

OVERSIGHT REPORT OF THE MUNICIPAL

PUBLIC ACCOUNT COMMITTEE (MPAC) ON THE

2022/2023

ANNUAL REPORT

MAKHADO MUNICIPALITY

(Council Resolution A.31.29.04.24)

Clir N y MALIVHA

Office of the Chairperson, MPAC

25 MARCH 2024

1. STRATEGIC OBJECTIVES

Good governance and Administrative Excellence.

2. OBJECTIVES

To submit to Council in terms of Section 129 of the Municipal Finance Management Act, 56 of 2003 (MFMA), the Oversight Report on the Annual Report 2022/23, Makhado Local Municipality.

Section 129 of the MFMA provides for oversight on the annual report. It requires that Council consider the annual report and must within two months from the date on which it was tabled in Council in terms of Section 127, adopt an oversight report.

3. BACKGROUND

In terms of Section 121(1) of the MFMA and Section 46 of the Municipal Systems Act, 32 of 2000(MSA), every Municipality must prepare an Annual Report for each financial year. In addition Section 121(1) of the MFMA further stipulates that the council of a municipality must within nine (9) months after the end of the financial year deal with the Annual Report of the municipality and of any municipal entity under the municipality's sole or shared control in accordance with Section 129. Council is vested with the responsibility to oversee the performance of their respective municipal departments. This oversight responsibility of Council is a process of considering annual reports.

The Annual Report provides the opportunity to report on the financial and non-financial performance of the Municipality. Performance of the Municipality is reported against commitments in the Integrated Development Plan (IDP), Business Plans and other supporting planning documents. The purpose of this annual report is to-

- i. provide a record of the activities of the Municipality.
- ii. provide a report on performance (i.e. service delivery) against budget;
- iii. provide information that supports the revenue and expenditure decisions made; and
- iv. promote accountability to the local community for decisions made.

The Council of the Makhado Municipality has delegated Municipal Public Account Committee (MPAC) with the responsibility of oversight role envisaged in Section 129 of the MFMA and Circular number 32 of the MFMA. The ultimate function of MPAC is to **exercise oversight** and to **promote good governance, accountability and transparency** on the use of public funds. This function is thus enabled through the analyses of the Municipality's 2022/23 Annual Report referred to MPAC by Council at its meeting held on 28 February 2024, for oversight and to table an oversight report in Council by 31 March 2024. Moreover, Circular 32 of the MFMA prescribes that the oversight report tabled in Council must include a statement indicating whether the Council has —

- i. approved the annual report, with or without reservation;
- ii. rejected the annual report; or
- iii. referred the annual report back for revision of those components that can be revised.

4. OVERSIGHT METHODOLOGY

a) The 2022/23 consolidated Draft Annual Report was tabled in the Council meeting held on Wednesday, **28 February 2024** and was referred to MPAC for oversight and scrutiny. An advertisement was published in various local newspapers informing the public and stakeholders to submit comments and inputs on the Draft Annual Report.

b) Copies of the Draft Annual Report were also posted on the Municipality's website and at all Regional offices. Moreover, MPAC developed a process plan as guideline on how to execute the activities of MPAC when considering the 2022/23 Draft Annual Report.

The Oversight Committee (MPAC) consisting of:

- 1. CLLR MALIVHA N V (CHAIRPERSON)
- 2. CLLR FURUMELE M G
- 3. CLLR HLONGWANE F B
- 4. CLLR MAPHAKELA K P
- 5. CLLR MABUDU H G
- 6. CLLR BALOYI S E
- 7. CLLR SEBOLA D J
- 8. CLLR MUKHELI K P
- 9. CLLR MUKOSI M
- 10. CLLR MULAUDZI M E

1. REPORT SUPPORTED BY ALL MEMBERS OF MPAC AS OVERSIGHT COMMITTEE

The members of the Municipal Public Account Committee (MPAC) resolved that the Annual Report dated 25 March 2024, is a true reflection of the business of Makhado Municipality and the Report of the Municipal Public Account Committee is a true reflection of all deliberations. The report is also submitted before the deadline of **31 March 2024** to Council (in session) for final approval.

CLLR MALIVHA N V
CLLR FURUMELE M G
CLLR HLONGWANE F B
CLLR MAPHAKELA K P
CLLR MABUDU H G
CLLR BALOYI S E
CLLR SEBOLA D J
CLLR MUKHELI K
CLLR MULAUDZI M E
CLLR MUKOSI M

2. RECOMMENDATIONS

THAT the Municipal Public Account Committee of Council recommends the following to Council:

2.1 That Council <u>takes note</u> of the following:

- a. The first draft of the 2022/2023 Annual Report was assessed by the Municipal Public Account Committee (MPAC) in **Eight (8)** respective meetings including Inspections in Loco. Feedback was given to the Municipality.
- b. The second draft of the 2022/2023 Annual Report dated 25 March 2024 was assessed by the MPAC Committee in a final wrap-up meeting in order to have it ready for submission to Council at its scheduled meeting of 31 March 2024.
- c. The minutes of the **Eight** (8) respective meetings of the Municipal Public Account Committee (MPAC) are also attached hereto.
- d. The comments of the Audit Performance and Audit Committee of Council was taken into account in the oversight processing of the Final Annual Report 2022/23.
- e. The comments of the Office of the Auditor General, SA was taken into account in the oversight processing of the final Annual Report 2022/23

2.2 That Council considers the following findings of the MPAC.

- a. THAT Council must instruct the Accounting Officer to tighten the internal control measures and ensure that Annual Financial Statement is submitted in time.
- b. THAT Council must instruct the Accounting Officer to ensure that in 2023/2024 Makhado Local Municipality must attain clean audit.
- c. THAT Council must instruct the Accounting Officer to concentrate on less but more important Key Performance Areas.
- d. THAT Council must instruct the Accounting Officer to ensure that the Integrated Development Plan, the Strategic Objectives, the Key Performance Areas and the Budget are all synchronised.

- e. THAT the Accounting Officer implements all recommendations which were made when considering the 2022/2023 Annual Report.
- f. THAT the Accounting Officer implement the Action Plan based on the Auditor General findings.
- g. THAT all critical vacant posts must be filled, and young people must be prioritised.
- h. THAT Council must instruct the Accounting Officer to prioritise sales of land through all methods regulated instead of relying on sales of land through auction.
- i. THAT Council must apply consequences management to the Accounting Officer for failing to sufficiently exercise oversight responsibility regarding financial, compliance reporting and related internal controls.
- j. THAT the Council must prioritise land audit for all council land during the 2023/2024 financial year.

2.3 The Council is requested to consider and adopt the following:

The Municipal Public Account Committee (MPAC) Report for the 2022/23 Financial Year.

3. Council Resolution

The following Council Resolutions are required

- 3.1 The Council, having fully considered the 2022/2023 Draft Annual Report of the Municipality dated 28 February 2024 and representation thereon, adopts the Municipal Public Account Committee's (MPAC's) Report dated 25 March 2024.
- 3.2 Council approves the Final Annual Report 2022/23 without reservation.
- 3.3 Council requests the Mayor to report to Council at its first following meeting on the actions required and to be instituted as a result of these resolutions.

4. Process Followed

The following is a summary of the process followed

4.1 The process by MPAC is in accordance with the *Guide and Toolkit for MPACs*, as compiled under leading of Department of Cooperative Governance and Traditional Affairs and the National Treasury in consultation with various stakeholders in the field of operation and adopted by Council as Terms of Reference for MPAC by Resolution.

4.2 Documentation considered

The following documentation was submitted to the Municipal Public Account Committee as source documentation for consideration when assessing the Annual Report -

- a. Draft Annual Report 2022/2023 dated 28 February 2024
- b. Audited Financial Statements 2023/2022, for period ending 30 June 2023
- c. Report from the Auditor General
- d. National Treasury MFMA Circular No 11
- e. National Treasury MFMA Circular No 32
- f. National Treasury MFMA Circular No 63
- g. Municipal Finance Management Act (No 56 of 2003)

- h. Municipal System Act (No 32 of 2000)
- i. Supply Chain Management Policy, 2022/2023

4.2.1 Purpose of Report

- To consider the Annual Report for the 2022/2023 financial year and to adopt an Oversight Report containing Council's comment on the Annual Report in terms of Section 129(1) of the Local Government: Municipal Finance Management Act, No 56 of 2003 (MFMA)
- To provide a record of the achievements of the Municipality during the Financial Year to which the report relates.
- To provide a report on performance against the budget of the Municipality for the Financial Year.
- To promote accountability to be made throughout the year by the Municipality.

4.2.2 Background

(a) Legal Requirements

Section 121 (1), (2) and (3) of the MFMA determines as follows 121(1):

- Every Municipality must for each financial year prepare an Annual report.
- The council must with nine (9) months after the end of a financial year deal with the annual report of a municipality in accordance with Section 129.

(b) The annual Report of a Municipality must include

- The Annual Financial Statements of the Municipality and in addition, if Section 122(2) applies consolidated Annual Financial Statements as submitted to the Auditor General for audit in terms of Section 126(1).
- The Auditor General Audit report in terms of Section 126 (3) on said Financial Year.
- The Annual Performance Report of the Municipality prepared by the Municipality in terms of Section 46 of the Municipal System Act.

The Auditor-General's audit report in terms of section 45(b) of the Municipal system Act (Act 32 of 2000)

- An assessment by the Municipality's Accounting Officer of any arrears on municipal taxes and service charges.
- An assessment by the Municipality's Accounting Officer of the Municipality's performance against the measurable performance objectives referred to in Section 179(3) (b) for revenue from each source and for each vote in the relevant Financial Year.
- Particulars of any corrective action taken or to be taken in response to issues in the audit reports referred to in (i) and (iv).
- Any information as determined by the Municipality.
- Any recommendations as determined by the municipality and
- Any other information as may be prescribed.

In terms of Section 127 (5) of the MFMA, the Accounting Officer must immediately after the Annual Report is tabled, make public the annual report and invite the local community to submit representations in connection with the Annual report, and also submit the Annual Report to the Auditor-General, the relevant provincial treasury and provincial department responsible for Local Government in the province.

According to section 129(1) of the MFMA, the Council must consider the Annual report by no later than two (2) months from the date on which the Annual report was tabled; and adopt an oversight report containing the Council's comments on the Annual report which must include a statement whether the Council has -

approved the annual report with or without reservations. rejected the annual report; or referred the annual report back for revision of those components that can be revised.

4.3Meetings held

The Municipal Public Account Committee (MPAC) met **eight (8)** respective times. They decided to follow the following process:

A. No 1: 21 March 2024 Inspection in Loco around Makhado Municipality

The following projects were visited

- a. Construction of Dzanani Taxi Rank & Market Stalls
- b. Rehabilitation of Rabali stadium
- c. Rehabilitation of Makatu to Tshikota Access Road.

B. Meeting No 2: 01 March 2024 at MPAC Office, Room B031, Civic Centre, Makhado

The committee divided themselves into five (5) working groups which consisted of five (5) and three (3) members each. The Department of Corporate Services rendered administrative assistance with arranging for secretarial support. The five (5) respective groups met and discussed their chapters, assisting one another on how to deal with different chapters. The committee then requested for a consecutive six days (6) days' session at Kalahari Water Front, to deal with the report on a continual basis without disturbance.

C. Meeting No 3: 11 to 16 March 2024

Extensive discussions took place. On Monday Mr. K Murufani from Limpopo Department of Treasury delivered presentation about the Purpose of the Annual Report while the Chairperson of the Audit Committee, Mrs. J Masite delivered the presentation about the role and function of MPAC, and the responsibilities of MPAC in relation to Annual and Oversight reports. The presentations are attached to these Minutes.

It was then agreed that MPAC would discuss the report with reference to the documents received, the Draft Annual Report 2022/2023 financial year. The meeting proceeded to scrutinise the document and to formulate recommendations. The meeting was strengthened by the presence of Mrs. J Masite (Audit Committee Chairperson), Mr. B Madiba (COGSTA), Mr. Seroba K (SALGA, Limpopo), Mr. Makonyama M (Provincial Treasury), Ms Phaladi Mokone from Auditor General of South Africa presented the audit outcome of Makhado Municipality and their findings.

C. Meeting No. 4: 18 March 2024:

The Committee met to finalise the preparation of Public Participation scheduled for 19 March 2024 and Public Hearing scheduled for 22 March 2024.

E. Meeting No 5: 19 March 2024 at Ha-Mutsha Community Hall

The Committee met for finalization of follow up Questions to be submitted to Accounting Officer.

F. Meeting No 6: 19 March 2024, Ha-Mutsha Community Hall

The committee presented the Public Participation where stakeholders and different Departments were invited to. More than 450 community members and stakeholders attended the Public Participation. Separate minutes were recorded of the business of this meeting.

G. Meeting No. 7: 22 March 2024, Makhado Showground, Makhado

The committee presented the Public Hearing where stakeholders and different Departments were invited to. More than 500 stakeholders attended the hearing. Separate minutes were recorded of the business of this meeting.

H. Meeting No 8: 25 March 2024 at MPAC Office, Room B031, Civic Centre Makhado.

The committee meet to prepare Oversight Report and Final Annual Report

Copies of the **eight (8)** meetings held as recorded above are attached to this Oversight Report and forms part of the overall submission to Council.

4.4 Conclusion

The Municipal Public Account Committee (MPAC) wishes to extend its gratitude to the following parties:

- (i) the Municipality for the support to the Committee during its operations, and for the relevant documentation the Committee received promptly as and when requested.
- (ii) the Municipal Manager for his interventions to enable the Committee to deliver on its mandate.

5. CONCLUDING COMMENTS / RESOLVES FROM THE MPAC COMMITTEE ON DRAFT ANNUAL REPORT, 2022/2023 FINANCIAL YEAR

General Comments/ Resolutions

MPAC requests Council to take note of the following:

- 1. The Unqualified Audit Opinion which the Municipality received for 2022/23 financial year.
 - MPAC is of the view that the Municipality can achieve a clean audit in the near future, only if various structures in the municipality can work together in addressing issues raised by the AG and if proper plans are in place to enable the municipality to obtain a clean audit.
- 2. The Audit Committee must play a stronger role in ensuring that the comments by the Auditor General are taken seriously and should monitor those on a quarterly basis.
- 3. The various municipal departments have too many different KPA's; these should be taken one level up so that the Municipality has fewer targets to pursue and on which it can deliver quality work.
- 4. MPAC considered the revised 2022/23 Annual Report and can recommend that Council approves the Annual Report without reservation.
- 5. Municipal Public Account Committee (MPAC) recommends that the Accounting Officer and Management continuously monitor and use the Audit Action Plan and other management action plans as a guiding tool to improve performance.
- 6. Municipal Public Account Committee (MPAC) recommends that the Accounting Officer and Management must monitor the companies who did not perform on previous jobs rendered, and that they be not appointed in future.

