



**Implementation of the supply chain management policy of the
Emadlangeni Local Municipality**

(As per Section 6(1) (3) of the Municipal SCM Regulations)

SCM MONTHLY REPORT

March 2025

TABLE OF CONTENT

- 1. INTRODUCTION**
- 2. SCM POLICY & PROCEDURES**
- 3. FUNCTIONING OF SCM UNIT**
- 4. FUNCTIONING OF BID COMMITTEES**
- 5. SECTION 114 DEVIATIONS**
- 6. REGULATION 36 DEVIATION**
- 7. SECTION 32 APPOINTMENT**
- 8. REGULATION 17(1)(c)(d) APPOINTMENT**
- 9. UNAUTHORISED, IRREGULAR, FRUITLESS & WASTEFUL EXPENDITURE**
- 10.SPEND ANALYSIS**
 - 10.1 BIDS AWARDED ABOVE R100 000,00**
 - 10.2 TOP TEN SUPPLIERS BY VALUE OF PAYMENT MADE**
 - 10.3 TOP TEN SUPPLIERS BY NUMBER OF PAYMENTS MADE**
- 11.PERFORMANCE MANAGEMENT**
- 12.RISK MANAGEMENT**

1. Introduction

In terms of paragraph 6(3) of the Municipal Supply Chain Management Regulations, the council must maintain an oversight role over the implementation of the Municipal Supply Chain Management policy. The accounting officer must within 10 days of the end of each quarter, submit a report on the implementation of this policy to the mayor.

2. SCM Policy and procedures

2.1 Items for consideration in the policy review

All the items in the policy review should be considered.

2.2 Delegations

The delegations are in the SCM policy but there are no financial delegations.

2.3 Implementation of the procedure manual

SCM procedure manuals are in place.

3. Functioning of the SCM Unit

3.1 Declaration of interest by SCM personnel

- All SCM personnel have declared interest.

3.2 Adequacy of personnel within SCM

- The personnel is not adequate within the SCM Unit.

4. Functioning of bid committees

4.1 Bid committees constituted

- Bid committee are established as per SCM regulations.

4.2 Adequacy of Bid committees

- SCM bid committees are functioning.

4.3 Bid committees declarations

- Bid committees declare their interest before any bid committee meeting commences.

5. SECTION 114 DEVIATIONS

Section 114 of the MFMA permits the Accounting Officer to approve a tender “other than the one recommended through a normal procurement process”. The Accounting Officer is required to report such a deviation to the Auditor –General, the Provincial Treasury, and the National Treasury within 10 working days (in terms of Regulation 29(7) of the Municipal SCM Regulations, 2005), stating the reasons that necessitated such a decision.

DATE OF AWARD	CONTRACT DESCRIPTION (TO INCLUDE BID/QUOTATION NUMBER)	AWARD VALUE	BEC RECOMMENDATION	BAC RECOMMENDATION	REASON FOR DEVIATION	NOTIFICATIONS		
						A	G	PT
N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A

6. REGULATION 36 DEVIATION

Regulation 36 of the Municipal SCM Regulations of 2005 permits the Accounting Officer to “dispense with the official procurement processes established by the policy and to procure any required goods or services through any convenient process”. This would typically include urgent and emergency cases, single –source goods, and any other cases where it is impractical to follow normal SCM process. In the event of such a decision, the accounting officer is required to report this to the next Council meeting.

No.	DESCRIPTION (INCLUDING QUOTATION / BID NUMBER)	DATE OF AWARD	AWARDED TO	AWARD VALUE	REASON FOR DEVIATION	DATE REPORTED TO COUNCIL
1.	Refuse truck repairs – NUT 3585.	08/11/2024	Utrecht Auto & General CC (UAG)	R 7 645.00	The refuse truck was experiencing brake failure and the back/tail lights are not working. The repairs needed to be done urgently to avoid any further possible damages in order for essential work to continue. It was recommended that the	

					truck be taken to the nearest local service provider Utrecht Auto & General CC to render the necessary repairs. It is impractical to follow SCM processes by obtaining a minimum of three quotations as per SCM policy because this had to be attended as a matter of emergency.	
2.	Carry out repairs for TLB NUT 4074.	20/12/2024	Bell Equipment	R 9 833.25	All municipal vehicles and machines are repaired and serviced from where they were initially bought, because the original dealers have the necessary parts and have good knowledge of their products. It is recommended that the TLB be taken to the original seller for a strip and quote. It is impractical to follow SCM processes.	
			TOTAL	R 17 478.25		

7. SECTION 32 APPOINTMENTS

Regulation 32 of the Municipal SCM Regulations of 2005 allows the Accounting Officer to procure goods or services for the municipality under a contract secured by another organ of state.

