

The background of the cover features a photograph of the South African flag flying on a tall pole against a clear blue sky. Below the flag, a cityscape is visible, including several large, modern buildings. A large, semi-transparent blue triangle is positioned on the right side of the image, partially overlapping the cityscape and the flag. The title 'Oversight Report' is written in a large, white, cursive font across the center of the image.

Oversight Report

ON 2019/20 ANNUAL REPORT



nelson mandela bay
MUNICIPALITY

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FOREWORD BY THE CHAIRPERSON OF MPAC

The Nelson Mandela Bay Municipality's Municipal Public Accounts Committee (MPAC) assists the Council in fulfilling its oversight responsibilities. The MPAC is tasked to play oversight role on the Municipality's Annual Report. The MPAC receives inputs from various role-players and prepares a Draft Oversight Report on the Municipality's Annual Report for consideration by Council, in line with Section 129 of the Local Government: Municipal Finance Management Act (MFMA), No. 56 of 2003.

The Draft 2019/20 Annual Report of the Nelson Mandela Bay Municipality was tabled in Council for consideration on 31 March 2021, which was subsequently referred to the MPAC for interrogation. This Oversight Report presents the concerns and recommendations by the MPAC in respect of the Draft 2019/20 Annual Report. The MPAC held its meetings on the following dates:

- Tuesday, 6 April 2021
- Friday, 9 April 2021
- Thursday, 15 April 2021
- Wednesday, 12 May 2021
- Tuesday, 8 June 2021
- Tuesday, 15 June 2021

The National Treasury issued a Circular (MFMA Circular No. 104: Municipal Finance Management Act No. 56 of 2003), allowing the submission of the 2019/20 Oversight Report to Council to be delayed by two months (i.e. by 31 May 2021). The MPAC could, however, not conclude its oversight role on the Draft 2019/20 Annual Report by 31 May 2021. The final Draft Annual Report was submitted to MPAC later this year (25 May 2021), as the finalization of the 2019/20 Auditor-General's Report was delayed. The Auditor-General's Report is generally received by early December of the preceding year, however, the 2019/20 Report was received on 5 May 2021.

In addition, the municipal council went into a special recess from 12 -19 May 2021 in order to accommodate the Ward 17 by-election.

The Draft 2019/20 Annual Report of the Nelson Mandela Bay Municipality was assessed by all MPAC members during the above-mentioned meetings. Due to Covid-19 workplace regulations around gatherings, person meetings were restricted and alternative virtual solutions had to be adopted. This led the MPAC opening its meetings to be attended virtually, through videoconferencing.

The oversight process included a detailed assessment of the Draft 2019/20 Annual Report by the MPAC members. The MPAC observed improvements in some key performance indicators and noted unsatisfactory performance in some areas, as reflected in the Oversight Report. The Municipality experienced an overall performance decline from 51% (in 2018/19) to 39% (in 2019/20). The concerns and recommendations raised by the MPAC require immediate intervention by the Council to improve performance and the audit position of the Municipality.

The MPAC will continue to monitor the implementation of the recommendations in the 2019/20 Oversight Report including all outstanding areas in previous Oversight Reports through its Quarterly Reports.

I would like to extend my sincere gratitude to the members of MPAC for their relentless commitment in ensuring that this report was compiled amidst the Covid-19 pandemic. I would equally like to thank the administration, in particular, the Office of the MPAC Chairperson, the Committee Officers and the Monitoring and Evaluation team for their cooperation and support in the oversight process.

There were changes to the membership composition of the MPAC during the financial year. To Councillors Nontsikelelo Antoni, Lance Grootboom, Mvuso Mbelekane and Morne Steyn, who have been deployed to other committees of Council and offices, we also want to express our thanks to you for your contribution and effort in helping us produce this Oversight Report.

The MPAC was hard hit by the untimely passing of two of its members. We strive to honor the memories of Councillors Ncediso Captain and Kholeka Ngumbela. We are

eternally thankful for their contribution to the MPAC and to the NMBM at large. May their souls continue to rest in peace.

In addition, I would like to express my deepest gratitude to Mr Andre de Wet, who assisted the MPAC in concluding its work on the 2019/20 Annual Report. Mr de Wet has since left the Municipality and we wish him success in his new job.



COUNCILLOR P F TSHANGA
CHAIRPERSON OF MPAC

1. PURPOSE

The purpose of this Oversight Report is to present to Council the observations made by the Municipal Public Accounts Committee and its recommendations regarding the Draft 2019/20 Annual Report to Council for consideration.

The 2019/20 Annual Report of the Nelson Mandela Bay Municipality was prepared in line with its key performance areas. The purpose of the 2019/20 Annual Report is to account to stakeholders including the communities in the Nelson Mandela Bay as required by Local Government: Municipal Finance Management Act (MFMA) of 2003, and the Municipal Systems Act (MSA) of 2000.

The Municipal Public Accounts Committee (MPAC) assessed the contents of the Draft 2019/20 Annual Report and made recommendations (in its Oversight Report) to Council for consideration. This Oversight Report is an outcome of the MPAC's deliberations on the Draft 2019/20 Annual Report.

The MPAC performed the following tasks as part of its assessment of the Draft 2019/20 Annual Report:

- undertaking a review and analysis of the Draft 2019/20 Annual Report;
- inviting, receiving and considering inputs from Councillors and Support Committees;
- consideration of the views and inputs of the public, representatives of the Auditor-General, organs of state and Council's Audit Committee.

2. INTRODUCTION

The Municipal Public Accounts Committee was mandated by Council to perform an oversight role on the Draft 2019/20 Annual Report. A number of meetings were held to discuss the overall performance of the Municipality as indicated in the Draft 2019/20 Annual Report. The completion of the Oversight Report on the 2019/20 Annual Report was delayed due to the late receipt of the 2019/20 Auditor-General's Report coupled with Covid-19 workplace regulations around gatherings.

The process of drafting the Annual Report is guided by the Municipal Finance Management Act (MFMA), Municipal Systems Act (MSA) and National Treasury Circulars. The Draft 2019/20 Annual Report was submitted to Council on 31 March 2021 for consideration. The municipal Council subsequently referred the Draft Annual Report to the MPAC for interrogation and the preparation of an Oversight Report.

The Draft 2019/20 Annual Report consists of the following components:

- The 2019/20 Annual Performance Report, as required in terms of Section 46 of the Municipal Systems Act (MSA).
- The 2019/20 Annual Financial Statements submitted to the Auditor-General.
- The 2019/20 Auditor-General's Audit Report on the financial statements and programme performance in terms of Section 126 (3) of the MFMA and 45 (b) of the MSA respectively.
- The 2019/20 Audit Committee's Report.

3. COMPOSITION OF THE MUNICIPAL PUBLIC ACCOUNTS COMMITTEE

The MFMA Circular No.32 (Municipal Finance Management Act No.56 of 2003) states that the MPAC should be made up of only non-executive Councillors. It further provides that municipal officials cannot serve as members. All meetings of the MPAC are open to the public, and timely notice of meetings are given to enable representations to be made.

The MPAC membership is constituted as follows, proportionally representing the political parties in Council:

TABLE 1: COMPOSITION OF MPAC

NO	NAME	POLITICAL AFFILIATION
1	Councillor P F Tshanga (Chairperson)	Economic Freedom Fighters
2	Councillor M Feni	African National Congress
3	Councillor C Garai	Democratic Alliance
4	Councillor M Gidane	African National Congress
5	Councillor W Jikeka	African National Congress (Whip)
6	Councillor M K Mogatosi	Democratic Alliance
7	Councillor H Muller	Democratic Alliance
8	Councillor S Ncana	Economic Freedom Fighters
9	Councillor L Nombola	African National Congress
10	Councillor N Nyati	Democratic Alliance
11	Councillor R Riodan	African National Congress
12	Councillor S Soyès	Democratic Alliance
13	Councillor T F Tshangela	United Democratic Movement (Whip)
14	Councillor I L Van Wyk	Democratic Alliance
15	Councillor A van der Westhuizen	Democratic Alliance

4. TIME CONSIDERATIONS

4.1 Meeting Schedule

The following areas are provided in National Treasury's MFMA Circular No. 32 with regard to the compilation of the Oversight Report:

- Managing the process and forming committees;
- Timing considerations;
- Understanding the Annual Report and determining conclusions.

The MPAC complied with relevant legislative prescripts in developing the 2019/20 Oversight Report, except the extension of its timelines due to the late receipt of the 2019/20 Auditor-General's Report and the Covid-19 workplace regulations around gatherings.

The meeting schedule of the Municipal Public Accounts Committee from 06 April 2021 to 15 June 2021 is outlined below:

TABLE 2: MPAC MEETING SCHEDULE

DATE	TIME	VENUE	FOCUS AREA
06 April 2021	10:00	Council Chamber and Virtually on Microsoft Teams due to Covid-19	2019/20 Annual Report Process / Adoption of Roadmap
9 April 2021	10:00	Council Chamber and Virtually on Microsoft Teams due to Covid-19	2019/20 Audit Committee Report (Annual Report Vol.4)
15 April 2021	10:00	Council Chamber and Virtually on Microsoft Teams due to Covid-19	Nelson Mandela Bay Performance Scorecards (p.287) Additional Reporting – EC CoGTA Indicators (.323)
12 May 2021	10:00	Council Chamber	2019 General Household Survey (p. 331) Annual Report appendix A - J
9 June 2021	10:00	Council Chamber and Virtually on Microsoft Teams due to Covid-19	Auditor General's Report (Volume III – Annual Report) Annual Report Chapters 1, 2,3 and 6 MBDA Reports

DATE	TIME	VENUE	FOCUS AREA
15 June 2021	10:00	Council Chamber and Virtually on Microsoft Teams due to Covid-19	Annual Report Chapters 4 and 5 Annual Report appendix K - S

5. LEGAL FRAMEWORK

The preparation of the 2019/20 Oversight Report is in accordance with Section 129 (1) of the Municipal Financial Management Act (2003), which stipulates that a municipal council must consider the Annual Report and refer the Annual Report to an Oversight Committee, and that, the Oversight Committee must prepare an Oversight Report containing comments and recommendations. The Council must at the adoption stage of the Oversight Report state whether it (the Council) has approved the Annual Report with or without reservations; has rejected the Annual Report; or has referred the Annual Report back for revision of those components that can be revised.

Circular No. 32 of the Municipal Finance Management Act, Act 56 of 2003 further recommends that Council should consider the establishment of an Oversight Committee under Sections 33 and 79 of the Municipal Structures Act (1998). The Circular states that this Committee and, if needed, sub-committees, could be responsible for the detailed analysis and review of the Annual Report and subsequent drafting of an Oversight Report that may be taken to full Council for discussion. Such committee, according to this Circular, may receive and review representations made by the public and also seek inputs from other Councillors and Council Portfolio Committees.

6. PUBLIC PARTICIPATION IN THE OVERSIGHT PROCESS

Section 130 of the MFMA stipulates that public participation must be a central element of all processes relating to an annual report. In so doing, the aforementioned Section instructs that the meetings of a municipal council or committee established by Council at which an annual report is to be discussed or at which decisions concerning an annual report are to be taken, must be open to the public and any organs of state.

As part of promoting public participation in the oversight process, municipalities are obliged to undertake the following additional actions:

- Invite written submissions from the local community or organs of state on the Annual Report.
- Make public all meetings at which the Annual Report will be discussed.
- Representatives of the Auditor-General are entitled to attend and to speak at any meeting that deals with the Annual Report.
- Engage in a process of public participation on the Annual Report.