- 7. The Mayor and the Executive Committee must develop an action plan to address all the issues raised by AG.
- 8. The Accounting Officer must ensure that all documents are submitted to the AG before or on the 31 August of the financial year.
- 9. All key posts which are vacant must be filled as soon as possible, especially vacant of MPAC Coordinator and Researcher and all service delivery posts.
- 10. The Acting Chief Financial Officer must prepare documents needed by AG in time to avoid bad audit opinion.
- 11. The Acting Chief Financial Officer must check all documents before submission to Treasury.
- 12. The Accounting Officer should make sure that all documents which are supposed to be submitted to the Auditor General are submitted in time.
- 13. MPAC must receive detailed quarterly reports from the Accounting Officer on the progress of the corrective measures taken by management to resolve AG's findings.

6. MINUTES OF OVERSIGHT COMMITTEE MEETINGS

Copies of the Oversight Committee (MPAC) meetings are attached hereto as follows:

1 st meeting held on 1 March 2024	Annexure 1
2 nd meeting held on 11 to 16 March 2024	Annexure 2
3 rd meeting held on 18 March 2024 (Preparatory of Public	
Participation and hearing)	Annexure 3
4 th meeting held on 19 March 2024	Annexure 4
5 th meeting held on (Public Participation) on 19 March 2024	Annexure 5
6 th meeting held on 21 March 2024 (Inspection in loco)	Annexure 6
7 th meeting (Public Hearing) on 22 March 2024	Annexure 7
8 th meeting held on 25 March 2024	Annexure 8

Ref: 4/8/2

MAKHADO MUNICIPALITY

OFFICE OF THE DIRECTOR: CORPORATE SERVICES

MINUTES OF THE ONE HUNDREDTH AND TWENTY EIGHTH (128th) MEETING OF THE MUNICIPAL PUBLIC ACCOUNT COMMITTEE OF THE MAKHADO MUNICIPALITY, WHICH WAS HELD ON FRIADAY, 1 MARCH 2024 AT 10H00 AT MPAC OFFICE

PRESENT Councillors

CLLR MALIVHA N V (CHAIRPERSON)
CLLR F B HLONGWANE
CLLR FURUMELE M G
CLLR BALOYI S E
CLLR MUKHELI K
CLLR SEBOLA D
CLLR MUKOSI M

OFFICIALS

M MABALA (ASS MANAGER COMMITTEES)

M MANYUMA

1. **OPENING**

The Chairperson Cllr N V Malivha welcomed everyone present and requested Ms M Manyuma to open the meeting with a prayer.

2. APPLICATION FOR LEAVE OF ABSENCE

RESOLVED -

THAT leave of absence be granted to Cllr H Mabudu, Cllr K P Maphakela and Cllr M E Mulaudzi.

3. MATTERS CONSIDERED

ITEM MPAC 1.01.03.24

PERFORMANCE MANAGEMENT: TABLING OF DRAFT ANNUAL REPORT FOR 2022/23 FINANCIAL YEAR (10/1/2:10/1/4/1-/8)

RECOMMENDATION (MUNICIPAL PUBLIC ACCOUNT COMMITTEE: 1 MARCH 2023)

1. THAT the methodology of performing oversight functions be conducted by five (5) respective working groups consisting of the following members:

1.1 GROUP 1 CLLR MALIVHA N V CLLR F B HLONGWANE CLLR FURUMELE M G CLLR BALOYI S E CLLR MABUDU H G CLLR MUKHELI K CLLR MULAUDZI M E CLLR SEBOLA D

CLLR MAPHAKELA K P CLLR HLONGWANE B F CLLR MUKOSI M

1.2 GROUP 2 CLLR MUKOSI M CLLR MABUDU H G CLLR FURUMELE M G

1.3 GROUP 3 CLLR HLONWANE B F CLLR MUKHELI K CLLR MULAUDZI M E

1.4 GROUP 4 CLLR BALOYI S E CLLR SEBOLA D CLLR MALIVHA N V CLLR MAPHAKELA K P

1.5 GROUP 5
CLLR MABUDU H
CLLR BALOYI S E
CLLR MAPHAKELA K P
CLLR MAGADA M R
CLLR MAKAMU T T

- 2. THAT Working Group 2 will deal with Chapter 2, Working Group 3 will deal with Chapter 3, working Group 4 will deal with Chapter 4, Working Group 5 will deal with Chapter 5 while all Working Groups will deal with Chapters 1 and 6.
- 3. THAT the session of group discussions will be on Monday, 11 March 2024, Tuesday, 12 March 2024, Wednesday, 13 March 2024, Thursday, 14 March 2024, Friday, 15 March 2024 and 16 March 2024 at the venue to be confirmed.
- 4. THAT a representative of Limpopo Legislature (SCOPA), representative of SALGA, representatives of the Auditor General Office, COGSTA, Limpopo Provincial Treasury, and PMS Office, the Internal Audit Office, Chairperson of Risk Committee and Chairperson of APAC be invited to serve as technical assistance to the MPAC in the oversight task for 2022/2023 Financial Year.
- 5. THAT MPAC comments be taken into account by all working Groups in performing their oversight functions.
- 6. THAT the Municipal Manager approves the 6 days' working session at one of the venues mentioned in paragraph 3 above, to afford MPAC members time to work without interruption when scrutinizing the 2022/2023 Draft Annual Report.

7. THAT the MPAC Committee visits 2022/2023 Financial Year projects around Makhado Municipality on the 21 March 2024.

4. CLOSURE

The Chairperson, Cllr N V Malivha declared the meeting officially closed and it adjourned at 11h30.

CHAIRPERSON

TES/mm/Minutes

Ref: 4/8/2

MAKHADO MUNICIPALITY

OFFICE OF THE DIRECTOR: CORPORATE SERVICES

MINUTES OF THE ONE HUNDRED AND TWENTY NINTH (129TH) MEETING OF THE MUNICIPAL PUBLIC ACCOUNTS COMMITTEE OF THE MAKHADO MUNICIPALITY WHICH WAS HELD FROM MONDAY, 11 MARCH 2024 TO SATURDAY, 16 MARCH 2024 AT 09:00 AT KALAHARI WATERFRONT, NANDONI

PRESENT

Councillors

CLLR MALIVHA N V (CHAIRPERSON)

CLLR FURUMELE M G

CLLR MABUDU H G

CLLR BALOYI S E

CLLR SEBOLA D J

CLLR MUKHELI K

CLLR MULAUDZI M E

CLLR MUKOSI M

CLLR MAGADA M R

CLLR MAKAMU T T

CLLR G T MUKWEVHO-MTILENI (after opening remarks on the 11 March 2024 she left the meeting)

OFFICIALS

(ASSISTANT MANAGER COMMITTEES) MR M MABALA

MR K SIGIDI (MANAGER PMS) MS D NEMUKULA

(MANAGER RISK) MR A M KGOPA (MANAGER INTERNAL AUDIT) MR N TSHIKOSI (ASSISTANT MANAGER PMS)

(ADMINISTRATIVE OFFICER COMMITTEES) MR M D MUNYAI (ASSISTANT ADMINISTRATIVE CLERK)

MS M MANYUMA

OTHER GUESTS

MRS J MASETE (AUDIT COMMITTEE CHAIRPERSON)

MR W R MOKHARI (LEGISLATURE LIMPOPO PROVINCE)

(COGHSTA) MR M B MADIBA MR K MORUFANE (TREASURY)

(AGSA) MS MAKONE

MS C GROOVE (AGSA) MS L MATHAVHA (AGSA)

1. **OPENING**

Ms M Manyuma opened the meeting with prayer.

The Speaker, Cllr Mukwevho-Mtileni G T officially welcomed everyone present and encouraged everyone to participate in all the sessions. She wished the MPAC well. She indicated that in terms of Section 12(1) of the MFMA and Section 46 of the Municipal System Act 32 of 2000 (MSA), which state that every Municipality must prepare an Annual Report for each Financial Year. She further encouraged Councillors to work very hard, because as Makhado Local Municipality we were behind time. The Council at its meeting held on the 28 February 2024 considered the Draft Annual Report and recommended that MPAC Committee must scrutinise the report and submit the Final Annual Report to Council on or before 31 March 2024.

She indicated that MPAC is a Committee which must play an oversight role to make sure that there is an improvement in the Municipality. MPAC must be effective and efficient when doing its job.

2. APPLICATION FOR LEAVE OF ABSENCE

RESOLVED -

THAT leave of absence be granted in respect of the Municipal Public Account Committee meeting held on 11 March 2024 to 16 March 2024 to Cllr K P Maphakela and Cllr B F Hlongwane.

3. PURPOSE

Cllr M Mukosi indicated that the purpose of the session is to scrutinize the Draft Annual Report 2022/23 financial year. The Draft Annual Report 2022/23 was referred to MPAC by Council on <u>28 February 2024</u>, under Council Resolution <u>A.7.28.02.2024</u>. All chapters must be scrutinized, and questions posed which will be responded to by the Mayor at the Public Hearing planned to be held on <u>22 March 2024</u>.

4. MATTERS CONSIDERED

DAY ONE: MONDAY, 11 MARCH 2024 REMARK:

At the commencement of the business on 11 March 2024, MPAC members agreed on the approach to be followed during the meeting. Mr W R Mokhari from Limpopo Legislature, Mr M B Madiba from Coghsta and Mr K Murufani from Treasury delivered the presentation on the Purpose of the Annual Report while the Chairperson of the Audit Performance Audit Committee, Mrs. J Masite delivered the presentation on the role and function of MPAC. The presentations are attached to these minutes.

The discussions held were recorded.

ITEM 1.11.03.24

MPAC: DRAFT ANNUAL REPORT 2022/2023 FINANCIAL YEAR (10/1/2; 10/1/4/1-/8)

REMARK:

After the presentations on 11 March 2024, MPAC members then agreed that MPAC would discuss the report with reference to the documents received of the Draft Annual Report 2022/23 Financial Year. The meeting proceeded to scrutinize the documents and formulated recommendations.

1. CHAPTER ONE

MAYORS'S FOREWORD AND EXECUTIVE SUMMARY

- Bullet No. 1 of the MFMA Circular 63 is covered.
- Bullet No. 2 of MFMA Circular 63 is covered.
- Bullet No.3 of the MFMA Circular No. 63 is missing.

RECOMMENDATION

- 1. THAT the Draft Annual Report Must be checked for grammar and spelling mistakes by an expect before it is submitted to Council.
- 2. THAT the Mayor's Foreword must be redone.

1.2 COMPONENT B: MUNICIPAL MANAGER'S FOREWORD

- Page 19, paragraph no. 1, Section 127(2) of MFMA be changed to be Section 121(1),
 (2) and (3).
- On Municipal Manager Foreword we must include District Development Model (DDL) and the projects of DBSA for revenue enhancement.
- Bullet No.3 of MFMA Circular No.63 is missing.
- On page 21, the heading of Vhembe District Municipality Debt be changed to Vhembe District Municipality Debt Credit Control.
- Bullet No.8 of MFMA Circular No.63 is not included on the Municipal Manager's Foreword. (Risk assessment).

1.3 MUNICIPAL OVERVIEW

Is in order.

CHAPTER TWO

COMPONENT A

- Table 6, page 29-30 the word elected must be replaced by the word appointed.
- Page 33, table 8, numbering must be aligned.
- Page 35, table 12 number of meetings attended must be 15 not 19 on MPAC chairperson.

COMPONENT B

Is in order

COMPONENT C

Is in order

COMPONENT D

- Page 41, paragraph 3 and 4 of council resolution and terms of reference must be deleted.
- Page 41, paragraph 2 the word functioning to be change to functional.
- Page 42, paragraph 2.14.2 must be deleted.
- Page 44 and 45 must be printed in Color. Black and white is not visible
- Page 45, paragraph 3 execised must be changed to exercise, spelling error.
- Bullet no.6 of the MFMA Circular number 63 is not covered.
- Page 42, Component B and C must be deleted. It is a duplicate.

DAY TWO: TUESDAY, 13 MARCH 2024

CHAPTER 3

3.1. SERVICE DELIVERY PERFORMANCE

3.1.1. OVERVIEW OF SERVICE DELIVERY

- Page 49, last paragraph the word fourteen must be changed to read as seventeen.
- Page 50, a column of 2021/2022 must be inserted of previous financial year stats.

- Page 51, table 18 and 18.1, the project of Makatu toTshikota Access Road and the project of Construction of Dzanani Taxi Rank and market Stalls and Rabali Stadium need to be visited.
- Page 53, paragraph 4, 1173 of the households electrified within the municipal licence area to be 1125, calculation error.
- Page 56, bullet no.10 Siloam must be aligned.
- Page 57, bullet no. 3 Tshiruluni park be changed to Tshirululuni park (Spelling error).
- Page 57, 3.4 the heading Faults reported anattended be changed to read Faults reported and attended.
- Page 59, paragraph 3 the word 519km2 be changed to read 519M², even on the table for 2020/2021, 2021/2022 and 2022/2023 financial year the word 519 M2 be changed to read 519 M².
- Page 60, paragraph 2, the word retravelling be changed to read as regravelling.
- Page 71, under demarcation of residential sites, paragraph 2, the total number of demarcation sites of 900 must be changed to be 1900. Calculation error

CHAPTER 4

DAY THREE: WEDNESDAY, 13 MARCH 2024

4.1. MUNICIPAL PERSONNEL

COMPONENT A

Findings

- Page 74, table 37 under technical service department, information need to be updated of employees number of vacancies.
- On page 78, under table 39 recruitment and selection policy 2022 is not inserted.
- On page 78-79 table 40 insert a column that shows a value (estimated cost) on each injury.
- On page 42, under date of outcome on the last row 9 ctober be changed to 10 October 2024.
- On Page 84, under training, insert ward committees and employees after councilors.
- On Page 84, paragraph no. table be changed to tables.
- Page 85, table 44 a column of demographic under electrical distribution D-form information need to be provided.
- Page 84, table 42; training provided for 75 councilors must be changed to training provided for councilors.
- Page 86 the total number of male employees is 76 not 77.
- On page 86 under human resource training information need to be provided.
- On page 87 under table 46, on demographic under electrical engineering and business administrations need to be provided with information.
- On page 88, under table 48, align the heading.

CHAPTER 5

Findings

The discussion was held with the Acting Chief Financial Officer and the MPAC Committee find that all the calculation were done properly.

RECOMMENDATION -

- 1. THAT the Municipality must implement debt collection policies.
- 2. THAT the Municipality must have a system which encourages community to pay debts.

3. THAT the Municipality must improve on service delivery to enable community to pay debts.

<u>DAY TWO, FOUR AND DAY FIVE: TUESDAY, 12 MARCH 2024, THURSDAY, 14 MARCH 2024 AND FRIDAY, 15 MARCH 2024</u>

CHAPTER 6

6.1 QUESTIONS TO ACCOUNTING OFFICER

QUESTIONS OF THE MUNICIPAL PUBLIC ACCOUNTS COMMITTEE (MPAC) ON THE REPORT OF THE AUDITOR GENERAL SOUTH AFRICA ON THE MAKHADO LOCAL MUNICIPALITY (MLM) ON THE FINANCIAL STATEMENTS AND PERFORMANCE INFORMATION FOR FINANCIAL YEAR ENDING 30 JUNE 2023

Question 1

Material loses

Executive Authority, on paragraph 7 of the AG's report as disclosed in note 39 to the financial statement, material electricity losses of **32** 725 648 (2021-2022: 36 624 559) were incurred which represent 11% (2021-2022: 12%) of the total electricity purchased.