DATE OF AWARD	CONTRACT DISCRPTION	AWARD VALUE	CONTRACT AWARDED TO	NAME OF DEPARTMENT/ MUNICIPALITY	CONSENT OBTAINED FROM BOTH ORGAN OF STATE AND	REASON FOR DEVIATION
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No.	TYPE OF EXPENDITURE INCURRED	RECIPIENT OF THE PAYMENT	EXPENDITURE AMOUNT	REPORTING		DETAILED EXPLANATION OF THE EXPENDITURE	DEPARTMENT RESPONSIBLE
				MEC: COGTA	A- G		
1.	Irregular expenditure	CCG Systems	R 23 916.00	Yes		2025/26 Draft Budget Session. Date: 10-14 March 2025.	BTO
2.	Irregular expenditure	Double Action Security and Training Academy	R 451 881.00	Yes		Security Services - (01/01/2025 - 31/01/2025). During the audit of supply chain management, it was noted that the preference points system was not used. As a result, it could not confirm whether the tenderer scoring the highest points was awarded. By not performing the point system, management could not assess if the other bidders would have quoted at cheaper or reasonable prices. In addition, the bid documents and advert stated that the tender will also be evaluated on the 80/20 point system and management did not do it when awarding the tender. The variation order has exceeded the 15% threshold stipulated in MFMA Circular 62. The initial contract amount was R 4 385 916-00 and the variation order needs to amount to R 657 887-40 which will then add up to a new total contract value of R 5 043 803-40. According to MFMA circular No.62 "Contracts may be expanded or varied only by the Accounting Officer by not more than 20% for construction related goods, services and / or infrastructure projects and 15% for all other goods and/or services of the original value of the	Corporate

					contract. Therefore, the 15% threshold has been exceeded.	
3.	Irregular expenditure		R 711 752.94	Yes	Security Services - (01/01/2025 - 31/01/2025). During the audit of supply chain management, it was noted that the preference points system was not used. As a result, it could not confirm whether the tenderer scoring the highest points was awarded. By not performing the point system, management could not assess if the other bidders would have quoted at cheaper or reasonable prices. In addition, the bid documents and advert stated that the tender will also be evaluated on the 80/20 point system and management did not do it when awarding the tender. The variation order has exceeded the 15% threshold stipulated in MFMA Circular 62. The initial contract amount was R 8 550 971-28 and the variation order needs to amount to R 1 282 645-69 which will then add up to a new total contract value of R 9 833 616-97. According to MFMA circular No.62 "Contracts may be expanded or varied only by the Accounting Officer by not more than 20% for construction related goods, services and / or infrastructure projects and 15% for all other goods and/ or services of the original value of the contract. Therefore, the 15% threshold has been exceeded.	Corporate
						FBL Trading Enterprise (Pty) Ltd

4.	Irregular expenditure			R 15 170.00	Yes	Additional Support - Remote Assistance (Assisting Zakhele Radebe with scanner; Assisting Snethemba with upload of SVs from February to May 2024; Meeting with Brownyn, Linda and others - Revenue issues & Assisting Nompumelelo with RFQ that doesn't show suppliers after quotation parameter) - Consultants: Karabo Sibisi, Mbuso Ndwalande, Phindile Mzelemu, Samukelisiwe Zama & Zoliswa Mantshule. Date: 24 - 27 June 2024. The preference points system was not used for the awarded bidders in the panel for the financial system.	BTO
5.	Irregular expenditure			R 4 950.00	Yes	Additional Support - Remote Assistance (Session with ELM team regarding budget alignment; Creating the test database and restored for processing the Bank Reconciliation of November 2024 & Assisting with posting the cashbook) - Consultants: Phindile Mzelemu & Samukelo Mahlaba. Date: 02 - 06 December 2024. The preference points system was not used for the awarded bidders in the panel for the financial system.	BTO
6.	Irregular expenditure			R 5 875.00	Yes	Additional Support - Remote Assistance (Designing and extracting the refuse billing report for pensioners; Teams session on unreconciled items; Extracting the Full GL for 2023/24 FY & Teams session on VAT) - Consultants: Mbuso Ndwalande & Phindile Mzelemu. Date: 25 - 29 November 2024. The preference points system was not used	BTO

						for the awarded bidders in the panel for the financial system.	
7.	Irregular expenditure	Igoda Projects (Pty) Ltd	R 47 748.75	Yes		Blue Mountain Phase 3 Electrification Project. Service provider was appointed as a turnkey project. The requirement for a turnkey is to follow a two stage bidding process. The two stage bidding process was not followed to appoint Igoda Projects (Pty) Ltd as per SCM policy.	Infrastructure & Planning
8.	Irregular expenditure	Igoda Projects (Pty) Ltd	R 578 780.70	Yes		Blue Mountain Phase 3 Electrification Project. Service provider was appointed as a turnkey project. The requirement for a turnkey is to follow a two stage bidding process. The two stage bidding process was not followed to appoint Igoda Projects (Pty) Ltd as per SCM policy.	Infrastructure & Planning
	TOTAL		R 1 840 074.39				

10. Spend Analysis

In order for the Council to have an oversight role the following information is supplied.