As a result of Covid-19 regulations, in person meetings were restricted and alternative virtual solutions had to be adopted. This affected public participation programmes in respect of the 2019/20 oversight process. However, the Municipality undertook the following initiatives to promote public participation in the oversight process:

TABLE 3: PUBLIC PARTICIPATION PROCESS

MECHANISM TO PROMOTE PUBLIC PARTICIPATION	STATUS	COMMENTS
Invitation to public to submit comments on the Annual Report	Done	The Public was invited through an advertisement published on 12 April 2021 to submit comments on the Draft 2019/20 Annual Report to the Municipality through the Office of the Chief Operating Officer.
Make public all meetings of Council's Oversight Committee that will consider the Annual Report	N/A	In order to comply with social distancing measures in an attempt to curb the spread of Covid-19, meetings of the MPAC were not open to the public. The public was, however, provided with a further opportunity to submit comments on the Draft 2019/20 Annual Report to the Municipality through the Office of the Chief Operating Officer.
Representatives of the Auditor-General invited to meetings of Council that will consider Annual Report	Done	Auditor-General's representatives invited to the MPAC meetings convened to consider Annual Report.
Annual Report printed and distributed to municipal offices for access by local communities.	Done	Copies of these reports lie open for inspection at all municipal libraries and customer care centres and were also published on the municipal website (www.nelsonmandelabay.gov.za)

7. OVERSIGHT COMMITTEE RECOMMENDATIONS

The discussions and recommendations of MPAC were presented in accordance with the areas identified below.

Area 1 Audit Committee Report

Area 2 Directorate based Interrogation (Including interrogation of Performance Scorecards):

Area 3 MBDA Report

Area 4 Auditor-General's Report and Annual Consolidated Financial Statements

TIMEFRAME CONSIDERATIONS

The MPAC will be monitoring the implementation of its recommendations through the ordinary and quarterly report meetings in line with the timelines indicated below.

7.1 AREA 1: AUDIT COMMITTEE REPORT

AREA 1	NO	MATTER UNDER CONSIDERATION/ CONCERNS RAISED	RECOMMENDATIONS	RESPONSIBLE DIRECTORATE / OFFICIAL	TIMEFRAME
AUDIT COMMITTEE REPORT (Internal Financial Control and Internal Audit)	1	The Committee raised a concern on the progress status regarding the R90m SEBATA contract for the implementation of mSCOA.	<ul style="list-style-type: none"> (a) That mSCOA be implemented as a matter of urgency and progress report be submitted to the quarterly meetings of MPAC (b) That the progress report in (a) above first be tabled at the Budget and Treasury Standing Committee and that the report and recommendations from the Budget and Treasury Standing Committee be tabled to MPAC. (c) That the report in terms of (a) above include progress of the court proceedings regarding the SEBATA case. (d) That the mSCOA Project Manager be appointed and a performance plan with clear key performance indicators be developed for the Project Manager. 	Office of the City Manager	26 October 2021
	2	The Committee raised a concern on the lack/poor performance by the Legal Services Department.	<ul style="list-style-type: none"> (a) That the Legal Department be reviewed in order to establish its challenges and improve its performance, and a report on the outcome of the review be submitted to the next ordinary meeting of MPAC. 	Office of the Chief Operating Officer	05 August 2021

AREA 1	NO	MATTER UNDER CONSIDERATION/ CONCERNS RAISED	RECOMMENDATIONS	RESPONSIBLE DIRECTORATE / OFFICIAL	TIMEFRAME
			(b) That should the Office of the Chief Operating Officer fail to carry out this review by 05 August 2021, the matter be escalated and this review be undertaken by external experts.	Office of the City Manager	
AUDIT COMMITTEE REPORT (Internal Financial Control and Internal Audit)	3	<p>The Committee raised concerns on:</p> <ul style="list-style-type: none"> • The financial implications of forensic investigations that produced little or no results. • Senior Managers who were not responsive to the recommendations from Internal Audit where potential risks were identified. 	<p>(a) That the Internal Audit Unit submits a comprehensive report to the Office of the City Manager, highlighting which departments and officials neglected recommendations where potential risks were identified.</p> <p>That the Office of the City Manager submits the report per (a) above with inputs as to what steps have been taken against the officials who did not put into effect the recommendations from Internal Audit to the next ordinary meeting of MPAC.</p>	<p>Director: Internal Audit and Risk Assurance</p> <p>Office of the City Manager</p>	<p>13 August 2021</p> <p>05 August 2021</p>
	4	The Committee raised a concern on the lack/absence of consequence management in the Municipality.	(a) That the Acting City Manager implements consequence management to address non-performance as reflected in the AG report, and progress report be submitted to the quarterly meetings of MPAC.	Office of the City Manager	26 October 2021
	5	The Committee raised a concern on shortage of staff which resulted in lack/poor performance by the Internal Audit Unit.	<p>(a) That the Executive Director: Corporate Services finalizes the organogram in order to facilitate filling of critical vacancies in the Internal Audit unit.</p> <p>(b) That the Director: Internal Audit performs benchmarking against other metropolitan municipalities in order to establish</p>	Executive Director: Corporate Services	26 November 2021

AREA 1	NO	MATTER UNDER CONSIDERATION/ CONCERNS RAISED	RECOMMENDATIONS	RESPONSIBLE DIRECTORATE / OFFICIAL	TIMEFRAME
AUDIT COMMITTEE REPORT (Internal Financial Control and Internal Audit)			<ul style="list-style-type: none"> (b) That the report in (a) above includes a comparison of the cost analysis of implementing ATTP as per the current arrangement versus applying it to houses where the value of the house is below a certain (to be determined) threshold. (c) That the current ATTP policy be reviewed and strengthened to cater for the needy people. (d) That a report on how many households are benefiting from ATTP be submitted to the next ordinary meeting of MPAC. 		05 August 2021
AUDIT COMMITTEE REPORT (Internal Financial Control and Internal Audit)	9	The Committee raised a concern on the ineffective implementation of IPTS	<ul style="list-style-type: none"> (a) That the Executive Director: Infrastructure and Engineering submits a report on the progress made in respect of IPTS implementation to the next ordinary meeting of MPAC. (b) That a report on IPTS progress should be prepared for consideration in all MPAC quarterly meetings going forward. (c) That the report in (b) above include a financial analysis on the state of the IPTS, as well as a review of the adequacy of the KPI's attached to the implementation of the IPTS 	Executive Director: Infrastructure and Engineering	05 August 2021 26 October 2021 26 October 2021

AREA 1	NO	MATTER UNDER CONSIDERATION/ CONCERNS RAISED	RECOMMENDATIONS	RESPONSIBLE DIRECTORATE / OFFICIAL	TIMEFRAME
AUDIT COMMITTEE REPORT (Internal Financial Control and Internal Audit)	10	The Committee raised a concern on the abuse of the supply chain management deviation.	<p>(a) That the abuse of deviations by the various directorates be investigated and a report on the investigation be submitted to the next ordinary meeting of MPAC.</p> <p>(b) That a review of the Supply Chain Management Unit be undertaken by an external service provider and a report be prepared on how the operations of this Unit can be improved</p>	<p>Chief Financial Officer</p> <p>Chief Financial Officer</p>	<p>05 August 2021</p> <p>26 October 2021</p>
	11	The Committee raised a concern on lack of effective asset management system in the Municipality	<p>(a) That an external service provider be appointed to evaluate the effectiveness of the current asset management system.</p> <p>(b) That a progress report in respect of (a) above be submitted to the next MPAC quarterly meeting.</p>	Executive Director: Corporate Services	<p>26 October 2021</p> <p>26 October 2021</p>

7.2 AREA 2: DIRECTORATE BASED INTERROGATION (INCLUDING INTERROGATION OF PERFORMANCE SCORECARDS):

AREA 2	NO	MATTER UNDER CONSIDERATION/ CONCERNS RAISED	RECOMMENDATIONS	RESPONSIBLE DIRECTORATE/ OFFICIAL	TIMEFRAME
NELSON MANDELA BAY PERFORMANCE SCORECARDS	12	The Committee raised concerns on the fact that many houses remain without water meters, which consequently resulted to water losses.	(a) That the Acting Executive Director: Infrastructure and Engineering addresses the backlog of water meter installations and submits a progress report on new water meter installations to the next ordinary meeting of MPAC.	Acting Executive Director: Infrastructure and Engineering	05 August 2021
	13	The Committee was of the view that the Municipality should ensure that all boreholes are operational in order to combat the impact of drought that is facing Nelson Mandela Bay.	(a) The Acting Executive Director: Infrastructure and Engineering ensures that all boreholes are operational with a view to addressing water shortages in the Nelson Mandela Bay. (b) That a progress report in terms of (a) above be submitted to the MPAC quarterly report meetings.	Acting Executive Director: Infrastructure and Engineering	Immediately 26 October 2021
	14	It was indicated that responding to callouts did not mean that complaints were actually addressed and therefore, the KPI: ' <i>Percentage of complaints callouts responded to within 24 hours (water)</i> ' should be amended to reflect the number of complaints resolved and the time taken to resolve complaints.	(a) The KPI: ' <i>Percentage of complaints callouts responded to within 24 hours (water)</i> ' be amended to measure the percentage of complaints resolved and the time taken to resolve the complaints.	Chief Operating Officer	30 July 2021
	15	The Committee raised concerns about electricity tempering and the high number of premises that municipal	(a) That the Executive Director: Electricity and Energy submits a report on electricity tampering indicating areas where	Executive Director: Electricity and Energy	05 August 2021

AREA 2	NO	MATTER UNDER CONSIDERATION/ CONCERNS RAISED	RECOMMENDATIONS	RESPONSIBLE DIRECTORATE/ OFFICIAL	TIMEFRAME
		officials could not gain access to perform inspections.	<p>tampering is happening and what steps have been taken to mitigate against this to the next ordinary meeting of MPAC.</p> <p>(b) That an independent consultant / service provider be tasked with preparing a comparative report on the NMBM versus other metropolitan municipalities for:</p> <ul style="list-style-type: none"> - The cost incurred by the municipalities to purchase electricity - The price these municipalities charge their residents for electricity - The amount of technical and non-technical losses - The amount of electricity which is stolen <p>(c) That a progress report in terms of (b) above be submitted to the quarterly meetings of MPAC.</p>		<p>26 October 2021</p> <p>26 October 2021</p>
	16	The Committee raised concerns about the deplorable state of refuse transfer sites in the metro.	<p>(a) That the Executive Director: Public Health tables a report to MPAC citing the reasons why the Gillespie Transfer Station should not be closed</p> <p>(b) That the Public Health Directorate develops a plan for upgrading refuse transfer sites and submits same to the next ordinary meeting of MPAC.</p>	Executive Director: Public Health	05 August 2021
	17	The Committee raised a concern about the high rate of land invasions.	(a) That the Acting City Manager sources additional funding to address land invasions.	Office of the City Manager	Immediately

AREA 2	NO	MATTER UNDER CONSIDERATION/ CONCERNS RAISED	RECOMMENDATIONS	RESPONSIBLE DIRECTORATE/ OFFICIAL	TIMEFRAME
			<p>(b) That progress reports regarding corrective measures to address land invasions form part of MPAC's quarterly reports.</p> <p>(c) That the Executive Director: Human Settlements provides the Committee with a report on audit done on informal settlements; the report must include:</p> <ul style="list-style-type: none"> - Who owns the land invaded by informal settlements; and - Which pockets of land are owned by the Municipality. <p>(d) That the Executive Director: Human Settlements provides a progress report on the discussions held with National and Provincial Departments of Human Settlements for the transfer of R 46 million for the building of houses to the NMBM</p> <p>(e) The Executive Director: Human Settlements engage National and Provincial government on the possibility of getting accreditation for building houses and report back to the next Quarterly MPAC meeting</p>	<p>Executive Director: Human Settlements</p> <p>Executive Director: Human Settlements</p> <p>Executive Director: Human Settlements</p>	<p>26 October 2021</p> <p>26 October 2021</p> <p>05 August 2021</p> <p>26 October 2021</p>
	18	The Committee raised concerns about staff shortage in the Emergency Services Department.	(a) That a progress report regarding filling of critical vacancies be presented at MPAC quarterly meetings.	Executive Director: Corporate Services	26 October 2021