Although it reduced from prior year, R32,7 million in electricity losses is significant amount.

- 1. What led to these losses?
- 2. What is the municipality doing to fight this scourge?
- 3. What plan did the Municipality put in place to arrest this problem?
- 4. Provide a detailed plan.

Question 2

Litigations

Executive Authority, on paragraph 9 of the AG's report, the Auditor-General reports that the Municipality is a defendant in various law claims. The municipality is opposing these claims, as it believes that the claims are unfounded. The ultimate outcome of the matters could not be determined and no provision for any liability that may result was made in the financial statements.

- 1. Why is the municipality opposing the claims?
- 2. How much are the litigants claiming?
- 3. What is the status of the litigation?
- 4. Does the municipality have the indomitable attorneys and the wherewithal to win the cases?
- 5. Please provide a breakdown of litigations and their status with the municipality?
- 6. Does the municipality have a leg to stand on and win the cases?

Material impairments

Executive Authority, on paragraph 8 of the annual report, the Auditor-General reports that material losses of R50 881 155 were incurred as a result of an impairment of irrecoverable debtors.

- 1. Does the Municipality have a debtors register?
- 2. Does the Municipality have a system in place to track debtors and collect revenue?
- 3. Does the Municipality have a debtor register who owes the municipality for more than three (3) years, if so provide the report?
- 4. Please provide an updated revenue collection system and its ability to collect all revenue which is due to the municipality.
- 5. Are there debt recovery plans in place?
- 6. How do they plan to collect revenue due to the Municipality?

Question 4

Annual financial statements

Executive Authority, on paragraph 30 of the report, the AG reports that financial statements submitted for auditing were not prepared in all material respects in accordance with the requirements of section 121 (1) of the MFMA. Material misstatements of disclosure item identified by the auditors in the submitted financial statements were subsequently corrected, resulting in the financial statements receiving an unqualified audit opinion.

- 1. Why did the municipality submit financial statements which were not prepared in accordance with the requirements of section 121 (1) of the MFMA?
- 2. Who are officials responsible for submission of the financial statements to the AG?
- 3. What action has been taken against both the Chief Financial Officer and the Municipal Manager for this anomaly?
- 4. Is there a plan in place to prevent this anomalous submission to the AG? Please attach it.

Question 5

Late Submission of financial statements

Executive Authority, on paragraph 30, the Auditor-General reports that financial statements were not submitted to the Auditor-General for auditing within two months after the end of the financial year, as required by section 126(1)(a) of the MFMA,

- 1. Why did the Municipality fail to submit financial statements within two months to the Auditor-General after the end of the financial year, as required by section 126(1)(a) of the MFMA?
- 2. Who are the officials responsible for this anomaly?
- 3. What action has been taken against responsible officials for this anomaly?
- 4. Is there any plan in place to prevent this anomaly form recurring? Please attach a plan.

Internal Control Deficiencies

Executive Authority, on paragraph 37 of the annual report, the Auditor-General reports that the Accounting Officer did not implement adequate internal controls to ensure the preparation of accurate financial statements as material misstatements were identified, though subsequently corrected.

- 1. Why did the Accounting Officer fail to implement adequate internal controls to ensure the preparation of accurate financial statements?
- 2. What action has been taken against the Chief Financial Officer and the Accounting Officer for this anomaly?
- 3. Please provide a plan to prevent a recurrence of this anomaly.

Question 7

Non compliance with applicable legislation

- •Executive Authority, on paragraph 38 & 39, of the report, the Auditor-General reports that the Accounting Officer failed to review and monitor compliance with applicable laws and regulations. Furthermore, the Accounting Officer did not sufficiently exercise oversight responsibility regarding financial and compliance reporting and related internal controls.
- 1. Why did the Accounting Officer fail to review and monitor compliance with applicable laws and regulations?
- 2. Why did the Accounting Officer fail to exercise oversight responsibility regarding financial and compliance reporting and related internal controls?
- 3. What action has been taken against the Chief Financial Officer and the Accounting Officer for these anomalies?
- 4. Please provide an action plan to prevent this anomaly from recurring.

Question 8

Status of previously reported material irregularities

Executive Authority, on paragraph 40 of the report, the Auditor-General reports that Municipality has made prohibited investment with a mutual bank not registered in terms of the Banks ACT 94 of 1990 (Banks Act): Venda Building Society (VBS) Mutual Bank.

1. Please submit a detailed report on the latest information on the prohibited investment at Venda Building Society.

Stagnant for the past four years

Unqualified with findings

Executive Authority, the committee noted that the Municipality has been stagnant on the unqualified audit opinion for four financial years, i.e., 2019/20, 2020/21 2021/22 and 2022/23.

1. Identify the issues which contributed to the stagnant audit opinion for the past four years, please provide us with an action plan on the implementation of AG report.

Question 10

Public Library

Executive Authority, on Chapter 3 of the Draft Annual Report for the financial year ending 30 June 2023 page 6, the Municipality is having nine (09) satellite libraries which is Emannuel High School, Maluta high School, Kutama High School, LTT Prison, kids Academy, Litshovhu, Musekwa, Dzanani, Mukondeni, Tshifhire Primary School.

- 1. Based on the above information can you please identify the libraries that belong to the municipality and to the Department of Sport, Arts and culture?
- 2. Can you please elaborate the total numbers of libraries that the municipality have?
- 3. Can you provide the committee with the detailed plan for Maintenance of libraries that fall within our Municipality?

Question 11

Executive Authority, on Chapter 3 of the Draft Annual Report for the financial year ending ending 30 June 2023, page 63 table 31: Support: Low-income households.

1. Why on the target and actual provision of free basic electricity and refuse removal numbers are the same?

Question 12

Vacancies and critical positions in the municipality

Executive Authority, on Chapter 4 of the Draft Annual Report for the financial year ending 30 June 2023, page 74-75 table 37. The committee has identified several critical vacancies and positions to be filled as matter of urgency. The position identified by the committee includes the MPAC Coordinator, a Researcher and other service delivery related positions for all departments.

- 1. When are these positions going to be filled?
- 2. May you please provide the committee with the action plan to fill these critical positions?

Public accountability, participation and social media

Executive Authority, on Chapter 2 of the Draft Annual Report for the financial year ending 30 June 2023, page 39, the committee has identified that some of the Makhado Local Municipality social media platforms are not fully functional whereas some only focus on posting load shedding schedules instead of focusing on covering the good work of service delivery that Makhado Local Municipality is delivering.

- 1. Why the Makhado Local Municipality social media platforms are in poor state-of affairs?
- 2. May you please provide the committee with an updated state of social media platforms.
- 3. What is hindering the coverage of all municipality events in all social media platforms?

Question 14

Land alienation and revenue collection

Executive Authority, on Chapter 3 of the Draft Annual Report for the financial year ending 30 June 2023, page 71, the committee has identified that alienation of properties plays a significant role in terms of bringing the development during the year under review the municipality managed to sell 411 sites in Louis Trichardt South of Pretorius and Tshikota.

- 1. Why is the municipality relaying only on sales of sites or land through method of auction?
- 2. May the municipality please provide the committee with a plan of selling the land through all other regulated methods available in the sale of land?
- 3. May you please provide this committee with the Makhado Local Municipality land audit report.
- 4. What are plans that municipality has in order to develop Makhado town towards a smart city?

5. CLOSURE

The Chairperson,	Cllr N V	Malivha	declared	the	meeting	officially	closed	and it	adjourne	d at
13.40										

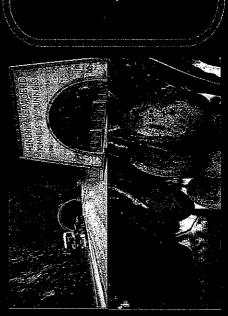
CHAIRPERSON	

MAKHADO LOCAL MUNICIPALITY



ACE HARMONY PROSPERIT





QUESTIONS OF THE MUNICIPAL PUBLIC ACCOUNTS COMMITTEE (MPAC)
ON THE REPORT OF THE AUDITOR GENERAL SOUTH AFRICA ON THE MAKHADO
LOCAL MUNICIPALITY (MLM) ON THE FINANCIAL STATEMENTS AND
PERFORMANCE INFORMATION FOR FINANCIAL YEAR ENDING 30 JUNE 2023

Question 1

Material loses.

Executive Authority, on paragraph 7 of the AG's report as disclosed in note 39 to the financial statement, material electricity losses of 32 725 648 (2021-2022: 36 624 559) were incurred which represent 11% (2021-2022: 12%) of the total electricity purchased.

Although it reduced from prior year, R32,7 million in electricity losses is significant amount.

1. What led to these losses?

Answer:

Technical losses as well as non-technical losses result in electricity distribution losses:

- Technical losses these are the ageing of infrastructure, old technology, and leakages in the network.
- Non-technical losses- such as illegal connections.
- 2. What is the municipality doing to fight this scourge?

Answer:

The municipality is doing the following:

- The meter readers have been tasked to assist the technical department in the identification of illegal connections. Disconnections are made with regards to illegal connections which include fines.
- · Regular monitoring illegal connection through meter audits.
- 3. What plan did the Municipality put in place to arrest this problem?

Answer:

The municipality is doing the following:

- The municipality has budgeted amount for R26 million to do the electricity infrastructure Maintenance.
- Regular monitoring illegal connection through meter inspections/ audits.

4. Provide a detailed plan.

Answer: Technical losses.

• The municipality has budgeted R 26 million to implement the following projects. Bush clearing in all electrical networks, replacement of rotten poles, Transformers, replacement of conductors and refurbishment of substations.

Answer:

Non-technical losses

 Regular monitoring illegal connection through meter inspection/ audit and continuously checking the buying patterns of the customers.

Ouestion 2

Litigations

Executive Authority, on paragraph 9 of the AG's report, the Auditor-General reports that the Municipality is a defendant in various law claims. The municipality is opposing these claims, as it believes that the claims are unfounded. The ultimate outcome of the matters could not be determined and no provision for any liability that may result was made in the financial statements.

1. Why is the municipality opposing the claims?

Answer:

- All matters brought against municipality are first assessed before we file notice to defend or oppose. After assessment and administration is satisfied that the municipality has a good case, municipality will proceed to defend or oppose matters brought against municipality.
- 2. How much are the litigants claiming?

Answer:

Amount is R 271 625 842.00

3. What is the status of the litigation?

Answer:

- Matters are pending in court and parties are exchanging pleadings.
- 4. Does the municipality have the indomitable attorneys and the wherewithal to win the cases?

Answer:

Yes. Municipality is winning cases based on merits and principle of law.

5. Please provide a breakdown of litigations and their status with the municipality.

Answer:

- See attached litigation register. ANNEXURE A.

6. Does the municipality have a leg to stand on and win the cases?

Answer:

Yes

Question 3

Material impairments

Executive Authority, on paragraph 8 of the annual report, the Auditor-General reports that material losses of R50 881 155 were incurred because of an impairment of irrecoverable debtors.

1. Does the Municipality have a debtors register?

Answer:

Ves

2. Does the Municipality have a system in place to track debtors and collect revenue?

Answer:

Yes. Makhado Local Municipality has long adopted, maintains, and implements a credit control and debt collection policy which is consistent with its rates and tariff policies and complies with the provisions of the Local Government: Municipal Systems Act 32 of 2000 and is also compliant to Section 62(1)(f)(iii) of the MFMA.

3. Does the Municipality have a debtor register who owes the municipality for more than three (3) years, if so, provide the report?

Answer:

Yes.

Debtors listing - Refer to Annexure B.

4. Please provide an updated revenue collection system and its ability to collect all revenue which is due to the municipality.

Answer:

- Chapter 9 of the Local Government: Municipal Systems Act 32 of 2000 provides the basis upon which the Municipality is required to formulate its own policy on Credit Control and Debt Collection.
- Based on this policy community members who are supplied with electricity by the Municipality, either it be prepaid or conventional electricity, they are limited or are cut from the supply once they default.
- Non-responsive community members and those that electricity cannot be used as a means of debt control, are handed over to Debt Collectors.

5. Are there debt recovery plans in place?

Answer:

Yes

6. How do they plan to collect revenue due to the Municipality?

Answer:

- Application of the credit and debt control policy fully.
- Monthly billing and issuing of statements to customers.
- Cutting off of the electricity and also handing over to accounts debt collectors.

Question 4

Annual financial statements

Executive Authority, on paragraph 30 of the report, the AG reports that financial statements submitted for auditing were not prepared in all material respects in accordance with the requirements of section 121 (1) of the MFMA. Material misstatements of disclosure item identified by the auditors in the submitted financial statements were subsequently corrected, resulting in the financial statements receiving an unqualified audit opinion.

1. Why did the municipality submit financial statements which were not prepared in accordance with the requirements of section 121 (1) of the MFMA?

Answer:

The annual financial statements were prepared in accordance with the requirements of section 122(1) of the MFMA EXECEPT that there were certain non-compliance issues that arose during the audit which were subsequently corrected.

Management has taken note of these non-compliance issues and has prepared an action plan to avoid future re-occurrence of the non-compliances.

2. Who are officials responsible for submission of the financial statements to the AG?

Answer:

The Chief Financial Officer.

3. What action has been taken against both the Chief Financial Officer and the Municipal Manager for this anomaly?

Answer:

Consequences Management and sanctions was a written warning.

4. Is there a plan in place to prevent this anomalous submission to the AG? Please attach it.

Answer:

Management has taken note of these non-compliance issues and has prepared an action plan to avoid future re-occurrence of the non-compliances. See attached management action plan> <u>ANNEXURE C</u>

Late Submission of financial statements

Executive Authority, on paragraph 30, the Auditor-General reports that financial statements were not submitted to the Auditor-General for auditing within two months after the end of the financial year, as required by section 126(1)(a) of the MFMA,

- 1. Why did the Municipality fail to submit financial statements within two months to the Auditor-General after the end of the financial year, as required by section 126(1)(a) of the MFMA?

 Answer:
- The delay in submission to AG was caused by failure to update the transaction on financial system due to network failure. This affected the processing of final adjusting journals in Munsoft financial system on the 31st of August 2023.
- Had we submitted the AFS without processing these critical journals, the municipality's Annual Financial Statements could have been disclaimed.
- 2. Who are the officials responsible for this anomaly?

Answer:

None. Municipality does not have control over external network failure e.g. Telkom or letaba.

3. What action has been taken against responsible officials for this anomaly?

Answer:

None.

