), I hereby amend Proclamation No. R. 37 of 2019, by—

- (a) the extension of the period referred to in the fourth paragraph of the Proclamation to the date of publication of this Proclamation; and
- (b) the substitution for paragraph 2 of the Schedule to the Proclamation of the following paragraph:

"2. The procurement of or contracting for goods, works or services by or on behalf of the SASSA and payments made in respect thereof in a manner that was—

- (a) not fair, competitive, transparent, equitable or cost-effective;
- (b) contrary to applicable—
 - (i) legislation;
 - (ii) manuals, guidelines, practice notes, circulars or instructions issued by the National Treasury; or
 - (iii) manuals, policies, procedures, prescripts, instructions or practices of or applicable to the SASSA;
- (c) fraudulent;

and any related unauthorised, irregular or fruitless and wasteful expenditure incurred by the SASSA or the State or any resulting loss or damages suffered by the SASSA or the State in relation to—

- (aa) the refurbishment of offices of the SASSA within the Eastern Cape Region in terms of the Local Office Improvement Project;
- (bb) medical goods or services procured within the Gauteng Region during the period 1 April 2016 to 30 September 2016;
- (cc) services procured from Keyser Cleaning Services within the Eastern Cape Region;
- (dd) the procurement of blankets by the KwaZulu-Natal Regional Office during the period 1 April 2016 to 30 September 2016; and
- (ee) Cleaning Tender – Bid SASSA41-20-CS-EC."

Given under my Hand and the Seal of the Republic of South Africa at Johannesburg this twenty ninth day of June Two thousand and twenty two.

**MC Ramaphosa
President**

By Order of the President-in-Cabinet:

**RO LAMOLA
Minister of the Cabinet**

**PROKLAMASIE KENNISGEWING R. 78 VAN 2022
VAN DIE
PRESIDENT VAN DIE REPUBLIEK VAN SUID-AFRIKA**

WET OP SPESIALE ONDERSOEKEENHEDE EN SPESIALE TRIBUNALE, 1996 (WET NO. 74 VAN 1996): WYSIGING VAN PROKLAMASIE NO. R. 37 VAN 2019

Kragtens artikel 2(4) van die Wet op Spesiale Ondersoekeenhede en Spesiale Tribunale, 1996 (Wet No. 74 van 1996), wysig ek hierby Proklamasie No. R. 37 van 2019 deur—

- (a) die verlenging van die tydperk vermeld in die vierde paragraaf van die Proklamasie tot die datum van publikasie van hierdie Proklamasie; en
- (b) die vervanging in paragraaf 2 van die Bylae met die volgende paragraaf:

"2. Die aanskaffing van, of kontraktering vir goedere, werk of dienste deur of namens die SAAMS en betalings wat in verband daarmee gemaak is op 'n wyse wat—

 - (a) nie regverdig, mededingend, deursigtig, billik, of koste-effektief was nie;
 - (b) strydig was met toepaslike—
 - (i) wetgewing;
 - (ii) handleidings, riglyne, praktyknotas omsendskrywes of instruksies wat deur die Nasionale Tesourie uitgevaardig is; of
 - (iii) handleidings, beleid, prosedures, voorskrifte, instruksies of praktyke van, of wat op die SAAMS van toepassing is;
 - (c) bedrieglik was;

en enige verbandhoudende ongemagtigde, onreëlmatige of vrugtelose en verspilte uitgawes wat deur die SAAMS of die Staat aangegaan is of enige gevolglike verlies of skade wat die SAAMS of die Staat gely het ten opsigte van—

 - (aa) die opknapping van kantore van die SAAMS in die Oos-Kaap Streek in gevolge die Local Office Improvement Project;
 - (bb) mediese goedere of dienste wat gedurende die tydperk van 1 April 2016 tot 30 September 2016 in die Gauteng Streek verkry is;
 - (cc) dienste wat van "Keyser Cleaning Services" in die Oos-Kaap Streek verkry is; en
 - (dd) die verkryging van komberse deur die KwaZulu-Natal Streekkantoor gedurende die tydperk 1 April 2016 tot 30 September 2016; en
 - (ee) Skoonmaaktender – Bod SASSA41-20-CS-EC."

Gegee onder my Hand en die Seël van die Republiek van Suid-Afrika te Johannesburg op hede die nege-en-twintigste dag van Junie Tweeuisend-twee-en-twintig.

MC Ramaphosa
President

Op las van die President-in-Kabinet:

RO LAMOLA
Minister van die Kabinet