AREA 2	NO	MATTER UNDER CONSIDERATION/ CONCERNS RAISED	RECOMMENDATIONS	RESPONSIBLE DIRECTORATE/ OFFICIAL	TIMEFRAME
	19	The Committee raised a concern on the lack of cascading of performance management system in the Municipality.	(a) That a progress report from the task team responsible for the cascading of performance management systems within the Nelson Mandela Bay Municipality form part of MPAC's quarterly reports.	Executive Director: Corporate Services	26 October 2021
	20	The Committee raised a concern on the huge number of ATTP applicants still awaiting approval.	(a) That a strategy to facilitate the approval of ATTP applications be submitted to the next ordinary meeting of MPAC.	Chief Financial Officer	05 August 2021
	21	The Committee raised a concern on the low rate of revenue collection from traffic fines.	(a) That the Executive Director: Safety and Security researches and establishes an effective system that will ensure maximum revenue collection from traffic fines and a report on the above be submitted to the next ordinary meeting of MPAC.	Executive Director: Safety and Security	05 August 2021
	22	The Committee raised a concern about the Desalination Project.	(a) That the Acting Executive Director: Infrastructure and Engineering submits a progress report on the Desalination Projects to the next ordinary meeting of MPAC.	Executive Director: Infrastructure and Engineering	05 August 2021
	23	The Committee raised a concern on the poor management of municipal properties.	(a) That MPAC be provided with the list of properties that the NMBM owns. (b) That a report on investment property be submitted to the next MPAC meeting and that both Human Settlements and Corporate Services Directorates to agree on which Directorate should manage investment properties. (c) That the Executive Director: Corporate Services provides a report to MPAC on lease agreements in respect of NMBM leased properties.	Executive Director: Corporate Services	05 August 2021

AREA 2	NO	MATTER UNDER CONSIDERATION/ CONCERNS RAISED	RECOMMENDATIONS	RESPONSIBLE DIRECTORATE/ OFFICIAL	TIMEFRAME
	24	The Committee raised a concern about the significant number of properties without water and electricity meters.	<p>(a) That MPAC be provided with the number of both water and electricity meters installed in the NMBM.</p> <p>(b) That a report indicating the number of water and electricity meters which are not on the billing system and the reasons for them not being on the billing system be submitted to the next ordinary meeting of MPAC.</p> <p>(c) That a report on properties, supplied with municipal water, that do not have water meters, reason why this has occurred and the actions taken to resolve this be submitted to the next ordinary meeting of MPAC</p> <p>(d) That a progress report on the implementation of the considered amnesty for electricity tempering be submitted to the quarterly meetings of MPAC.</p>	<p>Acting Executive Director: Infrastructure and Engineering</p> <p>Executive Director: Electricity and Energy.</p> <p>Acting Executive Director: Infrastructure and Engineering</p> <p>Acting Executive Director: Electricity and Energy</p>	<p>05 August 2021</p> <p>26 October 2021</p> <p>26 October 2021</p> <p>26 October 2021</p>
	25	The Committee raised a concern on the poor management of water leaks contributing to huge water losses.	<p>(a) That the appointment of Water Ambassadors for each ward be considered by the Infrastructure and Engineering Directorate to assist with the detection of water leaks.</p> <p>(b) That a progress report on the fixing of water leaks be submitted to the quarterly meetings of MPAC.</p>	<p>Acting Executive Director: Infrastructure and Engineering</p>	<p>26 October 2021</p> <p>26 October 2021</p>

AREA 2	NO	MATTER UNDER CONSIDERATION/ CONCERNS RAISED	RECOMMENDATIONS	RESPONSIBLE DIRECTORATE/ OFFICIAL	TIMEFRAME
			<p>(c) That the Infrastructure and Engineering Directorate facilitates a Water Leaks Reduction Workshop for all Councillors.</p> <p>(d) That the Executive Director: Infrastructure and Engineering submits a report on the breakdown by area of water losses across the NMBM, including the volume of losses per area to the next ordinary meeting of MPAC.</p> <p>(e) That Council exercises strict oversight on the reduction of water leaks.</p>	<p>Acting Executive Director: Infrastructure and Engineering</p> <p>Office of the Speaker</p>	<p>26 October 2021</p> <p>05 August 2021</p> <p>Immediately</p>
	26	The Committee expressed serious concerns regarding the distribution of ward-based budget; citing that the budget document had numerous errors and was not clear in terms of setting out specific projects per ward.	<p>(a) That the Municipality develops an inclusive ward-based budget planning strategy/process.</p> <p>(b) That the strategy in terms of (a) be submitted to the next ordinary meeting of MPAC.</p>	Chief Operating Officer	26 October 2021
	27	The Committee raised a concern on the lack of card machines at Customer Care Centres.	(a) That the Chief Financial Officer ensures availability of card machines at Customer-Care Centres.	Chief Financial Officer	30 September 2021
	18	The Committee raised a concern on the lack of traffic calming measures in the townships	(a) That the Office of MPAC facilitates an oversight visit to Motherwell with a view to monitoring progress on the implementation of traffic calming measures.	Office of the Chairperson: MPAC	26 October 2021
	29	The Committee raised concerns around KPI's not covering all areas necessary for a holistic view of the NMBM.	(a) That the following KPIs be added to the NMBM Scorecards.	Office of the Chief Operating Officer	30 July 2021

AREA 2	NO	MATTER UNDER CONSIDERATION/ CONCERNS RAISED	RECOMMENDATIONS	RESPONSIBLE DIRECTORATE/ OFFICIAL	TIMEFRAME
			<ul style="list-style-type: none"> • Number of fines issued for by-law offences per Metro Police official per day. • Number of road blocks mounted by Metro Police to address by-law offences. • Number of joint operations conducted at scrap yards by metro police to address theft of municipal assets. • Number of joint operations conducted at Problem Buildings to address by-law offences. • Number of foot patrols conducted per week to establish visibility of the Metro Police in townships • % year-on-year reduction in non-revenue water. 		

7.3 AREA 3: MANDELA BAY DEVELOPMENT AGENCY REPORT

AREA 3	NO	MATTER UNDER CONSIDERATION/ CONCERNS RAISED	RECOMMENDATIONS	RESPONSIBLE DIRECTORATE/ OFFICIAL	TIMEFRAME
MBDA REPORT	30	Concerns were raised on steps not taken by MBDA to address problems raised in paragraphs 24, 25 and 26 of the Auditor-General's findings.	(a) That Acting City Manager investigates remedial actions to correct problems identified in paragraphs 24, 25 and 26 of the AG report relating to MBDA.	Office of the City Manager	30 September 2021
	31	The Committee raised a concern about the absence of MBDA Board	(a) That NMBM fast-track the election of MBDA Board.	Deputy Executive Mayor	30 September 2021
	32	The Committee raised a concern about the management of the NMB Stadium.	(a) That NMBM urgently addresses the issue of stadium management. (b) That the Deputy Executive Mayor convenes a meeting with EDTA and MBDA to discuss funding models for the stadium.	Deputy Executive Mayor	30 September 2021

7.4 AREA 4: AUDITOR-GENERAL'S REPORT AND ANNUAL CONSOLIDATED FINANCIAL STATEMENTS

AREA 4	NO	MATTER UNDER CONSIDERATION/ CONCERNS RAISED	RECOMMENDATIONS	RESPONSIBLE DIRECTORATE/ OFFICIAL	TIMEFRAME
AUDITOR-GENERAL'S REPORT AND ANNUAL CONSOLIDATED FINANCIAL STATEMENTS	33	On the issue of drain cleaning project, the Auditor-General was of the view that there was fruitless expenditure incurred because service providers were paid without any evidence of work done.	(a) That the Acting City Manager submits a progress report on the investigations regarding the alleged fruitless and wasteful expenditure that was incurred on the drain cleaning project to the next quarterly meeting of MPAC.	Office of the City Manager	26 October 2021
	34	The Committee raised the issue of poor management of Property, Plant and Equipment resulting in recurring audit finding.	(a) That a comprehensive report on Property, Plant and Equipment be prepared for the next ordinary MPAC meeting.	Office of the City Manager	26 October 2021
	35	The Committee raised a concern on the evergreen contracts.	(a) That a progress report on addressing evergreen contracts be submitted to the next ordinary MPAC meeting.	Acting Executive Director: Infrastructure and Engineering	26 October 2021

8. OVERSIGHT COMMITTEE RECOMMENDATIONS FROM 2017/18 and 2018/19 OVERSIGHT REPORTS NOT IMPLEMENTED

In addition to the recommendations cited in the preceding section (Section 7), the MPAC resolved to review its Oversight Report of the previous financial year(s) (2017/18 and 2018/19) to assess whether the recommendations it had made in the previous financial years had been implemented.

9. OVERSIGHT COMMITTEE RESOLUTIONS:

Having fully considered the Nelson Mandela Bay Municipality's 2019/20 Annual Report, the Municipal Public Accounts Committee resolves to recommend to Council the following:

- (a) That the Council, having fully considered the Annual Report of the NMBM for the 2019/20 financial year, adopts the Oversight Report, circulated as Annexure "A" to this agenda, as presented by MPAC.
- (b) That the 2019/20 Annual Report be approved with comments and recommendations as included in the Oversight Report.
- (c) That the recommendations of the Municipal Public Accounts Committee reflected in Section 7 of its 2019/20 Oversight Report be adopted and that, the progress made with the implementation thereof be reported in the Quarterly Reports to MPAC.
- (d) That the progress with the implementation of outstanding recommendations by MPAC emanating from the 2017/18 and 2018/19 financial years be reported in the Quarterly Reports to MPAC.
- (e) That the Oversight Report be made public in accordance with Section 129 (3) of the Local Government: Municipal Finance Management Act, Act 56 of 2003.

- (f) That the Oversight Report for the 2019/20 financial year be submitted to the Provincial Legislature in accordance with Section 132(2) of the Local Government: Municipal Finance Management Act, Act 56 of 2003.
- (g) That Council, having fully considered the Mandela Bay Development Agency's (MBDA's) Annual Report, as included in the NMBM's 2019/20 Annual Report, approves the Municipal Entity's Annual Report.

APPENDIX “A”:

**Minutes of Oversight Committee
(Municipal Public Accounts Committee)
meetings**

MINUTES OF PROCEEDINGS OF MUNICIPAL PUBLIC ACCOUNTS COMMITTEE

**MINUTES OF PROCEEDINGS OF MUNICIPAL PUBLIC ACCOUNTS
COMMITTEE**

(Meeting held on 6 April 2021)

PRESENT: Councillor P F Tshanga (Chairperson)

Councillor N P Antoni (Joined Virtually)
Councillor C Garai (Joined Virtually)
Councillor M Gidane
Councillor M E Mbelekane
Councillor M K Mogatosi (Joined virtually)
Councillor H Müller
Councillor S L Ncana
Councillor L Nombola
Councillor S Soyes (Joined Virtually)
Councillor M G Steyn

ALSO PRESENT: Councillor N Nyati
Councillor I van Wyk

Acting City Manager (Mr M George)
Acting Chief Operating Officer (Dr W Obeng)
Acting Chief Financial Officer (Mr M Nogqala)
Executive Director: Sport, Recreation, Arts and Culture
Executive Director: Electricity and Energy
Executive Director: Corporate Services
Executive Director: Safety and Security
Executive Director: Economic Development, Tourism and Agriculture
Acting Executive Director: Infrastructure and Engineering (Mr J Tsatsire)
Acting Executive Director: Public Health (Mr M P Nodwele)
Acting Director: Office of the City Manager (Ms T Shabudien)
Acting Director: Internal Audit and Risk Assurance (Ms T Knoetze)
MPAC Coordinator (Mr A de Wet)
Committee Officer (Mr O Bingwa)

ABSENT WITHOUT LEAVE:

**APPLICATIONS FOR LEAVE OF ABSENCE IN TERMS OF PARAGRAPH 3 OF THE
CODE OF CONDUCT / APOLOGIES**

No applications for leave of absence were received.