4. Is there any plan in place to prevent this anomaly form recurring? Please attach a plan.

Answer:

To have a fail-over internet service provider which will work as backup in case of primary network down -time.

Question 6

Internal Control Deficiencies

Executive Authority, on paragraph 37 of the annual report, the Auditor-General reports that the Accounting Officer did not implement adequate internal controls to ensure the preparation of accurate financial statements as material misstatements were identified, though subsequently corrected.

1. Why did the Accounting Officer fail to implement adequate internal controls to ensure the preparation of accurate financial statements?

Answer:

The annual financial statements were prepared in accordance with the requirements of section 122(1) of the MFMA EXECEPT that there were certain non-compliance issues that arose during the audit which were subsequently corrected.

Management has taken note of these non-compliance issues and has prepared an action plan to avoid future re-occurrence of the non-compliances.

2. What action has been taken against the Chief Financial Officer and the Accounting Officer for this anomaly?

Answer:

Consequences Management applies to the Chief Financial officer.

3. Please provide a plan to prevent a recurrence of this anomaly.

Answer:

The CFO has put in place the following strategies to ensure the adequacy and effectiveness of internal controls:

- · Review of policies and procedures.
- · Performing reconciliations regularly.
- Maintaining adequate supporting documentation.
- Providing adequate training to staff members.
- Performing a self-evaluation of the municipal internal controls.
- Continuous Review of AFS by Internal Audit, Audit Committee, Provincial Treasury and COGHSTA.

Question 7

Noncompliance with applicable legislation

Executive Authority, on paragraph 38 & 39, of the report, the Auditor-General reports that the Accounting Officer failed to review and monitor compliance with applicable laws and regulations. Furthermore, the Accounting Officer did not sufficiently exercise oversight responsibility regarding financial and compliance reporting and related internal controls.

1. Why did the Accounting Officer fail to review and monitor compliance with applicable laws and regulations?

Answer:

The accounting officer has managed to put in place all applicable mechanism or control processes to ensure that AFS are being monitored and reviewed on time and complies with applicable legislation, however the network failure affected the process of final reviews.

2. Why did the Accounting Officer fail to exercise oversight responsibility regarding financial and compliance reporting and related internal controls?

Answer:

The accounting officer did exercise oversight responsivity regarding financial and compliance, however the network failure affected the process of final reviews.

3. What action has been taken against the Chief Financial Officer and the Accounting Officer for these anomalies?

Answer:

None.

4. Please provide an action plan to prevent this anomaly from recurring.

Answer: Answer: To have a fail-over internet service provider which will work as backup in case of primary network down -time.

Question 8

Status of previously reported material irregularities

Executive Authority, on paragraph 40 of the report, the Auditor-General reports that Municipality has made prohibited investment with a mutual bank not registered in terms of the Banks ACT 94 of 1990 (Banks Act): Venda Building Society (VBS) Mutual Bank.

1. Please submit a detailed report on the latest information on the prohibited investment at Venda Building Society.

Answer:

The municipality received R 4.3 million from Curator (VBS) and AGSA has confirmed the payment received as it was reported in the latest audit report.

Question 9

Stagnant for the past four years

Unqualified with findings

Executive Authority, the committee noted that the Municipality has been stagnant on the unqualified audit opinion for four financial years, i.e., 2019/20, 2020/21 2021/22 and 2022/23.

1. Identify the issues which contributed to the stagnant audit opinion for the past four years, please provide us with an action plan on the implementation of AG report.

Answer:

The annual financial statements were prepared in accordance with the requirements of section 122(1) of the MFMA EXECEPT that there were certain non-compliance issues that arose during

the audit which were subsequently corrected. find attached action plan with detailed issues for the past three years. $\underline{ANNEXURE\ C}$

Question 10

Public Library

Executive Authority, on Chapter 3 of the Draft Annual Report for the financial year ending 30 June 2023 page 6, the Municipality is having nine (09) satellite libraries which is Emannuel High School, Maluta high School, Kutama High School, LTT Prison, kids Academy, Litshovhu, Musekwa, Dzanani, Mukondeni, Tshifhire Primary School.

- Based on the above information can you please identify the libraries that belong to the municipality and to the Department of Sport, Arts, and culture?
 Answer:
 - · Mukondeni,Litshovhu and Dzanani.
- 2. Can you please elaborate the total numbers of libraries that the municipality have?

Answer:

- Emanuel High School, Maluta high School, Kutama High School, LTT Prison, kids Academy, Musekwa, Tshifhire Primary School and
- 3. Can you provide the committee with the detailed plan for Maintenance of libraries that fall within our Municipality?

Answer:

The Maintenance plan will be provided.

Question 11

Executive Authority, on Chapter 3 of the Draft Annual Report for the financial year ending and June 2023, page 63 table 31: Support: Low-income households.

1. Why on the target and actual provision of free basic electricity and refuse removal numbers are the same?

Answer:

• The number is same because once a customer qualifies as an indigent he or she receives both Electricity and refuse.

Question 12

Vacancies and critical positions in the municipality

Executive Authority, on Chapter 4 of the Draft Annual Report for the financial year ending 30 June 2023, page 74-75 table 37. The committee has identified several critical vacancies and positions to be filled as matter of urgency. The position identified by the committee includes the MPAC Coordinator, a Researcher and other service delivery related positions for all departments.

- 1. When are these positions going to be filled?

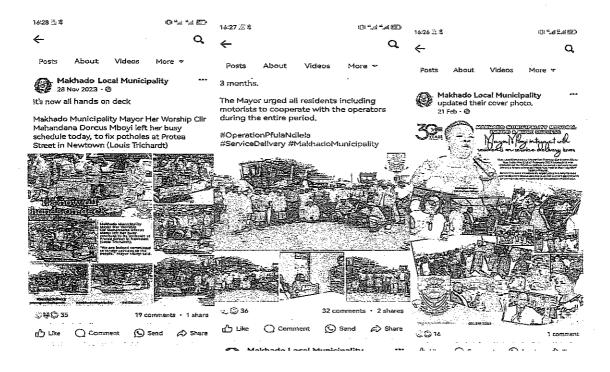
 Answer: The municipality is currently filling critical budgeted vacant positions, this is an ongoing process which also depend on the availability of funds and also taking into account the threshold for salary bill.
- May you please provide the committee with the action plan to fill these critical positions?
 The action plan which is currently available is for advertised posts and the Mpac Coordinator and Researcher and other service delivery posts will be priorities in the Over MTREF budget (2024/2025 to 2026/2027 Financial years)

Public accountability, participation, and social media

Executive Authority, on Chapter 2 of the Draft Annual Report for the financial year ending 30 June 2023, page 39, the committee has identified that some of the Makhado Local Municipality social media platforms are not fully functional whereas some only focus on posting load shedding schedules instead of focusing on covering the good work of service delivery that Makhado Local Municipality is delivering.

- 1. Why the Makhado Local Municipality social media platforms are in poor state-of affairs?
- Makhado Local municipality social media platforms are not in a poor state because they are continuously updated. Our Municipality has the following Social media platforms which are continuously updated on daily basis:
- Facebook Page: Makhado Local Municipality.
- X-Twitter @ Makhado Municipality
- Whatsapp groups where daily events are shared.
- Makhado Municipality website www.makhado.gov.za.
- o Instagram Makhado Municipality, also linked to our facebook page.
- 2. May you please provide the committee with an updated state of social media platforms.(

 <u>ANNEXURE D</u>



- 3. What is hindering the coverage of all municipality events in all social media platforms?
 - As far as we are concerned all municipalities' events are covered.

Land alienation and revenue collection.

Executive Authority, on Chapter 3 of the Draft Annual Report for the financial year ending 30 June 2023, page 71, the committee has identified that alienation of properties plays a significant role in terms of bringing the development during the year under review the municipality managed to sell 411 sites in Louis Trichardt South of Pretorius and Tshikota.

- 1. Why is the municipality relaying only on sales of sites or land through method of auction?
- The municipality is using the approved land alienation policy which stipulate that the sales or disposal of council land must be done through
- 1. Public tender or call for proposal.
- 2. Donation
- 3. Letting
- 4. Exchange
- 5. Transfers between Spheres of Government
- 6. Unsolicited Bids

- 7. Private Treaty sales
- 8. Public Auction Method
- 9. Sale of Land to the Historically Disadvantaged Individuals
- 10. Small Medium and Micro Enterprises (SMMEs)
- 11. Non-Government Organizations, Sports Clubs and other Non-Profit organizations and Community Cooperatives.
- 12. Organs of State
- 13. Officials and Political office Bearers
- 2. May the municipality please provide the committee with a plan of selling the land through all other regulated methods available in the sale of land?
- The regulated method that our municipality can use is the council approved policy which state that we can use tender process and call for proposals.
- 3. May you please provide this committee with the Makhado Local Municipality land audit report.
- o The Municipality is in a process of appointing a service provider to conduct Land audit.
- 4. What are plans that municipality must develop Makhado town towards a smart city?
- Urban renewal strategy will assist the municipality to develop since it brings along new innovative concept like renewable energy and digital technology.

ANWERTUTE A

MAKHADO LOCAL MUNICIPALITY

Contingent Liabilities a assets register 30' june 2023

	Adding the state of the state o	CONTINGENT LIABILITIES CONTINGENT LIABILITIES CONTINGENT LIABILITIES CONTINGENT LIABILITIES CONTINGENT LIABILITIES CONTINUED C	05/06/2012	Case Number: 721/12	136,463.00	
5GL Engineers CC Consulting	Makhado Local Municipanik		area des des			136.463.00
Getrusburg CPA	Makhado Local Municipality	Claim for compensation for extracting water without the consent of the land owner.	12/12/2013	Case Number: 55339/2011	28,484,309.00	28,484,000.00
Matshavha Thapelo Jeffrey	Makhado Local Municipality	Calm for damages due to potitole on a provincial road in Levubu area.	07/03/2017	Case Number: 226/17 Case Number: 3940/16	15,977,558.00	16,977,558.00
	thereign country in the state of the state o	without the consent of the Department as the water authority.	46/04/1013	Care Bimbar 21357/12	680.000.00	680.000,00
eerdts	Makhado Local Municipality		25/11/2022	Case Number: 2284/2022	151,000,000,00	
Dayoreax Properties Triblemles Trading	Makhado I ncai Municipality	t I	04/05/2018	Case Number: 2303/18		2,000,000.00
	Melchado Local Municipality		04/05/2018	Case Number: 2628/18	200000	5,425,414,00
	Makhado Local Municipality		29/03/2017	Case number: 451/18	50.000.00	60.000.00
	Makhado Local Municipality	-	39/11/2018	Case Number 01/2019	120,000.00	120,000.00
Isninatu Irypilnan Mphephu Royal Council	Makhado Local Municipality	challity met with Mphephu royal council with an Intention of settling the	2016	Case Number: 635/2016	00'000'009	600,000.00
		matter out of court.				
	March and Louis March Steel		9102/80/01	Case Number: 1305/2019	1,950,000.00	1,950,000.00
	Makhado Local Municipality	Platfull's Child of bythe and sewede Libert	23/10/2019	Case Number: 970/2019	144,291,00	144,291,00
Zouthet CC And Anton Jecobus Van Zyl	Makhada Local Municipality	o disclose information regarding	14/05/2020	Case Number: 152/2020	t	600,000,00
Makhado Nancy and Estate Late Moses Makhado	Makhado Local Municipality	the average of construction and are maintained the municipality with further construction at 2020 Talashuma mates due to the alleged damage casued on the Applicant's billoard and matter it familied in favor of the municipality.	2020	Case Number;542/2020	-	1,000,000.00
84	selbenda Long Mindeller	of downlan of these minor children.	01/02/2020	Case Number:559/2020	37,535,000.00	37,535,000.00
Agnes Munzheuzi Shandukani e, burers Pandelani Isaac Mutshinyali	Makhado Local Municipality		17/06/2020	Case Number;456/2020	300,000.00	300,000,00
Voltex Pvt Ltd	Makhado Local Municipality	settlement adreament. Applicating the Municipality for goods sold and delivered to the defendant. Matter of the formal and the formal points of the formal	09/09/2020	Case Number: 4548/2020		565,289.00
August 64 173 GC	Mischalo I are Monichally	Claims analyst the Municipality		Case Number: 1054/20	1,227,806.00	1,227,805.00
Mum Trading Enterprise CC	Makhado Local Municipality	application to compel municipality to make available the contract of plaintiff		Case Number: 229/2021	•	400,000,00
ım Trading Enterprise CC	Makhado Local Municipality	Claim sounding in money.	02/11/2020	Case Number: 1432/2020	552,000,00	552,000.00
Mpho Aaron Mulaudzi	Makhado Local Municipality	Claim against the municipality for the death of employee who was electrocuted in the I have a new market Makhado Local Municipality.	01/02/2021	Case Number: 1001/2020	anvanningt	Account from
Landmark Pvt Ltd	Makhado Local Municipality	paid their employees due to an increament	01/04/2021	Case Number: 1506/21	2,450,424.00	2,450,424.00
Makhado Local Municipality	Netshituni Royal council	E 2	28/05/2020	Case Number: 4549/2020	1,200,000.00	1,200,000.00
ikhuthula Peter Radeba	Makhado Local Municipality	П	21/01/2021	Case Number: 1596/2020	500.000.00	200,000.00
chado Local Municipality	Illegal Occupants	- 1	14/12/2022	Not yet allocated in court	350,000,00	5 000 000 00
Northbulk Petroleum Whosalers Makhado Local Municipality	Makhado Local Municipality. Illegal Occupants	Cains against the Muricipality for supply of the land the land that and matter is finalised in famous and matter is finalised in famous after mental than the matter is finalised in famous after mental than the matter is finalised in famous after mental than the matter is finalised in famous after mental than the matter is finalised in famous after mental than the matter is finalised in famous after mental than the matter is finalised in famous after mental than the matter is finalised in famous after mental than the matter is finalised in famous and matter is famous and matter is finalised in famous and matter is famous and matter	16/09/2021	Case Number: 1232/2021	4	
konocza Adziambeł Patrick	Makhado Local Municipality		19/01/2022	Case Number: 065/2022	500,000,00	500,000.00
	Illegal Occupants		16/10/2020	Not yet allocated in court	•	2,500,000.00
Mphg Mulaudzi Emmanuei	Makhado Local Municipality	Calm sounding in money	13/01/2022	Case Number: 01/2022	11,985,300,00	400,000,00
2	Maxhado Local Municipality Maxhado Local Municipality		1707/11/00	Case Number: 639/2021	3,000,000,00	3,000,000.00
	Makhado Local Municipality		01/04/2022		300,000.00	300,000,00
	MEPF		25/10/2022	Caco Number: 20171/2022	500.080.00	no-rion and
Automotive Parts Exports Sishaith Freddy Norbed	Makhado Local Municipality	Claim sounding in money against municipality for unfair labor gradice.	31/08/2022	Case Number: LP/LTT/RC/85/2022	400,000,00	,!
Monthe Gloria and another	Makhado Local Municipality	orla muofite and her	28/07/2022		400,000.00	
Makhada Local Municipality	Themba Baloyi		14/06/2023	Not yet allocated in court	128,000,00	,
Duwyk Boedery co	Maktedo Local Municipality		19/08/2023	Case Number: 5430/2023	1,000,000	,
Andre Naude	Makhado Local Municipality	Notice to compel municipality to swich on electricity, matter finalised in favor of municipality.	28/08/2023	Саза Number:6697/2023 апd	1,000,000,00	
					271,625,842,00	129,338,545.00
		CONTINGENT ASSETS				
	Makhado Local Municipality		01/11/2019	Matter is handled by Liquidator. Municipality h	58,264,578.00	58,264,578.00
nada Local Municipality	Tshiamiso Trading	hment.	04/05/2018	Case Number: 3617/18		7,000,000.00
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Status	Not yet tested	Not yet tested	Not yet tested	Not yet tested	
Internal Audit Comment	Not yet tested	Not yet tested	(Not yet tested	Not yet tested	
Progress to date	Work in progress	Work in progress	Work in progress	Work in progress	
Completion Date	30.569-21	30-Sep-21	30-Sep-21	30-5ep-21	
摧	01-May-21	01-May-21	01.May-21	01-May-21	



