PROCLAMATION NOTICE 329 OF 2026

by the

PRESIDENT of the REPUBLIC of SOUTH AFRICA

SPECIAL INVESTIGATING UNITS AND SPECIAL TRIBUNALS ACT, 1996 (ACT NO. 74 OF 1996): REFERRAL OF MATTERS TO EXISTING SPECIAL INVESTIGATING UNIT: MANGAUNG METROPOLITAN MUNICIPALITY

WHEREAS allegations as contemplated in section 2(2) of the Special Investigating Units and Special Tribunals Act, 1996 (Act No. 74 of 1996) (hereinafter referred to as "the Act"), have been made in respect of the affairs of Mangaung Metropolitan Municipality (hereinafter referred to as "the Municipality");

AND WHEREAS the Municipality or the State suffered losses that may be recovered;

AND WHEREAS I deem it necessary that the said allegations should be investigated and civil proceedings emanating from such investigation should be adjudicated upon;

NOW, THEREFORE, I hereby, under section 2(1) of the Act, refer the matters mentioned in the Schedule, in respect of the Municipality, for investigation to the Special Investigating Unit established by Proclamation No. R. 118 of 31 July 2001 and determine that, for the purposes of the investigation of the matters, the terms of reference of the Special Investigating Unit are to investigate as contemplated in the Act, any alleged—

(a) serious maladministration in connection with the affairs of the Municipality;
(b) improper or unlawful conduct by the employees or officials of the Municipality;
(c) unlawful appropriation or expenditure of public money or property;
(d) unlawful, irregular or unapproved acquisitive act, transaction, measure or practice having a bearing upon State property;
(e) intentional or negligent loss of public money or damage to public property;
(f) offence referred to in Parts 1 to 4, or section 17, 20 or 21 (in so far as it relates to the aforementioned offences) of Chapter 2 of the Prevention and Combating of Corrupt Activities Act, 2004 (Act No. 12 of 2004), and which offences were committed in connection with the affairs of the Municipality; or

(g) unlawful or improper conduct by any person, which has caused or may cause serious harm to the interests of the public or any category thereof,

which took place between 1 October 2016 and the date of publication of this Proclamation or which took place prior to 1 October 2016 or after the date of publication of this Proclamation, but is relevant to, connected with, incidental or ancillary to the matters mentioned in the Schedule or involve the same persons, entities or contracts investigated under authority of this Proclamation, and to exercise or perform all the functions and powers assigned to or conferred upon the said Special Investigating Unit by the Act, including the recovery of any losses suffered by the Municipality or the State, in relation to the said matters in the Schedule.

Given under my Hand and the Seal of the Republic of South Africa at Pretoria this 9th day of July Two thousand and twenty-six.

MC Ramaphosa
President

By Order of the President-in-Cabinet:
MT Kubayi
Minister of the Cabinet

SCHEDULE

1. Serious maladministration in the affairs of the Municipality, including the causes thereof, in relation to the—

(a) establishment of and operationalisation of the Mangaung Metropolitan Municipal Police in terms of Provincial Notice No. 124 of 2019; and

(b) overpayments made by the Municipality to suppliers, as reflected in the Municipality's annual financial statements for the year ending 30 June 2024, and in the Municipality's Fruitless and Wasteful Expenditure Register for the 2022–2023 and 2023–2024 financial years,

and related unauthorised, irregular or fruitless and wasteful expenditure incurred by the Municipality or the State.

2. The procurement of, or contracting for—

(a) branding and marketing items in terms of Quotation No. MMM/FQ664:

2021/2022;

(b) corporate gift items in terms of Quotation No. MMM/FQ665: 2021/2022;

(c) catering services in terms of Quotation No. MMM/FQ666: 2021/2022;

(d) decorating items in terms of Quotation No. MMM/FQ667: 2021/2022;

(e) structural conditions assessment of the Civic Theatre, Gabriel Dichabe and Housing Offices (Thaba Nchu) in terms of Bid No. Bid 523-2018/2019;

(f) upgrading, relocation and configurations of office space at Gabriel Dichabe for Mangaung Metropolitan Municipal Police in terms of Bid No. Bid 33-2019/2020;

(g) eight new Toyota Corollas Mangaung Metropolitan Municipal Police, paid for with cheque number 156535;

(h) a fire truck for the Mangaung Metropolitan Municipal Police, paid for with cheque number 155588;

(i) the appointment of a panel of contractors for the construction of trunk routes for the Municipality's Integrated Public Transport Network in terms of Bid No. MMM/Bid 442: 2017/2018,

by or on behalf of the Municipality, and payments made in respect thereof, in a manner that was—

(i) not fair, competitive, transparent, equitable or cost-effective; or

(ii) contrary to applicable—

(aa) legislation;

(bb) manuals, guidelines, practice notes, circulars or instructions issued by the National Treasury or the relevant Provincial Treasury; or

(cc) manuals, policies, procedures, prescripts, instructions or practices of or applicable to the Municipality,

and any related unauthorised, irregular or fruitless and wasteful expenditure incurred by the Municipality or the State.

3. Any improper or unlawful conduct by the officials or employees of the Municipality or the service providers in question, or any other person or entity, in relation to the allegations set out in paragraphs 1 and 2 of this Schedule.