Apologies were received from:

Councillor T F Tshangela.

Chief Financial Officer who was on leave.

**DISCLOSURE OF INTERESTS BY COUNCILLORS IN TERMS OF PARAGRAPH 5 OF
THE CODE OF CONDUCT (SCHEDULE 1 OF THE SYSTEMS ACT NO. 32 OF 2000)**

There were no disclosures.

DISCLOSURE OF INTERESTS BY OFFICIALS

There were no disclosures.

CONFIRMATION OF MINUTES

RESOLVED:

That the Minutes of Proceedings of the Municipal Public Accounts Committee at its meetings held on 11 March 2021 and 18 March 2021 (Special), as circulated, be hereby confirmed

REPORT BY EXECUTIVE DIRECTOR: CORPORATE SERVICES

9. FILLING OF VACANCIES ON THE MUNICIPAL PUBLIC ACCOUNTS SUB-COMMITTEE (MPAC SUBCOMMITTEE) (Item 1 – Agenda p.1)

The Committee was of the view that this item should be dealt with at the next ordinary meeting of MPAC.

RESOLVED:

That this item be DEFERRED to the next ordinary MPAC meeting.

10. 2019/2020 ANNUAL REPORT PROCESS / ROAD MAP (Item 2 – Agenda p.2)

It was indicated that Mondays and Fridays were not suitable days to convene meetings and that alternative days should be considered when planning for MPAC meetings.

It was also suggested that Supply Chain Management unit and MMCs' should attend MPAC meetings when the Annual Report was considered.

RESOLVED:

That the process / roadmap to deal with the 2019/2020 Annual Report be adopted by the Municipal Public Accounts Committee.

11. 2019 / 20 ANNUAL AND OVERSIGHT REPORT DEVELOPMENT PROCESS (Item 3 – Agenda p.4)

NOTED.

The meeting terminated at 10:30.

CHAIRPERSON

MINUTES OF PROCEEDINGS OF MUNICIPAL PUBLIC ACCOUNTS COMMITTEE

(Meeting held on 9 April 2021)

PRESENT: Councillor P F Tshanga (Chairperson)

Councillor N P Antoni (Joined Virtually)
Councillor C Garai
Councillor M Gidane
Councillor M E Mbelekane
Councillor M K Mogatosi (Joined virtually)
Councillor H Müller (Joined Virtually)
Councillor S L Ncana
Councillor L Nombola
Councillor S Soyes (Joined Virtually)
Councillor M G Steyn (Joined Virtually)
Councillor T F Tshangela
Councillor A Van der Westhuyzen

ALSO PRESENT: Councillor N Nyati
Councillor I van Wyk (Joined Virtually)
Councillor R Riordam

Acting City Manager (Mr M George)

Acting Chief Operating Officer (Dr W Obeng)
Acting Chief Financial Officer (Mr M Ngqala)
Executive Director: Sport, Recreation, Arts and Culture
Executive Director: Electricity and Energy
Executive Director: Public Health
Executive Director: Corporate Services
Executive Director: Safety and Security
Executive Director: Economic Development, Tourism and Agriculture
Acting Executive Director: Infrastructure and Engineering (Mr J Tsatsire)
Senior Director: Budget and Treasury (Mr J Ngcelwane)
Acting Director: Office of the City Manager (Ms T Shabudien)
Acting Director: Internal Audit and Risk Assurance (Ms T Knoetze)
Deputy Director: Performance Management (Ms A Dowd-Krause)
Chief Risk Officer: Office of the COO (Ms P Nwachuku)
Chief Auditor: MIS (Mr A Jacobs)
Chief Auditor: Internal Audit (Mr N Bisson)
Performance Management Practitioner: Office of the COO (Mr L Denston)
MPAC Coordinator (Mr A de Wet)
Executive Support: Electricity and Energy (Ms H Terblanche)
Chief Committee Officer (Mr L Myira)
Committee Officer (Mr O Bingwa)

ABSENT WITHOUT LEAVE:

**APPLICATIONS FOR LEAVE OF ABSENCE IN TERMS OF PARAGRAPH 3 OF THE
CODE OF CONDUCT / APOLOGIES**

No applications for leave of absence were received.

Apologies were received from:

Councillor Jikeka.

The Chief Financial Officer who was on leave.

The Chief Executive Officer: MBDA

The Assistant Director: Internal Audit (Mr S Gwija).

**DISCLOSURE OF INTERESTS BY COUNCILLORS IN TERMS OF PARAGRAPH 5 OF
THE CODE OF CONDUCT (SCHEDULE 1 OF THE SYSTEMS ACT NO. 32 OF 2000)**

There were no disclosures.

DISCLOSURE OF INTERESTS BY OFFICIALS

There were no disclosures.

REPORT BY EXECUTIVE DIRECTOR: CORPORATE SERVICES

**12. NELSON MANDELA BAY METROPOLITAN MUNICIPALITY'S ANNUAL
REPORT FOR 2019/20 FINANCIAL YEAR (10/1/1/1)**

12.1 MBDA Report (Annual Report Vol.5)

A concern was raised regarding the Chief Executive Officer: MBDA who was always absent at MPAC meetings when issues related to the MBDA were dealt with.

It was indicated, at this stage, that the MBDA Board of Directors had not considered the entity's Draft Annual Report and hence same was not finalised. Consequently, the Committee was of the view that the MBDA's report should not be dealt with at this meeting as earmarked. In addition, the Acting City Manager was requested to liaise with the MBDA in a form of a written correspondence; advising the entity's Board to convene an urgent meeting, by no later than 16 April 2021 where the draft MBDA report would be considered and finalised. It was further stated that feedback in respect of the engagements with the MBDA should be submitted to the office of MPAC in order to ensure that the report was dealt with timeously.

RESOLVED:

- (a) That the Acting City Manager write to the MBDA advising its Board of Directors to consider the Draft Annual Report by no later than 16 April 2021.
- (b) That the finalised report per (a) above be submitted to MPAC urgently.
- (c) That the Acting City Manager provide feedback in respect of his engagements with the MBDA in this regard to the office of MPAC chairperson.

12.2 Audit Committee Report (Annual Report Vol.4)

The Committee raised the following questions and concerns in respect of this item:

- The progress status regarding the R90m SEBATA contract for the implementation of mSCOA
- Clarity on whether the new contract for mSCOA implementation was included in the initial R90m
- Clarity on the progress made in engaging SITA as the replacement to SEBATA
- Financial Implications on forensic investigations that produced little to no results.
- The compromised independence of Internal Audit due to same being under the office of the City Manager.
- Senior Managers who were not responsive to the recommendations from Internal Audit where potential risks were identified.
- The lack/absence of Consequence Management in the Municipality.
- Shortage of staff which resulted to Lack/poor performance by Internal Audit.
- Lack/poor performance by the Legal Department.
- Audit Committee report should have been presented by the Audit Committee member instead of Internal Audit staff member.
- Financial Statements should have been discussed at Budget and Treasury Committee before submitting the same to the Auditor General.
- Why the Forensic Unit had not submitted any reports in the past two years?
- Need to finalise organogram in order to facilitate filling of critical vacancies in the Internal Audit unit.

RESPONSES

- It was explained that SITA was appointed to replace SEBATA and that the operating cost for phase 1 of mSCOA would be R4.8m.
- It was further reported that SEBATA was claiming settlement amount of R60m for the work done on mSCOA and in return NMBM was making counter claim of R90m which was paid to SEBATA.

RESOLVED:

- a) That the Municipality consider changing the recruitment processes for Senior Officials and that appointment of same be in accordance with merits and competence to avoid poor performance in the administration.
- b) That the process per (a) above be fair, transparent, rigorous and consist of all political parties that serve in Council.
- c) That the Legal Department be reviewed in order to establish its challenges and improve its performance.
- d) That Critical Vacancies be filled, particularly within Internal Audit, in order to improve the overall performance of the Municipality.
- e) That a progress report regarding the implementation of mSCOA form part of MPAC's Quarterly Reports.
- f) That the report per (e) above include progress of the court proceedings regarding SEBATA case
- g) That Internal Audit submit a comprehensive report to the office of the City Manager, highlighting which departments and officials neglected recommendations where potential risks were identified.
- h) That the Acting City Manager submit the report per (g) above with the inputs as to what steps have been taken against the officials who did not put into effect the recommendations from Internal Audit to the next ordinary MPAC meeting.

The meeting terminated at 12:15.

CHAIRPERSON

It was furthermore, enquired as to what action was taken by the Acting City Manager against Directorates that did not respond to AG findings.

The Committee further requested to know from the Internal Audit Director about the nature of the threat, if any, as reflected in the AG report.

Further requested to know if the listed findings had been addressed and what was the testing method used in addressing findings?

It was also enquired as to why only 28% of the audit plan was performed for the previous year.

Internal Audit Director explained that the 2018/2019 AG report was only received in March 2020.

She further explained that Internal Audit Sub-Directorate was under staffed as the result they could not implement remedial actions as proposed by AG's office.

She reported that they did sample of findings with Directorates and that 53% of tests done had not been implemented by Directorates.

She explained that previous CFOs did not accept Internal Audit reports in relation to their performance. The other problem identified was that there was too much acting in positions.

She further explained that most of the proposed remedial actions were not implemented e.g. intangible assets.

Furthermore, it was explained that Directorates take too long to respond to enquiries from Internal Audit.

Acting Municipal Manager informed the meeting that the budgeted amount for filling of vacancies was R41m.

RESOLVED:

- (a) That Internal Audit vacancies be filled as a matter of urgency.
- (b) That Acting Municipal Manager implements Recovery Plan as presented by the Auditor General.
- (c) That a standard format for Recovery Plan be developed for MPAC reports.
- (d) That MPAC and Audit Committee monitor Audit Action Plan progress.
- (e) That implementation of Audit Action Plan be reported to Council.
- (f) That Chief Financial Officer submit a report to MPAC quarterly meeting concerning ATTP policy.
- (g) That there should be consequence management for non-performance by responsible Directorates as reflected in the AG report.
- (h) That National Treasury be requested to submit a report on the progress made in respect of IPTS.

- (i) That abuse of deviation by Supply Chain Management be investigated.
- (j) That MSCOA be implemented as a matter of urgency.
- (k) That MSCOA Project Manager be appointed with clear KPIs.
- (l) That Asset Manager submit a report to MPAC concerning asset register.
- (m) That the current ATTP policy be replaced by the previous policy as current policy has loopholes.
- (n) That timeframes be set for CFO's proposed remedies to AG concerns.

Due to time constraints it was resolved that outstanding questions be sent to Directorates for responses.

Meeting adjourned at 13:30

CHAIRPERSON

**MINUTES OF PROCEEDINGS OF MUNICIPAL PUBLIC ACCOUNTS
COMMITTEE**

(Special Meeting held on 15 April 2021)

PRESENT: Councillor P F Tshanga (Chairperson)

Councillor N P Antoni (Joined Virtually)
Councillor C Garai
Councillor M E Mbelekane
Councillor M K Mogatosi (Joined Virtually)
Councillor H Müller (Joined Virtually)
Councillor S L Ncana
Councillor L Nombola
Councillor S Soyès

ALSO PRESENT: Councillor W Jikeka (Joined Virtually)
Councillor N Nyati
Councillor R B Riordan

Councillor A van der Westhuyzen
Councillor I van Wyk

Acting City Manager (Mr M George)
Acting Chief Operating Officer (Dr W Obeng)
Chief Financial Officer
Executive Director: Public Health
Executive Director: Corporate Services
Executive Director: Electricity and Energy
Acting Executive Director: Sport, Recreation, Arts and Culture (Ms K Ngesi)
Acting Executive Director: Safety and Security (Mr S Brown)
Acting Director: Internal Audit and Risk Assurance (Ms T Knoetze)
Chief Auditor: MIS (Mr A Jacobs)
Senior Internal Auditor: Internal Audit (Ms R Brockett)
Performance Management Practitioner: Office of the COO (Ms N Goqoza)
Performance Management Practitioner: Office of the COO (Ms Z Mhuluhulu)
Performance Management Practitioner: Office of the COO (Ms M Randeria)
MPAC Coordinator (Mr A de Wet)
Chief Committee Officer (Mr L Myira)
Committee Officer (Mr O Bingwa)

ABSENT WITHOUT LEAVE:

**APPLICATIONS FOR LEAVE OF ABSENCE IN TERMS OF PARAGRAPH 3 OF THE
CODE OF CONDUCT / APOLOGIES**

No applications for leave of absence were received.