UNQUALIFIED AUDIT OPINION WITH FINDINGS

2019/20 FINANCIAL YEAR AG ACTION PLAN

MAKHADO LOCAL MUNICIPALITY

Start Date 01-May-21 01-May-21 01-May-21 Manager Human Manager Human Janager Human Responsible Management Vlanagement Management Person Resource Resource Resource Management will take steps the operating effectiveness the operating effectiveness internal audit to determine internal audit to determine Action Plan Description and efficiency of Internal and efficiency of internal Regular reviews by the Regular reviews by the overpayments to recover the controls. controls. Management response is ncorrect rate was used to Management agrees with Management response is reported in management issue will be reported on control deficiency hence Auditor's Comment This finding relates to a the deficiency will be finding remains as an management report. the audit finding, the management report noted; however, we noted however the payout, the control catculate the leave deficiency will be Audit Finding 2: reported in the 4udit finding 1: terminations during the year and there Management disagrees with the audit inding. There was an oversight, where gone through the whole population of finding. We will ensure that employees Aanagement agrees with the auditors identified by the auditors. We propose finding. According to our records and go on leave after the approval by the the attached journal to raise a sundry debtor and Management will initiate were no anomalies other than those Management agrees with the audit employees who resigned. We have steps to recover the overpayments Management comments on audit calculate Termination Pay Out for leads of Department concerned. Management Comment the incorrect rate was used to No management response rom ex- employees. Audit Finding 2: Audit Finding 1: flading: Finding Status Information is accessible and available to support financial regarding leave approval and ensure that internal controls mplemented to ensure that they reported to work leave. Management Root Cause allowance on days on which keeping in a timely manner financial and performance Financial and performance empioyee filled a request for vacation 🌓 Implement controls over employees claim standby Implement proper record allowance are effectively to ensure that complete, responsibility regarding Management did not refevant and accurate reporting and related Management did not claiming of standby Exercise oversight internal controls management Leadership reporting furthermore, we noted that the below November 2019, and indicated on the leave before approval by the Head of Human Resources, that she could not furthermore the employee claimed a Contrary to the above requirements, employee did not sign an attendance Contrary to the above requirements, we noted differences between leave standby allowance on days on which amounts. A table is presented below to outline the differences identified; register and was not included in his etter sent to manager, department: employee reported to work, as the Contrary to the above requirement, the following employees went on employee took sick leave on 18 respective department register ne did not sign the attendance; Department/Defegated official. make it work, furthermore the paid out the and recalculated there is no evidence that the **Audit Finding** deficiency standby nternal control Leave Approval Leave paid out Heading allowance Comaf 32 30 2

01-May-21	Manager of the state of the sta	
Manager Human Resource Management		
Management agrees with An exercise to remove the Manager Hum the audit finding, the employee masterfile of Resource finding is not resolved and those appointed using rule 4 Management will be reported in will be conducted. management report as Regular reviews by the administrative matters. Internal audit to determine internal audit to determine internal audit controls.		
Management comments on audit finding: We agree with the audit finding, the listed employees were previously appointed as Ward Committees on company rule 4 and were later on appointed as permanent employees on company rule 1 and Councillor's on Company rule 2. They were not terminated on the previous Company rule 4 resulting in duplicate 1D numbers and Account Numbers since it is still the same person.		
Financial and performance management Management Mindle not implement proper record keeping in a timely manner to ensure that complete, relevant and accurate information is accessible and available to support financial reporting.		
ew of hat hat hat he nut status. on the le pie set her sa per sa per below	And etarification of sold distributions of the sold distributions of t	
Duplicate account numbers, ID and names		
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IMPLEMETATION STATUS SUMMARY

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ACTION PLAN IMPLEMETATION STATUS SUMMARY 2020/2021 Financial year

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Work in progress
Not resolved
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Description

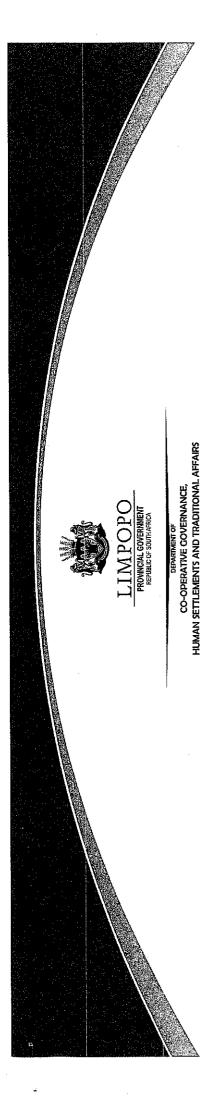
AVERALL TOTAL FINDINGS

ACTION PLAN AGSA IMPLEMETATION STATUS SUMMARY 2021/2022

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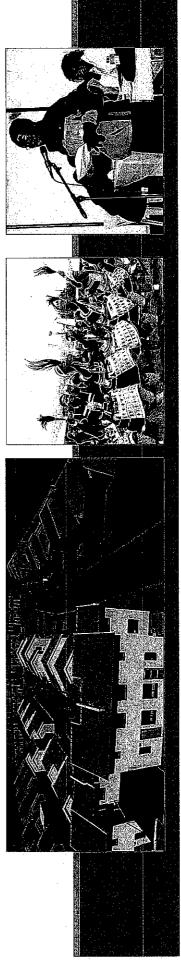
	Responsible Person	Manager PMS	Manager internal Audit	Manager legal	Manager PMS	
SOMIGNIA R ALTY	Action Plan Description	. 9	Due to covid-19 pandemic the process will commence in the next financial [2021/22]	Regular reviews by the internal audit to determine the operating effectiveness and efficiency of internal controls.	Electrifications and posts- connections to be recorded in separate registers,	
AG MAKHADO 2019/2 UNQUALIPIED AU	Auditor's Comment	Management's response is noted, however, the issue emenated in the approved SDBIP which cannot be adjusted at this stege. Therefore, the issue is not resolved and will be reported in the audit report as a material finding.	Management's response has been noted. Control deficiency will be reported in the management report.	Management response noted however the finding will be reported in the Management report as it relates to an internal control deficiency.	Management's response is noted, however, as this relates to an internal control deciplency, it will be reported in the management report under "cities" important matters" and will be followed up in the next audit.	
	Management Comment	Management agrees with the finding and request adjustment	The Municipality will provide the external assessor to assist the municipality in addressing the municipality in addressing the matter raised.	Management comments on audit finding. Anorgament agrees with the hanogement agrees with the auditors finding. Measures are being taken to strangthen internal controls such as regular reveyes by the internal audit to determine the operating effectiveness and efficiency of internal controls. Management comments on internal control deficiences. Management comments on internal control deficiencies.	Nanagement comments on arcidificiality. Management agrees with the finding, All connections and post-connections have been correctly recorded on the register. Management comments on linternal control deficiencies: The recording on two separate registers is already underway.	
	Finding Status					
	Management Root Cause	Management did not ensure that the planned target is consistent to the indicator.	Management did not exerdise oversight responsibility regarding compilance and related internal controls	Management did not establish and communitate policles and procedures to enable and support understanding and execution of internal control objectives, processes, and responsibilities	Leadership Lack of proper record keeping in the electrical department, for the opening of the electricity account on both new electrifications and post connections. Financial and performance management Menagement of did not implement proper record keeping in a timely manner to ensure that complete,	
		Reported achievements not Contrary to the above requirement, the below consistent with the planned Indicators and the planned traget as per the 2019/2020 SDBIP and the APR is inconsistent. The indicator is about fencing Matelial, Mulicohyas and Gogobole cementries. However, the target planned is the completed Dzumbarhoho (Phatdima), Gogobole, Vielfontein and Tshivhade camentries fenced by 30 June 2020. Fenced Matelial, Multoviroys, and Gogobole cementries Completed Dzumbarhoho (Phatdima), Gogobole, Vielfontein Gogobole, Matelial, Multoviroys, and Gogobole cementries Gomopleted Dzumbarhoho (Phatdima), Gogobole Gogobole, Matelial and Tshivhade cementries Gogobole, Matelial and Tshivhade cementries Gogobole, Matelial and Tshivhade cementries	While performing the planning for the 2019-2020 Management did not exercise oversight and it, it was noted that the Internal audit responsibility regarding compliance and function has not been subjected to a performance quality assurance review/assessment in the past five years as required by the applicable Act and standard required by the applicable Act and standard and act and standard and act	≥	Contrary to the above requirement, we noted some difficulties when testing the completeness of the electrification indicators below. We noted that management record the applications of the electrification indicators in the same books and no indication of post connections/ new electrification is indicated in the books. Below are the details; The number of households electrified may be lincorrectly recorded as Number of households serviced with electricity (post connections).	
	Heading	targets.	Internal audit function- 5- year Independent quelity control review not performed	Expenditure Internal Control Deficiency	850: internal control deficiency	
	Comar		No. of the Control of	44	84	
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ANNUAL AND OVERSIGHT REPORT MAKHADO LM - MPAC

VENUE: KALAHARI WATERFRONT DATE: 11 MARCH 2024

PRESENTED BY COGHSTA



integrated Sustainable Human Settlements

Presentation Outline

- **J** Purpose
- ☐ Legislative Background
- ☐ Municipal Annual Report
- Key MPAC Functions on Annual Report
- I Oversight Report
- Information for consideration (Probing of Annual Report)

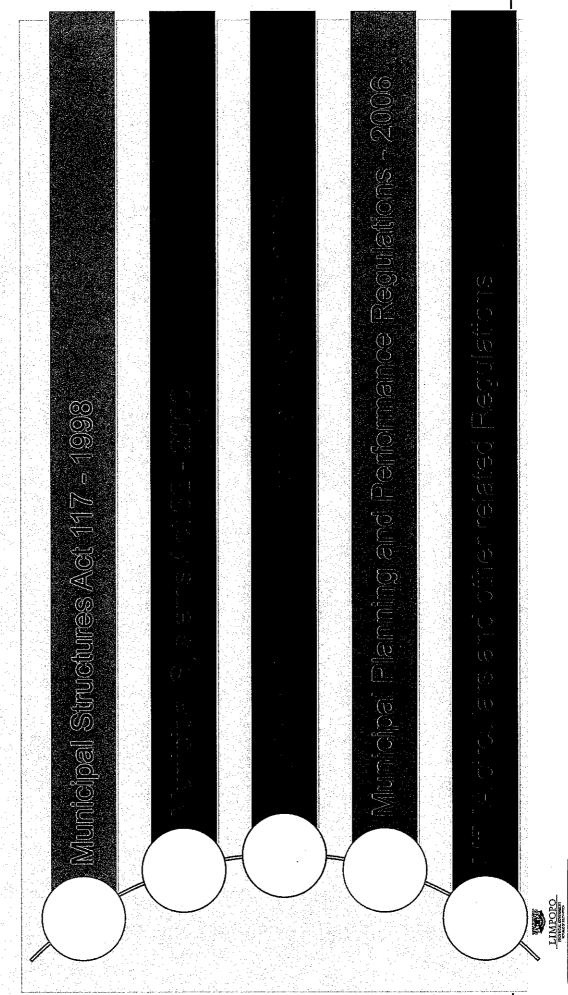


PURPOSE

- To support and capacitate the committee on the legislative requirements pertaining to MFMA-sec 121,127 & 129
- To provide an update on the responsibilities of MPAC in relation to Annual & Oversight reports



Legislative Background



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LEGISLATIVE BACKGROUND

and Annual presentation this Issues stimulating Oversight report

- MFMA 121(1) requires municipalities to prepare an annual report of the municipality in accordance with MFMA 121(1)(2) and (3)
- MFMA 127(2) prescribes that "A mayor of a municipality must, within seven months after the end of the financial year, table in municipal council the annual report of the municipality
- date on which the annual report was tabled in council in terms of sec 127, adopt an oversight report containing council's comments on the MFMA 129 (1) prescribes that The council of a municipality must consider the annual report of the municipality by no later than 02 months from the annual report



LEGISLATIVE BACKGROUND

established in terms of Sec 79a of the Municipal Structures (MPAC) is Committee Accounts Public Municipal

- □ The primary function of Mpac is to performs an oversight on behalf of
- of Reference adopted by the municipal council as well as MPAC Annual This functions/responsibilities (Mpac) are provided for in the Mpac Terms Work Programme
- The committee is not a duplication of other committees of council e.g Finance Committee or the Audit Committee
- The committee has the responsibility to undertake and manage similar SCOPA in the National and Provincial legislatures, except for certain functions and responsibilities (for municipalities), as undertaken by the powers regarding subpoena of individuals

MUNICIPAL ANNUAL REPORT

Municipal Annual Report is compiled in-line with the provision of Sec 121 of Municipal Finance Management Act

- The report is aimed at providing a record of the activities of the
 - municipality (particular financial year) and report of progress made by the municipality in fulfilling its objectives as reflected in the IDP and SDBIP.
- Provides a report on performance of service delivery and budget implementation
- Promotes accountability to the local communities for decisions made through-out the year
- □ The annual report is back-ward looking and Illustrates measures taken and needed to improve performance
- N.B. An annual report must provide a two year comparative analysis.



FORMAT OF THE ANNUAL REPORT:

MFMA Circular(11&63) provides guidelines of what an Annual Report should contain (Financial & Non-Financial)

Chapter 1: Mayor's Foreword and Executive Summary

Municipal Manager Foreword

Municipal Overview

Chapter 2:Governance

Chapter 3: Service Delivery Performance (Performance Report Part 1)

Chapter 4: Organizational Development Performance (Performance Report

Part 11)

Chapter 5: Financial Performance

Chapter 6: Auditor General's Findings

Appendices: Audited AFS



IDP-strategic direction and goals set by council

Council adopts IDP and undertakes annual review and assessment of past performance outcomes

BUDGET-IDP informs the annual budget which must be approved by council. OPMS developed. Mayor then approves the SDBIP. Service delivery targets linked to performance contracts for senior managers

IN-YEAR REPORTS- Council approves annual budget and monitors financial and non-financial performance through quarterly and mid-year reviews. (MPAC)

AFS and APR submitted to the AG who issues an audit report.