Apologies were received from:

MMC: Sport, Recreation, Arts and Culture
MMC: Infrastructure and Engineering.
MMC: Public Health
MMC: Budget and Treasury

The Executive Director: Sport, Recreation, Arts and Culture.

**DISCLOSURE OF INTERESTS BY COUNCILLORS IN TERMS OF PARAGRAPH 5 OF
THE CODE OF CONDUCT (SCHEDULE 1 OF THE SYSTEMS ACT NO. 32 OF 2000)**

There were no disclosures.

DISCLOSURE OF INTERESTS BY OFFICIALS

There were no disclosures.

REPORT BY EXECUTIVE DIRECTOR: CORPORATE SERVICES

13. NELSON MANDELA BAY METROPOLITAN MUNICIPALITY'S ANNUAL REPORT FOR 2019/20 FINANCIAL YEAR (10/1/1/1)

13.1 Nelson Mandela Bay Performance Scorecards (p. 287)

The Committee had an extensive debate in respect of this item and consequently highlighted serious concerns, particularly on the following KPIs:

- **KPI No.2 Number of new water connections meeting minimum standards**

It was indicated that many houses remained without water meters, which consequently resulted to water losses. However, it was explained that the matter was being addressed and that water meters were being installed in the new houses including the historical backlog.

- **KPI No.3 Number of boreholes drilled**

The Committee was of the view that the Municipality should ensure that all the boreholes were operational in order to combat the issue of drought that was facing Nelson Mandela Bay.

RESOLVED:

That the Acting City Manager ensure all boreholes are operational with a view to addressing water shortages in the Nelson Mandela Bay.

- **KPI No.8 Percentage of complaints callouts responded to within 24 hours (water)**

It was indicated that responding to callouts did not mean that complaints were actually addressed and therefore, this KPI should be amended to reflect how many complaints have been resolved and in how many hours or days it took to resolve same.

RESOLVED:

- (a) That the report indicate the number of complaints /callouts addressed.
- (b) That the report also reflects percentage of complaints resolved in relation to complaints received.

- **KPI No.9 Percentage if complaints callouts responded to within 24 hours (water)**

It was indicated that responding to callouts did not mean that complaints were actually addressed and therefore, this KPI should be amended to reflect how many complaints have been resolved and in how many hours or days it took to resolve same.

RESOLVED

- (a) That the report indicate the number of complaints /callouts addressed.
- (b) That the report also reflects percentage of complaints resolved in relation to complaints received.

- **KPI No. 27 Percentage non-technical electricity losses (electricity losses as a result of non-technical causes attributed to either electricity theft/non-metered electricity/meter tampering/ meter failure and/or illegal connections)**

Upon questions and concerns, it was stated that the Municipality was working on a strategy to address the issue of illegal connections around the Nelson Mandela Bay.

The Committee also raised that there were great challenges on the Municipality's billing system, which required urgent attention.

The Committee also raised concerns about the high number of premises that Municipal officials could not gain access to them to perform inspections.

RESOLVED

That the report on electricity tampering indicate areas where tampering was happening.

- **KPI No.28 Number of urban refuse transfer stations upgrade**

RESOLVED

- (a) That the Gillespie refuse transfer station be closed, and a new site be investigated.
- (b) That the Public Health Directorate develop future plans for upgrading refuse transfer sites.

- **KPI No. 29 Percentage of known informal settlements receiving integrated waste handling services**

It was indicated that the Municipality was not allowed to render waste management services to informal settlements on privately owned erven and/or where land had been invaded, hence the underperformance was recorded against this KPI.

Consequently, the Committee was of the view that additional funding should be sourced to address the issue of land invasions. Secondly, progress reports herein should form part of MPAC's quarterly reports.

RESOLVED:

- (a) That the Acting City Manager source additional funding to address land invasions.
 - (b) That progress reports regarding corrective measures and per(a) above form part of MPAC's quarterly reports.
- **KPI No.35 Percentage compliance with the required attendance time for structural firefighting incidents.**

Committee raised concerns about staff shortage in emergency services.

RESOLVED

That the progress report regarding filling of critical vacancies be presented in MPAC quarterly report.

- **KPI No. 51 Number of subsidised housing units completed**

After questions and concerns regarding this item, it was indicated that there were discussions with the National and Provincial government to transfer about R46 Million to the Nelson Mandela Bay Municipality for the function of building houses.

It was also argued that Nelson Mandela Bay Metro should engage Provincial Government regarding the possibility of Nelson Mandela Bay Metro getting accreditation to deliver houses as Housing Development Agency had failed to deliver houses to expected level.

- **KPI No. 63 Cascading a Performance Management System within Nelson Mandela Bay Municipality**

It was indicated that there was a task team that was dealing with this matter, consequently, the Committee requested that a progress report on same be submitted to MPAC's quarterly meetings.

RESOLVED:

That progress reports on the works of the Task Team responsible for cascading a performance management system within Nelson Mandela Bay Municipality form part of MPAC's quarterly reports.

- **KPI No 67 Percentage qualifying households earning less than or equal to R3560 per month (two state pensions) with access to free basic services.**

The Committee enquired as to why the report has indicated 100% success rate in providing ATTP service whilst 11672 applicants were still awaiting approval.

RESOLVED:

That the abovementioned KPI should also indicate how many households were still awaiting to be approved for ATTP.

- **KPI No.81 Number of beaches upgraded**

It was explained that underperformance was a result of late loading of budgets and creation of job numbers for service providers to commence work.

The Committee requested a percentage breakdown of the Directorates performance in relation to the above mention KPI.

- **KPI No. 88 Percentage of the Municipality's Capital Budget actually spent**

It was explained that objections resulted to delays in projects and ultimately led to lack/poor spending of Capital Budget.

The Committee was of the view that the Municipality should establish an objection limiting strategy i.e. sue the objector who did not have a valid motive for objecting.

- **KPI No. 97 Percentage revenue collection from traffic fines (as per the set budget targets)**

The Executive Director: Safety and Security was requested to research and establish an effective system that would ensure maximum revenue collection from traffic fines.

RESOLVED:

That the Executive Director: Safety and Security research and establish an effective system that will ensure maximum revenue collection from traffic fines.

- **KPI No. 102 Percentage of customers satisfied with the services rendered in Nelson Mandela Bay Municipality**

The Committee indicated that this KPI should include the number of people who were surveyed and how many were satisfied or dissatisfied. The surveys should help Council measure its performance in respect of rendering services to the people.

RESOLVED:

That the report should quantify the number of customers surveyed.

ADDITIONAL KPI RECOMMENDATIONS

It is recommended:

That the following KPIs be added to the NMBM Scorecards:

- Progress regarding the implementation of mSCOA.
- Achievements and progress, particularly on serious offences, of the Nelson Mandela Bay Metro Police.
- Leases.
- List of beneficiaries.
- Percentage of billed revenue paid to Eskom for bulk services.
- For KPIs 19,20 and 45 a comprehensive report on IPTS progress should be prepared for consideration in MPAC quarterly meeting.
- Non- revenue water in relation to KPI 9.

FURTHER RESOLVED:

That the Acting Municipal Manager provide progress report in relation to KPI 7 in the next MPAC quarterly meeting.

That the Acting Municipal Manager submits progress report concerning Desalination Plant.

The Chairperson at this stage adjourned the meeting for a comfort break.

(Meeting adjourned at 12:38 and reconvened at 13:00)

(Councillor Mbelekane left the meeting during the break at approximately 13:00)

13.2 Additional Reporting – EC CoGTA Indicators (p. 323)

NOTED

13.3 2019 General Household Survey (p. 331)

It was indicated that this item should be deferred to the next meeting of MPAC.

RESOLVED:

That this item be **DEFERRED** to the next MPAC meeting.

The meeting terminated at 15:50

CHAIRPERSON

**MINUTES OF PROCEEDINGS OF MUNICIPAL PUBLIC ACCOUNTS
COMMITTEE**

(Special Meeting held on 12 May 2021)

PRESENT: Councillor P F Tshanga (Chairperson)

Councillor N P Antoni
Councillor C Garai
Councillor M Gidane
Councillor W Jikeka (Joined Virtually)
Councillor H Müller
Councillor S L Ncana
Councillor L Nombola
Councillor R Riordan
Councillor X N Nyati
Councillor S Soyes (Joined Virtually)
Councillor I L van Wyk

ALSO PRESENT: Councillor M Mbelekane
Councillor M K Mogatosi (Joined Virtually)
Councillor A van der Westhuyzen

Acting City Manager (Mr L Magalela)

Acting Chief Operating Officer (Dr W Obeng)

Chief Financial Officer

Executive Director: Sport, Recreation, Arts and Culture

Executive Director: Public Health

Executive Director: Safety and Security

Executive Director: Human Settlements

Acting Executive Director: Electricity and Energy (Mr T Tsepane)

Acting Executive Director: Infrastructure and Engineering (Mr J Tsatsire)

Director: Strategic Projects: Economic Development, Tourism and
Agriculture (Ms A Buchner)

Director: Internal Audit (Ms B Chan)

Director: Corporate Services (Adv V Zeelie)

Director: Human Settlements (Ms N Bhebhe)

Acting Director: Office of the City Manager (Ms T Shabudien)

Assistant Director: Policy and Research (Ms S Classen)

Contracts Manager: Supply Chain Management (Budget & Treasury)
(Ms N Fumbeza)

Chief Risk Officer: Office of the COO (Ms P Nwachuku)

Chief Auditor: MIS (Mr A Jacobs)

Performance Management Practitioner: Office of the COO (Ms N Goqoza)

Performance Management Practitioner: Office of the COO
(Ms M Randeira)

MPAC Coordinator (Mr A de Wet)
Executive Support: Electricity and Energy (Ms H Terblanche)
Chief Committee Officer (Mr L Myira)
Committee Officer (Mr O Bingwa)

ABSENT WITHOUT LEAVE:

**APPLICATIONS FOR LEAVE OF ABSENCE IN TERMS OF PARAGRAPH 3 OF THE
CODE OF CONDUCT / APOLOGIES**

No applications for leave of absence were received.

Apologies were received from:

Councillors M Feni & T F Tshangela.

The Acting City Manager (Mr M George) who was on leave.

The Executive Director: Corporate Services.

The Executive Director: Economic Development, Tourism and Agriculture

**DISCLOSURE OF INTERESTS BY COUNCILLORS IN TERMS OF PARAGRAPH 5 OF
THE CODE OF CONDUCT (SCHEDULE 1 OF THE SYSTEMS ACT NO. 32 OF 2000)**

There were no disclosures.

DISCLOSURE OF INTERESTS BY OFFICIALS

There were no disclosures.

REPORT BY EXECUTIVE DIRECTOR: CORPORATE SERVICES

**14. NELSON MANDELA BAY METROPOLITAN MUNICIPALITY'S ANNUAL
REPORT FOR 2019/20 FINANCIAL YEAR (10/1/1/1)**

14.1 2019 General Household Survey (p. 331)

NOTED

14.2 Appendices A – E

NOTED

14.3 Appendices H – J

NOTED

14.4 Appendices P – S

NOTED

The meeting terminated at 10:30.