AUDIT COMMITTEE- Provides independent specialist advice on financial &non financial performance, efficiency & effectiveness, performance management and compliance with legislation.

ANNUAL REPORT-Reports on financial and nonfinancial performance. Links to the strategic goals in the IDP.

OVERSIGHT REPORT- Report from Council adopting or rejecting the Annual Report. Key oversight role ensuring executive and administration accountable for performance

CONSULTATION PROCESS of ANNUAL REPORT

- a) The Annual Report is tabled at an open Council Meeting in January;the same report is further referred to MPAC for consideration and recommendation
- representation from the public should be placed in the newspaper. Further the notice should be b) An official notice advising where the annual reports could be viewed and inviting displayed in the municipal buildings. Copies of the Annual Reports should placed at the Municipal administration buildings including libraries as well as Thusong Centres
- c) Copies of the report should be forwarded to the following stakeholders as required by the MFMA: Provincial Treasury, National Treasury, Provincial COGHSTA, Provincial Legislature, and **Auditor General**
- d) The Municipal Public Accounts Committee can hold consultation meeting with the AG, to clarify on matters of Audit
- e) The committee can conduct a project inspection visits
- f) MPAC should conduct Public hearings and responding to questions concerning the report



KEY FUNCTIONS OF MPAC IN RELATION TO ANNUAL REPORT

- □ To consider and evaluate the content of the Annual Report as well as to make recommendations to the municipal council
- ☐ Track the implementation of past recommendations
- □ To examine financial statements and Audit reports of the municipality and municipal entities
- □ To recommend any investigation in its area of responsibility.
- □ Perform other function or resolutions refer to it by the municipal council e.g sec 32 (expenditure investigations).
- ☐ Co-opt members of public (who are not councilors) with expertise in specific fields to assist and advice in deliberations where necessary, (provided that due considerations are given to the cost implication of such co-option i.e Sec79(2)d Structures act)
- ☐ Consider public comments when received and will be entitled to request documents or evidence from Accounting Officer of municipality or municipal entity



BENEFITS OF FUNCTIONAL MPAC AND REPORTING REQUIREMENTS

- ☐ MPAC reports to Municipal Council through the Speaker on activities of the
- ■MPAC must discuss and adopt its report for Council in accordance with procedures for tabling matters in council defined in standard rules for council
- ☐ MPAC should report to Council at-least quarterly and may bring items before Council as and when necessary
- □ Council must evaluate performance of MPAC on annual basis
- ■Meetings of MPAC should be included in the annual calendar of Council

□ Benefits of Functional MPAC

To improve the efficiency, economy and effectiveness of municipal operations and unsure prudent use of public funds

Re-inforce transparency, accountability and good governance

□For MPAC to be functional the following tools/reports are critical:

Quarterly reports, Annual report – Which includes AG report, Investigation reports, Strategic Plan/IDP, SDBIP and budget, Audit Committee reports, Conduct site Visits



OVERSIGHT REPORT

□ Final major step in the annual report process of the municipality

■MFMA requires the municipal council to consider the annual report and adopt n oversight report. MFMA Sec 129

☐ This report (oversight report) is a report of the municipal council and follows consideration and consultation on the annual report

☐ The Oversight report must include a statement whether the council:

Has approved the annual report, with or without reservations

Has rejected the annual report

Has referred the annual report back for revision of those components that can be revised

□For MPAC to be functional the following tools/reports are critical:

Quarterly reports, Annual report – Which includes AG report, Investigation reports, Strategic Plan/IDP, SDBIP and budget, Audit Committee reports, Conduct site Visits



STRUCTURE AND CONTENTS OF THE OVERSIGHT REPORT

DSummaries of comments and conclusions on municipal entity's annual report Summaries of comments and conclusions on the municipal annual report Resolutions and statement required by MFMA s129(1) ☐Annexures to the report should provide the following-☐Title and reference to the year under review.

Summary of written representations submitted by public, AG and other spheres of Copies of minutes of meetings of committee Summary of process followed in the review

Responses to questions provided by the accounting officer

- Dother information as may be needed to support the conclusions in the resolutions e.g. outcomes of large infrastructure projects.
- resolution to record both the adoption of the oversight report and comments of DResolutions and Statement- the statement should be in a form of a council council on the report.



PROBING QUESTION Example:

Question 1: Inadequate review of reported performance information against approved Integrated Development Plan/Service Delivery and **Budget implementation Plan.**

Page 6 of the Auditor General's report 2021/22, itemindicates that "The Accounting officer did not ensure that ensure proper review of reported information is consistent with the Approved IDP and SDBIP of the municipality.

against the approved planning documents as required in accordance with section 40 of Municipal Systems Act? Why did the municipality fail to adequately review reported performance information

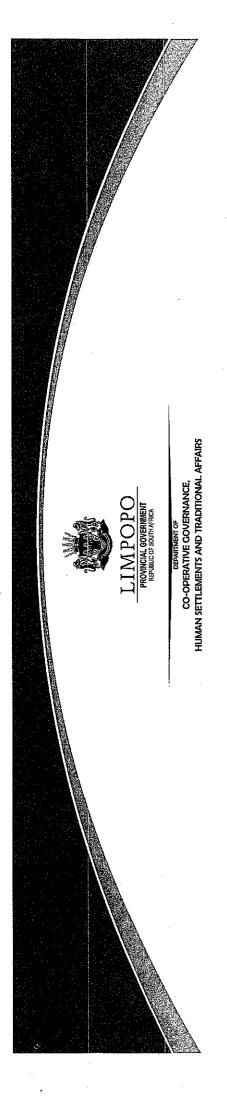
Who are officials responsible?

What plans/corrective measures are being implemented to ensure that municipality fully complies with chapter 6 as required by Municipal Systems Act (as Amended) and Municipal Planning and Performance Management Regulations?



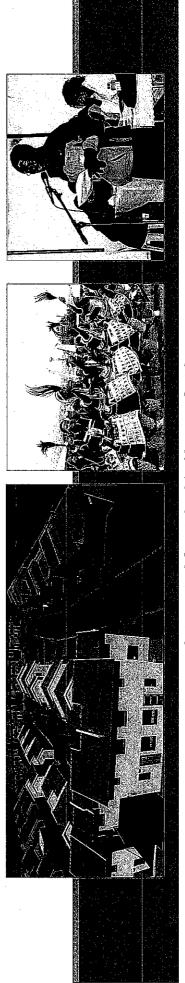
PROBING QUESTIONS:

- Examples:
- Question 1: Reported Information not consistent with plan objectives, indicators and targets.
- Municipal Manager, on paragraph 20, page 165 of the Auditor General's report, the municipality has not reported on its performance against predetermined indicators which is consistent with approved Integrated Development Plan.
- Why has the municipality failed to report its performance against predetermined indicators which is consistent with the approved integrated plan?
- ▼ Who are responsible officials?
- What corrective measures are being implemented to ensure that the municipality performance reporting is aligned with the approved integrated development plan?



THE END

THANK YOU



Integrated Sustainable Human Settlements

Ref: 4/8/2

MAKHADO MUNICIPALITY

OFFICE OF THE DIRECTOR: CORPORATE SERVICES

MINUTES OF THE PREPARATORY MEETING FOR THE PUBLIC PARTICIPATION AND PUBLIC HEARING OF THE MUNICIPAL PUBLIC ACCOUNT COMMITTEE OF THE MAKHADO MUNICIPALITY WHICH WAS HELD ON MONDAY, 18 MARCH 2024 AT 09:00 IN THE MPAC OFFICE NO C001, FIRST FLOOR, CIVIC CENTRE, 83 KROGH STREET,

PRESENT

Councillors
CLLR MALIVHA N V (CHAIRPERSON)
CLLR F B HLONGWANE
CLLR BALOYI S E
CLLR MUKHELI K
CLLR MULAUDZI M E
CLLR SEBOLA D J
CLLR MUKOSI M

Official

M MABALA (ASSISTANT MANAGERCOMMITTEES) M MANYUMA

1. OPENING

The Chairperson, Cllr N V Malivha welcomed everyone present and declared the meeting officially opened.

2. APPLICATION FOR LEAVE OF ABSENCE

THAT leave of absence be granted Cllr M G Furumule, Cllr K P Maphakela and Cllr H G Mabudu.

3. APPROVAL OF PREVIOUS MINUTES

4. MATTER CONSIDERED

ITEM MPAC.1.18.03.23

MPAC: PREPARATION FOR PUBLIC HEARING TO BE HELD ON 22 MARCH 2024 AT MAKHADO SHOWGEOUND (6/1/1(16/17))

QUESTIONS AND RESPONSE

All members were given tasks to deal with on the day of the hearing.

- Cllr M G Furumele will ask questions 1 and 13
- Cllr D J Sebola will ask questions 2
- Cllr K P Maphakele will as question 3
- Cllr S E Baloyi will ask question 4
- Cllr H G Mabudu will ask question 5

- Cllr K Mukheli will ask question 6 and 12
- Cllr N V Malivha will ask question 7
- Cllr B F Hlongwane will ask question 8 and 9
- Cllr S E Baloyi will ask question 10
- Cllr M Mukosi will ask question 11 and 14

AGENDA OF PUBLIC PARTICIPATION

The agenda was discussed and compiled as follows:

PROGRAMME DIRECTOR: Cllr N V MALIVHA: MPAC Chairperson

- 1. Opening National Anthem
- 2. Welcome Address Madam Speaker, Cllr G T Mukwevho-Mitileni
- 3. Acknowledgement MPAC Member, Cllr K Mukheli
- 4. Purpose of session MPAC Member: Cllr S E Baloyi
- 5. Introduction of her worship MAYOR Cllr N Munyai
- 6. Presentation of 2022/2023 Draft Annual Report Her Worship Mayor, Cllr M D Mboyi
- 7. Input Community Members and Stakeholders
- 8. Clarity Her Worship Mayor, Cllr M D Mboyi
- 9. Vote of thanks MPAC Member, Cllr H Mabudu
- 10. Announcements Mr M G Rathando, Manager Council Support
- 11. Closing prayer Cllr B F Hlongwane

AGENDA OF PUBLIC HEARING

The agenda was discussed and compiled as follows:

PROGRAMME DIRECTOR: Cllr N V MALIVHA: MPAC Chairperson

- 1. Opening- national Anthem
- 2. Welcome Address Madam Speaker, Cllr GT Mukwevho-Mitileni
- 3. Acknowledgement MPAC Member, Cllr M Mukosi
- 4. Purpose of session MPAC Member: Cllr Cllr D J Sebola
- 5. Presentations by Home Affairs Mr E Sithi
- 6. Introduction of her worship Mayor Cllr Magada M R
- Questions and response 2022/2023 Draft Annual Report Her Worship Mayor, Cllr M D Mboyi.
- 8. Vote of thanks MPAC Member, Cllr H G Mabudu
- 9. Announcements Mr M G Rathando
- 10. Closing prayer Cllr B F Hlongwane

5. CLOSURE

The Chairperson, Cllr N V Malivha declared the meeting officially closed and it adjourned at 13:20.

 $MMmm/Minutes Preparation Public Hearing_18 March 2024$

Ref: 4/8/2

MAKHADO MUNICIPALITY

OFFICE OF THE DIRECTOR: CORPORATE SERVICES

MINUTES OF THE ONE HUNDRED AND THIRTIETH (130th) MEETING OF THE MUNICIPAL PUBLIC ACCOUNT COMMITTEE OF THE MAKHADO MUNICIPALITY, WHICH WAS HELD ON TUESDAY, 19 MARCH 2024 AT 14H30 AT HA-MUTSHA AFM CHURCH

PRESENT Councillors

CLLR MALIVHA N V
CLLR HLONGWANE F B
CLLR BALOYI S E
CLLR M E MULAUDZI
CLLR MUKHELI K
CLLR MUKOSI M

OFFICIALS

MS T E SHIRINGANI (MPAC COORDINATOR)

1. **OPENING**

The Chairperson Cllr N V Malivha welcomed everyone present and requested Cllr B F to open a meeting with a prayer.

2. APPLICATION FOR LEAVE OF ABSENCE

RESOLVED -

THAT leave of absence be granted to Cllr M E Mulaudzi.

REMARK:

CLLR K P Maphakela was absent from the meeting.

3. **CONFIRMATION OF MINUTES**

4. MATTERS CONSIDERED

ITEM MPAC 1.19.03.24

QUESTIONS OF THE MUNICIPAL PUBLIC ACCOUNT COMMITTEE (MPAC) ON THE REPORT OF THE AUDITOR GENERAL TO THE MAKHADO LOCAL MUNICIPALITY (MLM) ON THE FINANCIAL STATEMENTS AND PERFORMANCE INFORMATION FOR THE YEAR ENDED 30 JUNE 2023

Question 1

Material loses

Executive Authority, on paragraph 7 of the AG's report as disclosed in note 39 to the financial statement, material electricity losses of **32 725 648 (2021-2022: 36 624 559)** were incurred which represent 11% (2021-2022: 12%) of the total electricity purchased.

Although it reduced from prior year, R32,7 million in electricity losses is significant amount.

- 1. What led to these losses?
- 2. What is the municipality doing to fight this scourge?
- 3. What plan did the Municipality put in place to arrest this problem?
- 4. Provide a detailed plan.

Question 2

Litigations

Executive Authority, on paragraph 9 of the AG's report, the Auditor-General reports that the Municipality is a defendant in various law claims. The municipality is opposing these claims, as it believes that the claims are unfounded. The ultimate outcome of the matters could not be determined and no provision for any liability that may result was made in the financial statements.

- 1. Why is the municipality opposing the claims?
- 2. How much are the litigants claiming?
- 3. What is the status of the litigation?
- 4. Does the municipality have the indomitable attorneys and the wherewithal to win the cases?
- 5. Please provide a breakdown of litigations and their status with the municipality?
- 6. Does the municipality have a leg to stand on and win the cases?

Question 3

Material impairments

Executive Authority, on paragraph 8 of the annual report, the Auditor-General reports that material losses of R50 881 155 were incurred as a result of an impairment of irrecoverable debtors.

- 1. Does the Municipality have a debtors register?
- 2. Does the Municipality have a system in place to track debtors and collect revenue?
- 3. Does the Municipality have a debtor register who owes the municipality for more than three (3) years, if so provide the report?
- 4. Please provide an updated revenue collection system and its ability to collect all revenue which is due to the municipality.
- 5. Are there debt recovery plans in place?
- 6. How do they plan to collect revenue due to the Municipality?