CHAIRPERSON

**MINUTES OF PROCEEDINGS OF MUNICIPAL PUBLIC ACCOUNTS
COMMITTEE**

(Meeting held on 8 June 2021)

PRESENT: Councillor P F Tshanga (Chairperson)

Councillor N Antoni (Joined Virtually)
Councillor C Garai
Councillor M Gidane
Councillor W Jikeka
Councillor H Müller
Councillor M K Mogatosi
Councillor L Nombola
Councillor X N Nyati
Councillor R B Riordan
Councillor S Soyes (Joined Virtually)
Councillor I van Wyk (Joined Virtually)
Councillor A Van der Westhuizen

ALSO PRESENT Councillor T Buyeye (Joined Virtually)
Councillor M Figg
Councillor A Lovemore (Joined Virtually)
Councillor S Ncana (Joined Virtually)
Councillor M Zinto (Joined Virtually)

ABSENT WITHOUT LEAVE

ALSO PRESENT: Acting Municipal Manager (Mr M George)
Chief Financial Officer
Executive Director: Corporate Services
Executive Director: Economic Development, Tourism and Agriculture
Executive Director: Electricity and Energy
Executive Director: Public Health
Executive Director: Human Settlements
Executive Director: Sport, Recreation, Arts and Culture
Executive Director: Safety and Security
Acting Executive Director: Infrastructure and Engineering
Director: SC and PM (V Zeelie)
Acting Director: Internal Audit: City Manager's Office (T Knoetze)
Acting Director: City Manager's Office (T Shabudien)
Acting Chief Operating Officer (W Obeng)
Manager: M and E : COO's Office (N N Mrubata)
PM Practitioner: COO's Office: PSR (N Goaoze)
ASD: SCM: Budget and Treasury (N Fumbeza)
Risk Committee Chairperson: MBDA (P Kondlo)
Acting CFO : MBDA (Z Khwela)

Stadium Manager: MBDA (M Mokonyana)
Risk Manager: MBDA (K Swart)
CEO: MBDA (A Adam)
OPS Executive: MBDA (D Hendricks)
Risk Specialist: COO (S Galada)
MPAC Coordinator (Mr A de Wet)
Chief Risk Officer (P Nwachukwu) (Joined Virtually)
Assistant Director: Performance Management (A Dowd-Krause)
(Joined Virtually)
Budget and Treasury (C Barnard) (Joined Virtually)
Performance Management Practitioner (L Denston) (Joined Virtually)
Performance Management Practitioner (M Randeria) (Joined Virtually)
Performance Management Practitioner (Z Mhuluhulu) (Joined Virtually)
Risk Management Practitioner (S Galada) (Joined Virtually)
Mr D Erasmus (Office of the Auditor-General) (Joined Virtually)
Mr T Mseleni (Office of the Auditor-General) (Joined Virtually)
Mrs T de Wet (Office of the Auditor-General) (Joined Virtually)
Mr C Westman (Provincial COGTA) (Joined Virtually)
Chief Committee Officer (Mr L Myira)
Committee Officer (Mr O Maawu)

**APPLICATIONS FOR LEAVE OF ABSENCE IN TERMS OF PARAGRAPH 3 OF THE
CODE OF CONDUCT / APOLOGIES**

None

**DISCLOSURE OF INTERESTS BY COUNCILLORS IN TERMS OF PARAGRAPH 5 OF
THE CODE OF CONDUCT (SCHEDULE 1 OF THE SYSTEMS ACT NO. 32 OF 2000)**

There were no disclosures made.

DISCLOSURE OF INTERESTS BY OFFICIALS

There were no disclosures made.

CONFIRMATION OF PREVIOUS MINUTES

MINUTES DATED 6 APRIL 2021

RESOLVED:

That the Minutes of Proceedings of this Committee at its meeting held on 6 April 2021, as circulated, be hereby confirmed.

MINUTES DATED 9 APRIL 2021

RESOLVED:

That the Minutes of Proceedings of this Committee at its meeting held on 9 April 2021, as circulated, be hereby confirmed.

MINUTES DATED 15 APRIL 2021

RESOLVED:

That the Minutes of Proceedings of this Committee at its meeting held on 15 April 2021, as circulated, be hereby confirmed with the following amendments:

- **KPI No.3**, it was resolved that: The Acting City Manager should ensure that all boreholes are operational and that the report should indicate the progress on the operation of each borehole.
- **KPI No. 8** should read: Percentage “of” instead of Percentage “if”.
- Resolution (a) should read as follows: That the report indicates the number of complaints/callouts not addressed.
- **KPI No. 9** should read: Percentage “of” instead of Percentage “if”.
- Resolution (a) should read as follows: That the report indicates the number of complaints/callouts not addressed.
- **KPI No. 45**: It was reported that Circular 88 provided minimum standards and that amendments to this KPI were underway.
- **KPI No. 52**: ACM reported that for this KPI, NMBM has aligned reports and in future all the reports will be accurate.
- **KPI No. 67**: Resolved: That the abovementioned KPI should also indicate how many households who have applied and were still awaiting to be approved for ATTP.
- **KPI No. 102**: Resolved: That the report should quantify the number of customers surveyed versus customers that were satisfied.

REPORT BY EXECUTIVE DIRECTOR: CORPORATE SERVICES

2019/20 ANNUAL REPORT OF NELSON MANDELA BAY METROPOLITAN MUNICIPALITY

14. MBDA AUDIT REPORT – ANNEXURE “B”

Concerns were raised concerning steps not taken by MBDA to address problems raised in paragraphs 24, 25 and 26 of the AGs findings.

The Committee commended MBDA for assisting the municipality in availing the stadium as a hospital during the peak of Covid-19 pandemic.

CEO of MBDA explained that the problems raised in paragraph 24 was as the result of cashflow problems that they initially experienced but that has since been resolved.

It was further explained that the problem identified by AG in paragraph 26 was deliberately done to try and accommodate local service providers. Also, that the absence of the board was another determining factor. It was further reported that the municipality should urgently discuss stadium management failing which by the end of June 2021 MBDA will hand back NMBM Stadium to the municipality without any staff member.

CEO of MBDA commended assistance they received from NMBM Internal Audit Unit together with the Performance Management Unit in ensuring that they comply with required standards.

The Committee commended the work done by MBDA for achieving clean audit report from the AG.

RESOLVED:

- (a) That NMBM fast track the election of MBDA Board.
- (b) That NMBM urgently address the issue of stadium management.
- (c) That Acting City Manager investigate remedial actions to correct problems identified in paragraphs 24, 25 and 26 of the AG report.

15. NMBM AUDIT REPORT – VOLUME III (PAGE 820)

The Committee applauded the progress made in trying to strive for a clean audit because the municipality has improved from seven qualifications from previous year to four qualifications for year 2019/2020.

The following are some of the concerns that were raised concerning the performance of NMBM:

- AGs comments were in some instances vague and too general as reflected in paragraphs 59 and 60 of the AG report.
- ATTP system was not supporting the people it was meant to support hence, maybe, an increase in electricity losses.
- Instability at NMBM, both politically and administratively, was hampering progress hence the delay in releasing grants by National Treasury for service delivery.
- Corporate Services and Human Settlements Directorates need to agree on who was responsible for maintaining and controlling Investment Property.
- Lack of consequence management, both politically and administratively, was hampering progress in service delivery due to bad decisions taken.
- Develop a clear programme on how NMBM PPEs were to be controlled.

The CFO explained that in terms of Unauthorised Expenditure, as reflected in paragraph 6 of the AG report, that qualification has been resolved by Council and as such NMBM has moved from seven qualifications from previous year to three for 2019.

He further explained that in terms of the vagueness of the AG report this was a summary of the findings and that a more comprehensive report was contained in the Executive Summary of the report.

Minutes of Municipal Accounts Committee

In terms of electricity losses, it was explained that the report was mainly focusing on those households that had tampered with meter boxes and that a pattern was observed that there were consumers that were using electricity yet there was no record of them buying electricity.

On the monitoring of the performance of service providers, it was requested that a system should be established for the monitoring of performance of contractors because AG has identified that as one of the weaknesses of NMBM as reflected in paragraph 59 of the report.

On the issue of the non-spending of grants, it was explained that this was linked to the late release of USDG grants by National Treasury.

On the issue of drain cleaning project, the AG was of the view that there was fruitless expenditure incurred because service providers were paid without any evidence of work done. As the result of this potential fruitless and wasteful expenditure, there is a potential of recovering the monies from the affected/responsible officials and politicians for any wrongdoing.

On the issue of Investment Property, the CFO referred the Committee to item 5 on page 652 of NMBM response. Also, that Corporate Services and Human Settlements Directorates should assist with the number of these properties, their location and lease agreements. Budget and Treasury will assist with the billing process.

On electricity tampering, Executive Director: Electricity and Energy explained that they were trying to encourage households to declare that they were tampering so as to get amnesty.

RESOLVED:

- (a) That NMBM appoints a service provider for Asset Register, within three months, to manage NMBM assets.
- (b) That NMBM develops action plan for service delivery to apply for rollover of unspent grants.
- (c) That a progress report on the drain cleaning project be submitted in the next ordinary MPAC meeting with recommendations and that responsible individuals be made to account for their actions/involvement.
- (d) That MPAC be provided with the list of properties that the NMBM owns.
- (e) That MPAC be provided with the number of, both, water and electricity meters installed in the NMBM.
- (f) That ATTP policy be strengthened to cater for the needy people.
- (g) That consequence management both politically and administratively be implemented
- (h) That a report on investment property be submitted to the next MPAC meeting and that both Human Settlements and Corporate Services Directorates to agree in which Directorate investment property resides.
- (i) That NMBM be stabilised by urgently appointing a Municipal Manager.

- (j) That comprehensive report on Property, Plant and Equipment be prepared for the next MPAC meeting.
- (k) That Corporate Services Directorate provides a report to MPAC on lease agreements for NMBM properties for billing purposes.
- (l) That a report, on how many households are benefiting from ATTP, be prepared for MPAC meeting.
- (m) That an amnesty period for households that had tampered with electricity meters be considered.
- (n) That Project Managers provide monthly reports to SCMU on performance of contractors.
- (o) That a report on evergreen projects be submitted to the next MPAC meeting.

16. MBDA REPORT – VOLUME V

SECTION 01: INTRODUCTION AND ORGANISATIONAL OVERVIEW

NOTED

17. FOREWORD BY EXECUTIVE MAYOR OF NMBM

NOTED

18. CHAIRPERSON'S REPORT

NOTED

19. CHIEF EXECUTIVE OFFICER'S REPORT

NOTED

20. MISSION, VISION AND STRATEGIC OBJECTIVES

NOTED

SECTION 02: CORPORATE GOVERNANCE

21. MANDATE

The Committee argued that due to the increase in the mandate of MBDA, there was a need to increase the budget of MBDA in order to meet the increased mandate.

NOTED

22. OWNERSHIP AND CONTROL

NOTED

23. BOARD OF DIRECTORS

NOTED

24. BOARD COMMITTEES

NOTED

25. EXECUTIVE MANAGEMENT

NOTED

SECTION 03: SERVICE DELIVERY REPORT

26. OVERVIEW OF PROGRAMMES AND ACTIVITIES

NOTED

27. INNER CITY PRECINCT – BAAKENS PEDESTRIAN BRIDGE

NOTED

28. INNER CITY PRECINCT – BAAKENS PARKWAY DEVELOPMENT

NOTED

29. INNER CITY PRECINCT – BAYWORLD AND HAPPY VALLEY

NOTED

30. UITENHAGE PRECINCT – RAILWAY SHEDS REDEVELOPMENT

NOTED

31. PSYCHOSOCIAL PROGRAMMES

NOTED

32. CREATIVE INDUSTRY

NOTED

33. HELENVALE PRECINCT – YOUTH CENTRES

NOTED

**34. SCHAUDERVILLE AND KORSTEN PRECINCT – MOORE DYKE SPORTS
COMPLEX**

NOTED

35 NMB SCIENCE AND TECHNOLOGY CENTRE

NOTED

36. CENTRAL SPECIAL RATING AREA

NOTED

37. FLAGSHIP PROJECT FOCUS – HELENVALE-BASED SPUU PROGRAMME

NOTED

38. FLAGSHIP PROJECT FOCUS – MBDA COVID-19 RELIEF INTERVENTION

NOTED

39. CORPORATE SERVICES

NOTED

40. HUMAN RESOURCES

NOTED

41. RISK MANAGEMENT

NOTED

42. MARKETING MANAGEMENT

NOTED

43. INFORMATION TECHNOLOGY

NOTED

44. SUPPLY CHAIN MANAGEMENT REPORT

NOTED

45. NELSON MANDELA BAY STADIUM

The Committee recommended that Stadium management need to develop ways to generate more income for self-sustenance of the stadium.