Annual financial statements

Executive Authority, on paragraph 30 of the report, the AG reports that financial statements submitted for auditing were not prepared in all material respects in accordance with the requirements of section 121 (1) of the MFMA. Material misstatements of disclosure item identified by the auditors in the submitted financial statements were subsequently corrected, resulting in the financial statements receiving an unqualified audit opinion.

- 1. Why did the municipality submit financial statements which were not prepared in accordance with the requirements of section 121 (1) of the MFMA?
- 2. Who are officials responsible for submission of the financial statements to the AG?
- 3. What action has been taken against both the Chief Financial Officer and the Municipal Manager for this anomaly?
- 4. Is there a plan in place to prevent this anomalous submission to the AG? Please attach it.

Question 5

Late Submission of financial statements

Executive Authority, on paragraph 30, the Auditor-General reports that financial statements were not submitted to the Auditor-General for auditing within two months after the end of the financial year, as required by section 126(1)(a) of the MFMA,

- 1. Why did the Municipality fail to submit financial statements within two months to the Auditor-General after the end of the financial year, as required by section 126(1)(a) of the MFMA?
- 2. Who are the officials responsible for this anomaly?
- 3. What action has been taken against responsible officials for this anomaly?
- 4. Is there any plan in place to prevent this anomaly form recurring? Please attach a plan.

Question 6

Internal Control Deficiencies

Executive Authority, on paragraph 37 of the annual report, the Auditor-General reports that the Accounting Officer did not implement adequate internal controls to ensure the preparation of accurate financial statements as material misstatements were identified, though subsequently corrected.

- 1. Why did the Accounting Officer fail to implement adequate internal controls to ensure the preparation of accurate financial statements?
- 2. What action has been taken against the Chief Financial Officer and the Accounting Officer for this anomaly?
- 3. Please provide a plan to prevent a recurrence of this anomaly.

Non compliance with applicable legislation

Executive Authority, on paragraph 38 & 39, of the report, the Auditor-General reports that the Accounting Officer failed to review and monitor compliance with applicable laws and regulations. Furthermore, the Accounting Officer did not sufficiently exercise oversight responsibility regarding financial and compliance reporting and related internal controls.

- 1. Why did the Accounting Officer fail to review and monitor compliance with applicable laws and regulations?
- 2. Why did the Accounting Officer fail to exercise oversight responsibility regarding financial and compliance reporting and related internal controls?
- 3. What action has been taken against the Chief Financial Officer and the Accounting Officer for these anomalies?
- 4. Please provide an action plan to prevent this anomaly from recurring.

Question 8

Status of previously reported material irregularities

Executive Authority, on paragraph 40 of the report, the Auditor-General reports that Municipality has made prohibited investment with a mutual bank not registered in terms of the Banks ACT 94 of 1990 (Banks Act): Venda Building Society (VBS) Mutual Bank.

1. Please submit a detailed report on the latest information on the prohibited investment at Venda Building Society.

Question 9

Stagnant for the past four years

Unqualified with findings

Executive Authority, the committee noted that the Municipality has been stagnant on the unqualified audit opinion for four financial years, i.e., 2019/20, 2020/21 2021/22 and 2022/23.

1. Identify the issues which contributed to the stagnant audit opinion for the past four years, please provide us with an action plan on the implementation of AG report.

Public Library

Executive Authority, on Chapter 3 of the Draft Annual Report for the financial year ending 30 June 2023 page 6, the Municipality is having nine (09) satellite libraries which is Emannuel High School, Maluta high School, Kutama High School, LTT Prison, kids Academy, Litshovhu, Musekwa, Dzanani, Mukondeni, Tshifhire Primary School.

- 1. Based on the above information can you please identify the libraries that belong to the municipality and to the Department of Sport, Arts and culture?
- 2. Can you please elaborate the total numbers of libraries that the municipality have?
- 3. Can you provide the committee with the detailed plan for Maintenance of libraries that fall within our Municipality?

Question 11

Executive Authority, on Chapter 3 of the Draft Annual Report for the financial year ending ending 30 June 2023, page 63 table 31: Support: Low-income households.

1. Why on the target and actual provision of free basic electricity and refuse removal numbers are the same?

Question 12

Vacancies and critical positions in the municipality

Executive Authority, on Chapter 4 of the Draft Annual Report for the financial year ending 30 June 2023, page 74-75 table 37. The committee has identified several critical vacancies and positions to be filled as matter of urgency. The position identified by the committee includes the MPAC Coordinator, a Researcher and other service delivery related positions for all departments.

- 1. When are these positions going to be filled?
- 2. May you please provide the committee with the action plan to fill these critical positions?

Question 13

Public accountability, participation and social media

Executive Authority, on Chapter 2 of the Draft Annual Report for the financial year ending 30 June 2023, page 39, the committee has identified that some of the Makhado Local Municipality social media platforms are not fully functional whereas some only focus on posting load shedding schedules instead of focusing on covering the good work of service delivery that Makhado Local Municipality is delivering.

- 1. Why the Makhado Local Municipality social media platforms are in poor state-of affairs?
- 2. May you please provide the committee with an updated state of social media platforms.
- 3. What is hindering the coverage of all municipality events in all social media platforms?

Land alienation and revenue collection

Executive Authority, on Chapter 3 of the Draft Annual Report for the financial year ending 30 June 2023, page 71, the committee has identified that alienation of properties plays a significant role in terms of bringing the development during the year under review the municipality managed to sell 411 sites in Louis Trichardt South of Pretorius and Tshikota.

- 1. Why is the municipality relaying only on sales of sites or land through method of auction?
- 2. May the municipality please provide the committee with a plan of selling the land through all other regulated methods available in the sale of land?
- 3. May you please provide this committee with the Makhado Local Municipality land audit report.
- 4. What are plans that municipality has in order to develop Makhado town towards a smart city?

4. CLOSURE

CHAIRPERSON

	The Chairperson, 16h10.	Cllr N V M	alivha declare	ed the meeting	officially	closed and	it adjourned a
TES/mm	/Minutes						

Ref: 4/8/2

MAKHADO MUNICIPALITY

OFFICE OF THE DIRECTOR: CORPORATE SERVICES

MINUTES OF THE PUBLIC PARTICIPATION BY THE MUNICIPAL PUBLIC ACCOUNT COMMITTEE OF THE MAKHADO MUNICIPALITY WHICH WAS HELD AT HA-MUTSHA COMMUNITY HALL ON TUESDAY, 19 MARCH 2024 AT 10:00

PRESENT

COMMITTEE MEMBERS

CLLR N V MALIVHA

(CHAIRPERSON)

CLLR S E BALOYI

CLLR K MUKHELI

CLLR H G MABUDU

CLLR D J SEBOLA

CLLR M MUKOSI

CLLR B F HLONGWANE

CLLR M G FURUMELE

APPLICATION FOR LEAVE OF ABSENCE

RESOLVED -

THAT leave of absence be granted to Cllrs N J Matumba, R Raliphada, N B Jones, R Maingo, M E Mulaudzi, K P Maphakela and K Maphubu.

OFFICIALS

K M NEMANAME (MUNICIPAL MANAGER)

(DIRECTOR CORPORATE SERVICES) S G MAGUGA N G RALIPHADA (ACTING CHIEF FINANCIAL OFFICER) (DIRECTOR DEVELOPMENT PLANNING) A MABUNDA

(ACTING DIRECTOR TECHNICAL SERVICES) L THULARE

(DIRECTOR COMMUNITY SERVICES) H J LUKHELI

(MANAGER PMS) K SIGIDI

(MANAGER EVENTS MANAGEMENTS) M MAKWAKWA

(MANAGER COMMUNICATION) L BOBODI (MANAGER COUNCIL SUPPORT) M G RATHANDO K C MATHOMA (MANAGER OFFICE OF THE MAYOR)

(PA MAYOR'S OFFICE) R PHAWENI

M MABALA (ASSISTANT MANAGER COMMITTEES)

K N TSHIKOSI (ASSISTANT MANAGER PMS)

(REGIONAL ADMINISTRATOR LUVUVHU) M NEMASETONI

(COMMUNICATION OFFICER) P MUTHAMBI (ACTING MANAGER ICT) Z E THARINI (ASSISTANT ADMIN) M MANYUMA

Makhado Local Municipality

CLLR M D MBOYI (MAYOR) CLLR G T MUKWEVHO-MITILENI (SPEAKER)

(EXECUTIVE COMMITTEE MEMBER) **CLLR E SITHI**

CLLR T T MAKAMU (SECTION 79 CHAIRPERSON, FINANCE) **CLLR B HLANGWANI** (PR COUNCILLOR) CLLR MASHAMBA L (WARD COUNCILOR) CLLR MASHAU T C (PR COUNCILLOR) CLLR MUKHUBA R (WARD COUNCILLOR) CLLR MUSHANDANA T T (WARD COUNCILLOR) CLLR MALULEKE H G (WARD COUNCILLOR) CLLR MALANGE C (WARD COUNCILLOR) CLLR NEMUDZIVHADI N S (WARD COUNCILLOR)

CLLR N MUNYAI (EXECUTIVE COMMITTEE MEMBER)

CLLR E T SITHI (WARD COUNCILLOR)

S E NGOBENI (MAKHADO MUNICIPALITY) N LUVHIMBI (MAKHADO MUNICIPALITY) S MULAUDZI (MAKHADO MUNICIPALITY)

Other Institutions

CLLR M S MACHETE (PR COUNCILOR VHEMBE DISTRICT)
CLLR RIKHOTSO F J (PR COUNCILLOR VHEMBE DISTRICT)

Other Members Presents

REMARK:

See the attached attendance register.

1. OPENING

The meeting was officially opened with the National Anthem.

2. WELCOME ADDRESS

The Speaker, Cllr G T Mukwevho-Mtileni welcomed everyone present for attending the Public Participation, making mention of the Mayor, Cllr M D Mboyi, Executive Committee members and municipal departments, members of public and Traditional Affairs, the Chiefs and all other stakeholders present.

She also encouraged stakeholders to interact with the report which would be presented by the Mayor for Draft Annual Report 2022/2023 Financial Year. She further encouraged members of public to go and vote on 29 May 2024.

3. INTRODUCTION AND ACKNOWLEDGEMENTS

Cllr K Mukheli introduced all the guests.

4. PURPOSE OF THE PUBLIC PARTICIPATION

Cllr S E Baloyi indicated that, the Constitution of the Republic under section 151-(2) vested both the legislative and executive powers in the Council. Despite this, legislation has provided that the executive authority of a Council may be exercised through the Executive Committee or the Mayor in pursuit of sustainable good governance of a Municipality. He further indicated that Makhado also, is obliged by law to undertake these responsibilities in consultation with the people.

The purpose of the participation was to listen to our Mayor, Her worship Cllr M D Mboyi who was going to present a Draft Annual Report 2022/2023 Financial Year of the Makhado

Municipality, while members of public would be granted time to ask questions and the Mayor would respond to all questions.

5. MATTERS FOR CONSIDERATION

PRESENTATION OF DRAFT ANNUAL REPORT 2022/23 FINANCIAL YEAR

The Mayor Cllr M D Mboyi presented the Draft Annual Report for the 2022/23 Financial Year. Thereafter members of public asked questions based on the presentation while the Mayor was introduced to respond to each question, one after another.

Questions raised by members of the public

- 1. Why Makhado Local Municipality workforce is dominated by old people?
- 2. Why is the Municipality not employing disabled people?
- 3. Why is the Municipality not maintaining the roads?
- 4. Why is the no Library at Luvuvhu Region?
- 5. As a Mayor, how do you feel about the EPWP employees?
- 6. Why do Makhado Local Municipality work force doesn't represent all villages within Makhado.

RECOMMENDATION-

- 1. THAT the Municipality must assist Ward 38 with a proper football ground.
- 2. THAT the Municipality must grade all the streets in a way that community members are satisfied.
- 3. THAT the Municipality must prioritise villages when they appoint, at least one person per village.
- 4. THAT the Municipality must prioritise the youth when they appoint.
- 5. THAT the Municipality must priotize the disabled people when they appoint.
- 6. THAT Operation Vulindlela days of grading the streets must be extended to seven (7) days per ward.
- 7. THAT the Municipality must make sure that Tshikuwi apollo light is functional.
- 8. THAT the Municipality must continue to interact with stakeholders to avoid unnecessary strikes with community members.
- 9. THAT the Municipality must consider EPWP employees when they appoint because they do have experience.

6. VOTE OF THANKS

Cllr H G Mabudu thanked the Mayor, Cllr M D Mboyi, the Executive Committee members, all Councilors, the Accounting Officer, Directors and all members for participating, and all the

guests who managed to attend the public participation. She also thanked other stakeholders and sector Departments for attending the Public Participation.

She further expressed thanks and appreciation to MPAC Committee members for the good work performed and commitment to the Municipality.

7. ANNOUNCEMENT

The Manager Council Support, Mr M G Rathando announced that the Speaker, Mayor, Councilors present, Accounting Officer and all invited guests would follow the MPAC Chairperson, Cllr N V Malivha for refreshments, while all other stakeholders would remain at the community hall for refreshments.

8. CLOSURE

The Chairperson, Cllr N V Malivha declared the public participation officially closed and requested Cllr B F Hlongwane to close the meeting by prayer where after the meeting adjourned at 12:45.

CHAIRPERSON

TES/mm/MinutesMPAC(PublicParticipation)190324



MAKHADO MUNICIPALITY

PUBLIC PARTICIPATION MEETING WITH MPAC AND MAKHADO LOCAL MUNICIPALITY TUESDAY, 19 MARCH 2024 AT 09:00 AT HA-MUTSHA COMMUNITY HALL

ATTENDANCE REGISTER COUNCILORS AND MANAGEMENT

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MAKHADO MUNICIPALITY

PUBLIC PARTICIPATION MEETING WITH MPAC AND MAKHADO LOCAL MUNICIPALITY TUESDAY, 19 MARCH 2024 AT 09:00 AT HA-MUTSHA COMMUNITY HALL

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Ref: 4/8/2

MAKHADO MUNICIPALITY

OFFICE OF THE DIRECTOR: CORPORATE SERVICES

MINUTES OF THE MUNICIPAL PUBLIC ACCOUNTS COMMITTEE OF THE MAKHADO MUNICIPALITY WHICH WAS HELD ON THURSDAY, 21 MARCH 2024 AT 09:00 IN THE MPAC OFFICE, GROUND FLOOR, CIVIC CENTRE, MAKHADO IN ORDER TO DO AN INSPECTION IN LOCO.

PRESENT

Councillors
CLLR N V MALIVHA (CHAIRPERSON)
CLLR B F HLONGWANI
CLLR M MUKOSI
CLLE S E BALOYI
CLLR K MUKHELI
CLLR D J SEBOLA
CLLR M E MULAUDZI

OFFICIALS

M MABALA (ASSISTANT MANAGER COMMITTEES)

MS M MANYUMA (ASSISTANT ADMIN)

1. OPENING

The Chairperson, Cllr N V Malivha welcomed everyone present and requested members of MPAC to participate fully.