The Committee also commended the way the stadium has been maintained.

RESOLVED:

- (a) That the Deputy Executive Mayor convene a meeting with EDTA and MBDA to discuss funding models for the stadium.
- (b) That the Deputy Executive Mayor be given timelines for the finalisation of the abovementioned meeting and that he be held accountable for progress in the above regard.

46. INSTITUTIONAL PERFORMANCE REPORT

NOTED

The Committee applauded the good work done by MBDA and thereafter, the MBDA delegation was excused.

47. ANNUAL FINANCIAL STATEMENTS – VOLUME II

NOTED

48. CHAPTER 1

COMPONENT A

EXECUTIVE MAYOR’S OVERVIEW

NOTED

49. CITY MANAGER’S OVERVIEW

NOTED

50. COMPONENT B: EXECUTIVE SUMMARY

NMBM

NOTED

51. MUNICIPAL FUNCTIONS

NOTED

52. SERVICE DELIVERY OVERVIEW

NOTED

53. FINANCIAL HEALTH OVERVIEW

The Committee raised the following concerns/clarities:

- Clarity on unspent Communication Grant, as reflected in page 34 of the report in relation to the Wi-Fi, given the fact that some people were working from home.
- Clarity on how much was spent on repairs and maintenance, as reflected on page 67 of the report given the huge water losses amounts reported.
- Roadmap on how grants were to be spent given the fact that these were received much later than expected.

CFO explained that the municipality need to budget more for repairs and maintenance given the state of our infrastructure. Budgeting more meant that other services will be affected because council had to take from their budgets.

The Executive Director: Corporate Services explained that the Wi-Fi mentioned in the report was not managed by NMBM but NMBM has managed to have a temporary contract and the issue of a Wi-Fi contract will be accommodated in the coming financial year.

On the issue of grants Acting City Manager explained that the municipality received their grants in December 2020 and that they had six months to spend them in service delivery, as a result there were grants that they would have to apply for a roll-over. He further explained that by the end of the current financial year (2020/2021) there would be grants that are not spent and that the municipality would have to apply for a roll-over and that would be decided upon by September 2021 by the National Treasury. The municipality would have to put a strong motivation to National Treasury for their application for a roll-over.

In terms of the roadmap for service delivery, the Acting City Manager explained that there was a Service Delivery Steering Committee which was meeting on weekly basis to monitor progress on service delivery and its intention was monitor capital spending.

NOTED

54. CHAPTER 3 – SERVICE DELIVERY PERFORMANCE

COMPONENT A: BASIC SERVICES

Water Provision

The Committee raised concerns on the following aspects:

- Increasing water losses that has not yet been addressed.
- Turnaround time for fixing water leaks.
- Building of boreholes in dry areas, where there is no water supply.
- Removal of old water lines and installation of new water lines.
- Processes in place to address water leaks; and
- The long response time on reports for water leaks.

Acting Executive Director: Infrastructure and Engineering explained that for every plan to work efficiently it needs to be resourced and that most of the infrastructure was archaic.

It was reported that Infrastructure and Engineering Directorate had developed a ten-year plan to address water losses and this plan will cost about R1bn. Also, that Infrastructure and Engineering Directorate has developed work streams to deal with water losses. It was explained that for the current financial year, Infrastructure and Engineering Directorate has attended to approximately 30 000 leaks. Currently the municipality has about 36 plumbing teams that are attending to water leaks. As part of the review process, the Directorate was planning to double the number of plumbing teams to 60 teams in trying to meet the growing demand. In the immediate term the Directorate has appointed contractors to assist in combating water losses. The Directorate has also developed a “water festival” which is dealing with leaks in hot spots areas.

RESOLVED:

- (a) That the Acting Executive Director: Infrastructure and Engineering facilitate the appointment of permanent water leaks detector for each ward.
- (b) That the Acting Executive Director: Infrastructure and Engineering develops a register that would record all callouts made and addressed relating to water leaks.
- (c) That Water Ambassadors be appointed for each ward.

55. WASTEWATER (SANITATION) PROVISION

NOTED

56. ELECTRICITY AND ENERGY

NOTED

57. WASTE MANAGEMENT

NOTED

58. HUMAN SETTLEMENTS

The Committee requested a report on progress made in ward based informal settlements in terms of the provision of houses and water and sanitation. A concern was raised around the spiraling of land invasion and that proper control measures needed to be developed. The Committee felt that the NMBM should be given authority to deliver houses instead of that being done by Provincial Government or National Government.

Acting City Manager explained that housing delivery was the competency of Provincial and National Government.

RESOLVED:

That the Executive Director: Human Settlements provide the Committee with a report the on audit done on the informal settlements; the report must include:

- (a) Who owns the land invaded by informal settlements; and
- (b) Which pockets of land are owned by the Municipality?

59. FREE BASIC SERVICES AND INDIGENT SERVICES

NOTED

COMPONENT B: ROAD AND TRANSPORT

60. ROADS

NOTED

61. TRANSPORT

The Committee enquired as to whether IPTS was operating in all areas because other areas were not included in phase one.

It was explained that for IPTS to be rolled out, taxi associations need to first agree on the route.

NOTED

62. STORMWATER DRAINAGE

NOTED

COMPONENT C: LAND DEVELOPMENT

63. LAND PLANNING AND MANAGEMENT

NOTED

64. RESEARCH AND DEVELOPMENT

NOTED

65. LONG-TERM GROWTH AND DEVELOPMENT

NOTED

66. BUILT ENVIRONMENT PERFORMANCE PLAN

NOTED

67. INTEGRATION OF STRATEGIC PLANNING INITIATIVES OF NMBM

NOTED

68. ECONOMIC DEVELOPMENT, TOURISM AND AGRICULTURE

NOTED

COMPONENT D: COMMUNITY AND SOCIAL SERVICES

69. HERITAGE, LIBRARIES AND MUSEUMS

The Committee raised concerns on the vandalism of Halls, Libraries and Museums facilities which needed serious intervention and had to be addressed.

It was reported by the Executive Director: Safety and Security that there was a provision of R35 million to address the security of municipal infrastructure. Also, a tender for alarm system for municipal facilities was at an objection stage thereafter an award would be made.

NOTED

70. CEMETERIES

The Committee enquired as to whether there were plans for new burial sites.

It was explained that the Directorate of Public Health has applied for the extension of Matanzima Cemetery at Kwa-Nobuhle to cater for additional burial sites.

NOTED

71. SPECIAL SECTOR PROGRAMMES

NOTED

COMPONENT E: ENVIRONMENTAL PROTECTION

72. POLLUTION CONTROL

NOTED

73. BIODIVERSITY, LANDSCAPE AND OTHERS

NOTED

COMPONENT F: HEALTH

74. CLINICS

NOTED

75. AMBULANCE SERVICES

NOTED

76. HEALTH INSPECTION, FOOD AND ABATTOIR LICENSING AND INSPECTION

NOTED

77. HIV/AIDS AND TB MULTI-SECTORAL RESPONSE

NOTED

COMPONENT G: SAFETY AND SECURITY

78. METRO POLICE

The visibility of Metro Police in the communities was raised as an issue that needed to be addressed as well as Metro Police only performing traffic duties instead of enforcing by-laws.

NOTED

79. SECURITY SERVICES

NOTED

80. FIRE AND EMERGENCY

NOTED

81. TRAFFIC AND LICENSING SERVICES

NOTED

82. DISASTER MANAGEMENT

NOTED

COMPONENT H: SPORTS AND RECREATION

83. SPORT

NOTED

84. BEACHES, RESORTS AND EVENTS MANAGEMENT

NOTED

COMPONENT I: CORPORATE POLICY OFFICES AND OTHER SERVICES

85. POLICIES

NOTED

86. EXECUTIVE AND COUNCIL

NOTED

87. FINANCIAL SERVICES

NOTED

88. HUMAN RESOURCES MANAGEMENT SERVICES

NOTED

89. INFORMATION AND COMMUNICATION TECHNOLOGY

NOTED

90. LEGAL SERVICES AND RISK MANAGEMENT

NOTED

Meeting terminated at 16:00.

CHAIRPERSON

MINUTES OF PROCEEDINGS OF MUNICIPAL PUBLIC ACCOUNTS COMMITTEE

(Special Meeting held on 15 June 2021)

PRESENT: Councillor P F Tshanga (Chairperson)

Councillor C Garai
Councillor M Gidane
Councillor W Jikeka (Joined Virtually)
Councillor M Mogatosi (Joined Virtually)
Councillor H Muller (Joined Virtually)
Councillor M K Mogatosi (Joined Virtually)
Councillor H Müller (Joined Virtually)
Councillor S L Ncana (13:16)
Councillor L Nombola (13:25)
Councillor R B Riordan (Joined Virtually)
Councillor X N Nyati (Joined Virtually)
Councillor S Soyas (Joined Virtually)
Councillor T F Tshangela
Councillor I L van Wyk

ALSO PRESENT: Acting City Manager (Mr M George)
Acting Chief Operating Officer (Dr W Obeng)
Chief Financial Officer
Executive Director: Public Health
Executive Director: Electricity and Energy
Executive Director: Sport, Recreation, Arts and Culture
Acting Executive Director: Infrastructure and Engineering (Mr J Tsatsire)
Director: Safety and Security (Mr W Prins)
Director: Human Settlements (Mr T Mfeya)
Director: Corporate Services (Adv. V Zeelie)
Director: Economic Development, Tourism and Agriculture (Ms M Jonas)
Acting Director: Internal Audit and Risk Assurance (Ms T Knoetze)
Assistant Director: Supply Chain Management (Ms N Fumbeza)
Manager: Monitoring and Evaluation (Office of the COO) (Ms M Mrubata)
Performance Management Practitioner: Office of the COO
(Ms M Randeria)
MPAC Coordinator (Mr A de Wet)
Administrator: Economic Development, Tourism and Agriculture (Ms A Nkwandla)
Chief Committee Officer (Mr L Myira)
Committee Officer (Mr O Bingwa)

ABSENT WITHOUT LEAVE:

APPLICATIONS FOR LEAVE OF ABSENCE IN TERMS OF PARAGRAPH 3 OF THE CODE OF CONDUCT / APOLOGIES

No applications for leave of absence were received.

Apologies were received from the following:

The Acting City manager (Mr M George) who would be leaving the meeting early to attend a session with the Executive Mayor and the President.

The Executive Director: Safety and Security who was represented by the Director: Safety and Security (Mr W Prins).

The Executive Director: Economic Development, Tourism and Agriculture who was represented by the Director: Economic Development, Tourism and Agriculture (Ms M Jonas).

The Executive Director: Corporate Services who was represented by the Director: Corporate Services (Adv. V Zeelie)

DISCLOSURE OF INTERESTS BY COUNCILLORS IN TERMS OF PARAGRAPH 5 OF THE CODE OF CONDUCT (SCHEDULE 1 OF THE SYSTEMS ACT NO. 32 OF 2000)

There were no disclosures.

DISCLOSURE OF INTERESTS BY OFFICIALS

There were no disclosures.

REPORT BY EXECUTIVE DIRECTOR: CORPORATE SERVICES

14. NELSON MANDELA BAY METROPOLITAN MUNICIPALITY'S ANNUAL REPORT FOR 2019/20 FINANCIAL YEAR (10/1/1/1)

14.1 Organisational Development (Chapter 4, page 405)

The Committee expressed a concern regarding overspending on Overtime. Consequently, a question was raised as to whether there was any correlation between overspending on overtime and staff shortages in the Municipality.