2. APPLICATION FOR LEAVE OF ABSENCE

RESOLVED -

THAT leave of absence from the MPAC meeting held on 21 March 2024 be granted to Cllr H G Mabudu, Cllr K P Maphakela and Cllr M G Furumule.

3. MATTERS FOR CONSIDERATION

REPORT ON PROJECTS VISITED

PROJECT NAME	START DATE	END DATE	% PHYSICAL PROGRESS	COMMENTS BY MPAC	CHALLENG ES			
Rabali	June 2023	October	96%	The work is	Delay of			
Stadium		2023,		satisfactory.	delivery of			
		extension to		t	fence.			
		April 2024.						
Construction	23 April	23 April	17%	The work is not	Strikes for			
of Biaba taxi	2023	2024		satisfactory.	community			
rank and					members.			
market stalls				- Site not	Interference of			
				well	business forum			
				establishment.				
				- Project				
				expenditure is				
				higher than the				

	1	1	T		
PROJECT	START	END	%	COMMENTS BY	CHALLENG
NAME	DATE	DATE	PHYSICAL	MPAC	ES
			PROGRESS		
				work done.	
				- The	
				company must	
				stop to claim	
				the payment	
				from the	
				municipality	
				until they are	
				done with the	
				refurbishment.	
				- A disabled	
				person must be	
				hired.	
Makatu to	1	1	96%	The work is	None
Tshikota	December	September		satisfactory.	
Access Road	2022	2024			
		8 December		Removal of	
		2024		electrical poles	
				(Eskom).	
				House keeping	
				Rehabilitation of	
				borrow pit	
				•	

RECOMMENDATION (MPAC: 21 MARCH 2024)

- 1. THAT before the Municipality hand over projects, MPAC must first do inspection-in-loco.
- 2. THAT MPAC must be invited on the opening of all projects.
- 3. THAT the second phase of construction which covers the running track field at Rabali Stadium must be prioritised before the stadium can be utilised.

4. CLOSURE

The Inspection-in-Loco was performed well and the members were excused at 16:15.

TES/lh/MinutesMPAC(_21March2024)

Ref: 4/8/2

MAKHADO MUNICIPALITY

OFFICE OF THE DIRECTOR: CORPORATE SERVICES

MINUTES OF THE PUBLIC HEARING BY THE MUNICIPAL PUBLIC ACCOUNT COMMITTEE OF THE MAKHADO MUNICIPALITY WHICH WAS HELD IN THE SHOWGROUND, MAKHADO ON FRIDAY, 22 MARCH 2024 AT 10:00.

PRESENT

COMMITTEE MEMBERS

CLLR N V MALIVHA

(CHAIRPERSON)

CLLR M G FURUMELE

CLLR S E BALOYI

CLLR H G MABUDU

CLLR K MUKHELI CLLE SEBOLA D J

CLLR M MUKOSI

CLLR B F HLONGWANE

APPLICATION FOR LEAVE OF ABSENCE

RESOLVED

Leave of absence was granted to Cllr M E Mulaudzi and Cllr K P Maphakela.

OFFICIALS

K M NEMANAME (MUNICIPAL MANAGER)

M G RALIPHADA (ACTING CHIEF FINANCIAL OFFICER) H J LUKHELI (DIRECTOR COMMUNITY SERVICES)

S G MAGUGA (DIRECTOR CORPORATE SERVICES)

L A THULARE (ACTING DIRECTOR TECHNICAL SERVICES)

M G RATHANDO (MANAGER COUNCILLORS AFFAIRS)

K N TSHIKOSI (ASSISTANT MANAGER PMU

M MANYUMA (ASSISTANT ADMIN)

P MUTHAMBI (MAKHADO MUNICIPALITY)

Z E THARINI (MAKHADO MUNICIPALITY)

S E NGOBENI (MAKHADO MUNICIPALITY) N LUVHIMBI (MAKHADO MUNICIPALITY)

S MULAUDZI (MAKHADO MUNICIPALITY) M MATAMBUYE (MAKHADO MUNICIPALITY)

GUESTS PRESENT

MR V SITHI (HOME AFFAIRS)

SAPS

Makhado Local Municipality

CLLR M D MBOYI (MAYOR)

CLLR G T MUKWEVHO-MITILENI (SPEAKER)
CLLR R S BALOYI (CHIEF WHIP)

CLLR T T MAKAMU (SECTION 79 FINANCE CHAIRPERSON)
CLLR R RALIPHADA (EXECUTIVE COMMITTEE MEMBER)

CLLR R MAINGO	(EXECUTIVE COMMITTEE MEMBER)
CLLR F N MADZHIGA	(EXECUTIVE COMMITTEE MEMBER)
CLLR K MAPHUBU	(EXECUTIVE COMMITTEE MEMBER)
CLLR N J MATUMBA	(EXECUTIVE COMMITTEE MEMBER)
CLLR T T MAKAMU	(SECTION 79 CHAIRPERSON)
CLLR BALOYI R	(WARD COUNCILLOR)
CLLR L MASHAMBA	(WARD COUNCILLOR)
CLLR F P MAKHUBELE	(WARD COUNCILLOR)
CLLR L PHANGAMI	(WARD COUNCILLOR)
CLLR T C MASHAU	(WARD COUNCILLOR)
CLLR HLANGWANI B	(PR COUNCILLOR)

Other Institutions

Other members present

See the attached attendance register.

1. OPENING

The meeting was officially opened with the National Anthem.

2. WELCOME ADDRESS

The Speaker, Cllr G T Mukwevho-Mtileni thanked everyone for attending the Public Hearing, including the municipal departments present, and all other stakeholders. She also indicated that today we are meeting here after celebrating Human Rights Day on 21 March 2024 where she reminded community members present to exercise their rights correctly. She also further encouraged members present to go and vote on 29 May 2024.

3. INTRODUCTION AND ACKNOWLEGEMENTS

Cllr M Mukosi introduced all the guests present including members of MPAC.

PURPOSE OF THE HEARING

Cllr D J Sebola indicated that the purpose of the public hearing was for the executive to respond and account to questions posed to them by MPAC on how municipal finances were spent.

He further indicated that each and every municipality must prepare an annual performance report which forms part of the Annual Report for each Financial Year in accordance with Municipal System Act of 2003 section 121.

The purpose of Annual Report is to

- a) Provide a record of the activities of the municipality
- b) To provide information that supports the revenue and expenditure decisions made
- c) To promote accountability to the local community for decisions made

The functions are as per Municipal Finance Management (MFMA) Act No. 56 of 2003 Circular No. 63.

For the Annual Report to be credible, several Oversight exercises should be conducted, of which it is the function of our Section 79 Oversight Committee MPAC.

Part of the Oversight processes includes Public Participation and Public Hearing, this gathering is a Public Hearing on 2022/2023 Annual Report. The Report shows the Municipality's performance during the past financial year, so that we, together with our valued stakeholders, move progressively to the current financial year. We cannot do it without our valued stakeholders.

4. MATTERS DISCUSSED

4.1 Questions raised by MPAC

- a. The members of MPAC read out each question, while the Accounting Officer and the Mayor respond to each question, one after the other.
- b. Multiple document were requested, a list of documents are as follows:
- Warning letter of the CFO
- Infrastructure plan
- Land audit report
- Action plan 2022/2023
- Proof that shows that munsoft was down.
- c. A copy of the questions together with the responses is attached to this minute.

5. VOTE OF THANKS

Cllr H G Mabudu thanked the Mayor, Cllr M D Mboyi, the Executive Committee members, all Councilors, the Accounting Officer, Directors and all members for participating, and all the guests who managed to attend the public participation. She also thanked other stakeholders and sector Departments for attending the Public Participation.

She further expressed thanks and appreciation to MPAC Committee members for the good work performed and commitment to the Municipality.

6. ANNOUNCEMENT

The Manager Council Support, Mr M G Rathando announced that the Speaker, Mayor, Councilors present, Accounting Officer and officials and all invited guests would follow the MPAC Chairperson, Cllr N V Malivha for refreshments, while all other stakeholders would remain at the Show hall.

CLOSURE

The Chairperson, Cllr N V Malivha declared the public hearing officially closed and requested Cllr B F Hlongwane to close the meeting by prayer where after the meeting adjourned at 13:20.

TES/mm/MinutesMPAC(PublicHearing)22March2024



MAKHADO MUNICIPALITY

ATTENDANCE REGISTER: – PUBLIC HEARING DATE: 22 MARCH 2024 TIME: 10:00

MANAGEMENT AND COUNCILLORS

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MAKHADO MUNICIPALITY

PUBLIC HEARING MEETING WITH MPACAND MAKHADO LOCAL MUNICIPALITY FRIDAY, 22 MARCH 2024 AT 10:00 AT MAKHADO SHOWGROUND

ATTENDANCE REGISTER

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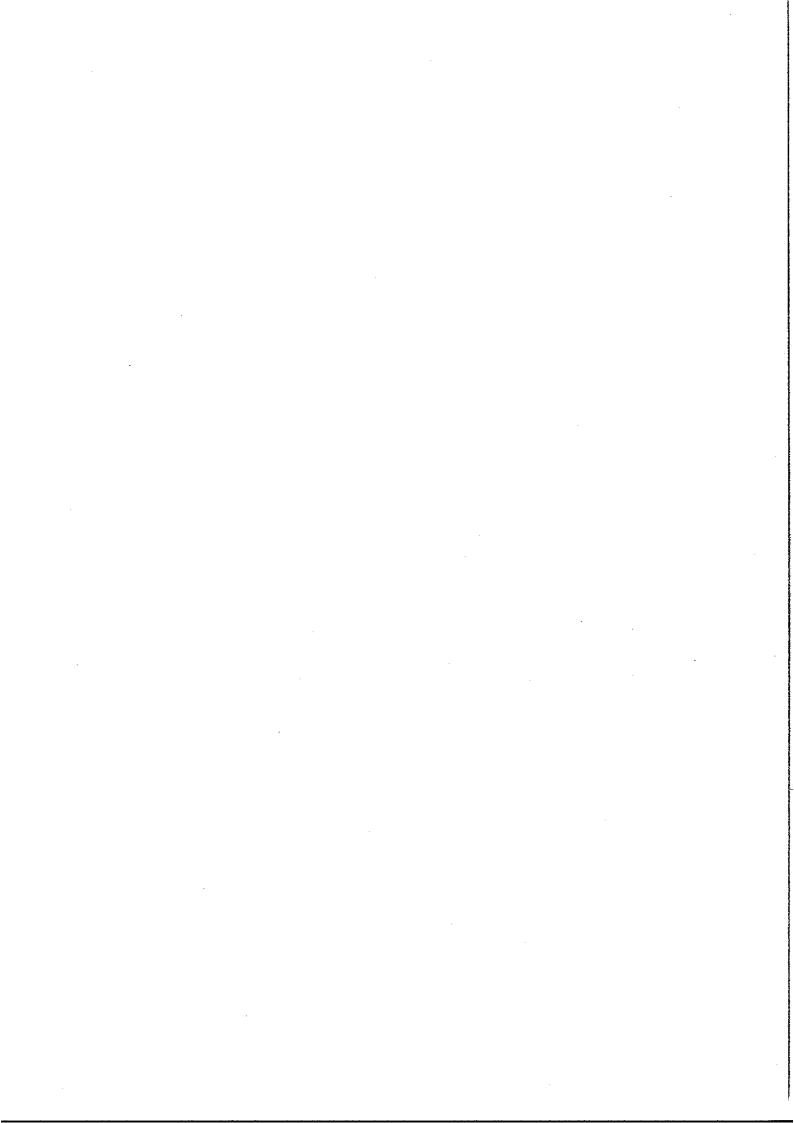


MAKHADO MUNICIPALITY

PUBLIC HEARING MEETING WITH MPACAND MAKHADO LOCAL MUNICIPALITY FRIDAY, 22 MARCH 2024 AT 10:00 AT MAKHADO SHOWGROUND

ATTENDANCE REGISTER

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MAKHADO MUNICIPALITY

OFFICE OF THE DIRECTOR: CORPORATE SERVICES

MINUTES OF THE ONE HUNDREDTH AND THIRTY FIRST (131st) MEETING OF THE MUNICIPAL PUBLIC ACCOUNT COMMITTEE OF THE MAKHADO MUNICIPALITY, WHICH WAS HELD ON MONDAY, 25 MARCH 2024 AT 10H00 AT MPAC OFFICE

PRESENT Councillors

CLLR MALIVHA N V

(CHAIRPERSON)

CLLR HLONGWANE F B

CLLR FURUMELE M G

CLLR BALOYI S E

CLLR MABUDU H G

CLLR MUKHELI K

CLLR MULAUDZI M E

CLLR SEBOLA D J

CLLR MUKOSI M

CLLR MAPHAKELA K P

OFFICIALS

M MABALA

(ASSISTANT MANAGER COMMITTEES)

1. **OPENING**

The Chairperson Cllr N V Malivha welcomed everyone present and requested Cllr F B Hlongwane to open a meeting with a prayer.

2. APPLICATION FOR LEAVE OF ABSENCE

RESOLVED -

THAT leave of absence be granted to Cllr H G Mabudu, Cllr K P Maphakela and Cllr M G Furumule.

3. CONFIRMATION OF MINUTES

4. MATTERS CONSIDERED

ITEM MPAC.1.25.03.25

ANNUAL REPORT 2022/23: MPAC OVERSIGHT REPORT AND FINAL ANNUAL APPROVAL: SUBMISSION TO DEPARTMENT NATIONAL TREASURY AND DEPARTMENT PROVINCIAL AND LOCAL GOVERNMENT (10/1/4/1-8)

RECOMMENDATION (MUNICIPAL PUBLIC ACCOUNT COMMITTEE: 25 MARCH 2024)

1. THAT it be noted that the <u>Oversight Committee (MPAC)</u> considered the Final Annual Report, 2022/23 and recommends that Council accepts the 2022/2023Annual Report as more fully set out in its report of findings attached as Annexure B to this report.

2

2. THAT Council adopts the Oversight Committee's (MPAC) Report dated 25 March 2024

attached as Annexure A to the report in this regard, without any reservations as corrections

have been made in line with the MPAC recommendations.

3. THAT it be noted that Council's Resolution under this report together with annexures will

be submitted to National Treasury and the MEC of Cooperative Governance, Human

Settlement and Traditional Affairs for submission to the Minister of Cooperative

Governance and Traditional Affairs, as well as the Auditor General's Office in the Province

as Makhado Local Municipality's demonstration of municipal performance to its

community, as purported in terms of Section 121 of the Local Government: Municipal

Finance Management Act, 2003.

4. THAT the Final Annual Report will be publicised on the Municipal Website and copies will

be made available for collection by members of the public.

 $Oversight Report March 2023_itm$

4. CLOSURE

The Chairperson, Cllr N V Malivha declared the meeting officially closed and it adjourned at

13h25. TES/mm/131Minutes

CHAIRPERSON