In response, it was indicated that the overtime policy needed to be reviewed in order to minimise abuse of same and to also establish whether it was cost effective for the municipality to employ more staff than paying for overtime. Lastly, it was advised that Council should be appraised of financial implications when considering and making decisions about insourcing.

NOTED

14.2 Statements of Financial Performance (Chapter 5, page 441)

The following concerns were raised in respect of this item:

- The ineffectiveness of Supply Chain Management
 - Excessive amount of water losses
- (Councillor Ncana entered the meeting at 13:16)

The Acting City Manager indicated that there were engagements with Supply Chain Management with a view to ensuring its effectiveness and that the matter was receiving urgent attention.

With regards to water losses, it was explained that a certain percentage of water losses was non-revenue water; citing that water was not billed due to the absence of water meters and incompetent billing system. It was also indicated that the Municipality was faced with a major challenge of aging infrastructure, which contributed in physical water losses.

The Committee was of the view that Council and the Executive should address the issue of water losses and consider same as an urgent matter. In doing so, the Acting City Manager was requested to facilitate a workshop for all councillors, particularly those who would be directly involved in addressing the issue of water leaks. The workshop sought to highlight specifically the areas where water was lost and the progress the Municipality has made thus far in respect of the reduction of water leaks.

(Councillor Nombola entered the meeting at 13:25)

RESOLVED:

- a) That Council exercise strict Oversight on the reduction of water leaks.
- b) That the Acting City Manager facilitate a Water Leaks Reduction Workshop.

14.3 Ward Information (Appendix F, page 703)

The Committee expressed serious concerns regarding the distribution of ward-based budget; citing that the budget document had numerous errors and was not clear in terms of setting out specific functions per ward.

It was indicated that a new/revised and an inclusive ward-based budget planning strategy/process should be established.

RESOLVED:

That the municipality establish a new/revised and an inclusive ward-based budget planning strategy/process.

14.4 Revenue Collection Performance by Vote (Appendix K, page 765)

The Chief Financial Officer was requested to ensure the availability of speed-points in the NMBM's customer-care centres for convenience purposes.

RESOLVED:

That the Chief Financial Officer ensure availability of the card machines in NMBM's customer-care centres.

14.5 Conditional Grants (Appendix L, page 766)

NOTED

14.6 Capital Expenditure (Appendix M, page 767)

NOTED

14.7 Capital Programme by Project (Appendix N, page 781)

NOTED

14.8 Capital Programme by Project by Ward (Appendix O, page 800)

The Committee expressed serious concerns in respect of the Traffic Calming measures that were incomplete and vandalised. It was indicated that the office of MPAC should facilitate an oversight visit to Motherwell with a view of monitoring progress on the implementation of traffic calming measures there.

It was also requested that completed projects should be removed from the list in respect of this item.

RESOLVED:

That the office of MPAC facilitate an Oversight Visit to Motherwell with a view to monitoring progress on the implementation of traffic calming measures there.

The meeting terminated at 14:15

CHAIRPERSON

APPENDIX "B":

**Advertisements/Invitations to the public to
comment / attend meetings where the 2019/20 Annual
Report will be discussed**

Got a story? Phone our news desk : (041) 504 7324

news

Group of writers publishes eighth collection

Helenvale poets paint pictures with words

Roslyn Baatjes

Charné Williams dreams of being a published poet — and thanks to the Helenvale Poets group her dream may just become a reality.

With the work of other poets from Helenvale, her poems now feature in the latest collection titled *Helenvale Stars*, launched recently at the Nelson Mandela Metropolitan Art Museum.

"I joined Helenvale Poets in 2019," the 20-year-old said. "Though I have been writing for three or four years, I don't have a lot of poems out there."

"When I joined Helenvale Poets, it was like taking my writing to another level. I became an artist painting a picture with words."

Williams has big plans. "My dream is to be an industrial psychologist and a published poet," she said. "I feel poetry lasts longer than singing a song or acting out a play."

The Helenvale Poets was established in 2011 by the Bay Creative Writing Development project, a sector of MCO Southern Africa Development, Research and Training Institute. Mentor Brian Walter said

the project had published books of poetry from the group over the years.

Helenvale Stars is the eighth collection to be published. "It reflects the work of 19 poets associated with the project," Walter said.

"The project caters for all ages — our youngest poet joined at eight years old, and we have poets of all ages into adulthood."

"The young poets from the project all come from Helenvale and we have our workshops in a writing room at the Helenvale Primary School."

"Our longest-serving member is Leonie Williams, who in 2017 published her own collection, *Broken Living*."

"She helps with facilitating and editing."

"Anastacia Williams, 19, drew her inspiration from her mother, Leonie."

"When my mother started writing poetry, the bug bit. I am not much of a talker. Poetry is my voice."

"When I read my poetry, I hope that it expresses not only what I feel, but that it also gives a voice to others."

Shayeneia Sjoopien, 19, was invited to join by her cousin, Sher-Lee Rhodes. "I never thought I had it in

me to write poetry."

She said she wrote about things she could not easily share with others.

"My pen and paper became my voice."

"I don't write about the violence in Helenvale."

"I choose to write about positive things."

"People are scared to come to our suburb, but they have to realise not everyone living there is bad."

Nelson Mandela University's Centre for Community Technologies (CCT) has had a relationship with the Helenvale Poets since 2018.

CCT director Prof Darelle van Geuren said the support to Helenvale Poets included teaching the poets basic computer literacy, offering support in the production and print of the poetry books, and telling their stories via digital storytelling.

"The Helenvale Poets initiative has a very special place with the Changemaker Team of the CCT."

"The Helenvale Poets initiative has a very special place with the hearts of not only touches the hearts of the team but encourages them to support the poets to dream big and achieve some of those dreams," Van Geuren said.



TELLING HER STORY: Charné Williams reads one of her poems at the launch of *Helenvale Stars*. PICTURE: FACEBOOK



Knights in shining bike gear reach out to youth centre

Riaan Marais
rmarais@theherald.co.za

SPECIAL DELIVERY: Knights of the Third Wheel president Alan Pretorius hands the goods over to Oosterland fundraising and marketing co-ordinator Annelie Morten. PICTURE: DWENHER HELLS

Heads turned as the Knights of the Third Wheel rumbled down Littenhage Road and turned into Main Street. Dispatch, on their way with a special delivery for the Oosterland Child and Youth Care Centre.

Led by the Knights on their custom-built trikes, at least five motorcycle clubs joined in the initiative on Saturday to deliver cleaning supplies and toiletries to the centre.

Their assortment of custom-built trikes included smaller vehicles, painted in subdued colours, as well as outrageously big and loud machines, much

to the delight of the youngsters at Oosterland.

Knights events co-ordinator Tracey Wright said the project had come about during a potjiekos competition among a number of motorcycle clubs.

"We held the competition as a social event and the winning team got to pick a charity that everyone would support."

"The Knights of the Third Wheel won the potjiekos competition and chose Oosterland as the beneficiary," Wright said.

They contacted Oosterland to inquire about its needs, and the clubs came together to buy bulk supplies of washing powder, multipurpose cleaners, toothpaste, soap, sanitary pads and an assortment of other

products. Each child also received a gooey bag filled with sweets.

"It was great to see the billing community come together to support one of our local centres," Wright said.

"On the one hand it was great giving back to the community, and on the other we had a great time riding together and seeing people's faces when our trikes came by."

She said initiatives like these also went a long way towards changing the public's negative perception of bikers.

Oosterland fundraising and marketing co-ordinator Annelie Morten said they had enjoyed a long-standing relationship with motorcycle clubs in

Despatch and the surrounds and it was great to have the Knights of the Third Wheel assist with this initiative.

"Obviously a centre like ours is constantly in need of things like cleaning supplies and toiletries, so when Tracey contacted me we could tell them exactly what we needed."

"We are extremely grateful for their contributions."

"And on top of that, the kids loved seeing the bikes and trikes pull in here — so they even spoiled us with some entertainment too," Morten said.

After visiting Oosterland, the Knights and other clubs also made their way to the SPCA in Kariya, where they dropped off pet food.

Dr Sindi loses two-month fight for her life

Popular Johannesburg doctor and DJ Sindi van Zyl died in a Johannesburg hospital on Saturday morning, her family confirmed.

The former Kaya FM presenter, who had been in hospital since February after being diagnosed with Covid-19, was unable to celebrate her 45th birthday a week ago.

"The Van Zyl family humbly thank everyone who stood together with them recently to help raise funds for Sindi's hospital bill, in addition to the national outpouring of prayer, love and support for her," a family statement said.

"Sadly, she passed away on Saturday morning in Johannesburg while in hospital."

"She was a great doctor, true friend and sister."

"Her love for family, friends, work and community is well known."

"Sindi always offered support and great advice to educate those around her."

"Not only was she a beacon of love and light, but she genuinely loved and gave endlessly to all she knew with grace and kindness."

"She leaves behind her dear husband, Marinus, and beautiful children, Nandi and Manie."

The details of a memorial service and funeral would be confirmed at a later stage.

A crowdfunding campaign for Van Zyl's medical bills raised more than R1m after it emerged that she had no medi-

cal aid when she was admitted to hospital in February, battling to breathe.

A week ago, Marinus told the Sunday Times he was overwhelmed by the response from the public and corporate entities.

"The truth is, she was in between medical aids."

"She didn't have medical aid when she fell ill."

"She was still trying to decide which one was best, and she's the doctor in the home so we all left that to her," he said.

Van Zyl gained popularity through her activism and talk shows, the most recent of which was *Skeibar with Sindi*, during which she discussed everything from mental health to sexuality.

She announced her resignation from the show on Twitter in March, sharing a photograph of herself on a ventilator.

She has a long-standing column for Bona magazine, writing a column called "Dear Dr Sindi".

Van Zyl was also well-known for her use of social media to raise awareness about HIV-related issues, as well as her Twitter thread on the health implications of abusing headache tablets.

Van Zyl was diagnosed with Covid-19 at the beginning of 2021 and spent seven weeks in intensive care — at a cost of up to R20,000 a week. — *THESTAR.LIVE*



COVID VICTIM: DJ Dr Sindi van Zyl died on Saturday. Her family announced. PICTURE: NANI/FM/TWITTER

nelson mandela bay MUNICIPALITY NOTICE

2019/20 ANNUAL REPORT
OPEN FOR INSPECTION

The 2019/20 Draft Annual Report of the Nelson Mandela Bay Metropolitan Municipality was tabled in Council on 31 March 2021 and referred to the Municipal Public Accounts Committee (MPAC) for review. The Municipality hereby invites comments from the public on the draft report.

The 2019/20 Draft Annual Report is available for inspection at Libraries and Customer Care Centres. The Report has also been made published on the municipal website: www.nelsonmandelabay.gov.za

The 2020/21 Mid-Term Budget and Performance Report of Nelson Mandela Bay Municipality has also been published on the aforementioned municipal website for review.

Any comments on the reports must be submitted to the Office of the City Manager (Attention: Chief Operating Officer) at PO Box 110, Plot 11, Littenhage 6010 or e-mail: coo@nelsonmetro.gov.za by not later than **FRIDAY, 7 MAY 2021**.

Comments may also be submitted through the NMBM Mobile Application available on selected mobile play stores. Upon the NMBM Mobile Application, click on "Public Comment" then select the MPAC icon. Complete the comments form and press "Submit".

Ref: 08-12 April 2021

Under the Inaid of the Acting City Manager, M. Mandla Geyne

THE CITY IS DRINK! SAVE WATER TO BEAT COVID-19!

AVOID DRY TAPS!

SAVE WATER NOW!

Help reduce intermittent disruptions by sticking to 50ℓ per person per day!

waterleaks@mandelametro.gov.za
 Report leaks on 0800 20 50 50

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