1. All bids awarded above R 100 000
2. Top 10 suppliers by value of contracts awarded
3. Top 10 suppliers by number of contracts awarded

10.1 Bids awarded – Above R 100 000

NO.	SERVICE PROVIDER	DESCRIPTION OF GOODS/SERVICE	CONTRACT AMOUNT
1.	First Technology KwaZulu-Natal (Pty) Ltd	Supply & Delivery of Firewall & Antivirus Annual License Renewal for 12 months	R 118 808.87

10.2 Top 10 suppliers by value of payment (bids and quotations)

NO.	SERVICE PROVIDER	AMOUNT	DATE OF PAYMENT
1.	Amahlungu Civils (Pty) Ltd	R 867 655.17	01/03/2025
2.	Iskhonyane Civils (Pty) Ltd	R 825 985.13	27/03/2025
3.	FBL Trading Enterprise	R 711 752.94	07/03/2025 26/03/2025
4.	Igoda Projects (Pty) Ltd	R 626 529.45	14/03/2025 20/03/2025 27/03/2025
5.	Urban and Rural Construction (Pty) Ltd	R 583 311.89	27/03/2025 27/03/2025
6.	Sipho Glad Construction and General Trading CC	R 463 745.35	01/03/2025 31/03/2025
7.	Double Action Security and Training Academy CC	R 451 881.00	07/03/2025 26/03/2025
8.	DLV Project Managers and Engineers (Pty) Ltd	R 322 989.56	28/03/2025
9.	Mlandomude (Pty) Ltd	R 269 975.37	31/03/2025
10.	BI Infrastructure Consultants	R 226 490.08	20/03/2025 31/03/2025 31/03/2025

10.3 Top 10 suppliers by number of orders made

NO.	SERVICE PROVIDER	AMOUNT	NUMBER OF ORDERS
1.	Camelsa Consulting Group (Pty) Ltd	R 173 163.50	12
2.	Umhlaba Geomatics Inc	R 70 193.32	6
3.	BI Infrastructure Consultants	R 226 490.08	3
4.	Loma Business Enterprises (Pty) Ltd	R 29 900.00	2
5.	Ayanda Mbanga Communications (Pty) Ltd	R 6 096.15	2
6.	Igoda Project Pty Ltd	R 626 529.45	2

11. Performance management

The Section 116 (2) (d) report is submitted by the relevant user departments on the management and performance on the appointed contractors whose contracts are still in progress.

NO.	BID REFERENCE NUMBER	NAME OF CONTRACTOR	DESCRIPTION OF CONTRACT	VALUE OF CONTRACT	PAYMENT S TO DATE	DATE OF PAYMENT	APPOINTMENT DATE	SUPPLIER PERFORMANCE ASSESSMENT / REPORT COMPILED			SUPPLIER PERFORMANCE ASSESSMENT / PERFORMANCE RATING		
								Yes	No		Good	Fair	Poor
1.	MN03/2021-22	Konica Minolta South Africa	Leasing of printers for a period of 3 years.	575 692.92 (fixed amount) for 3 years	31 983.02 15 991.51 15 991.51 15 991.51 15 991.51 15 991.51 15 991.51 15 991.51 15 991.51 15 991.51 15 991.51	31/10/2022 30/11/2022 30/12/2022 31/01/2023 28/02/2023 31/03/2023 28/04/2023 31/05/2023 30/06/2023 31/07/2023	31/05/2022		No		Not submitted		

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17.	MN13/2023-24	Amahlungu Civils (Pty) Ltd	Rehabilitation of Keerom Street in Ward 2	2 946 406.71	316 076.65 1 563 023.81 867 655.17	27/09/2024 05/11/2024 01/03/2025	23/07/2024		No	Not submitted
18.	MN20/2023-24	Sipho Glad Construction and General Trading CC	Rehabilitation of Naude Street in Ward 2	5 172 103.31	418 773.11 423 305.17 454 950.60 380 316.40 1 500 000.00 608 646.38 227 775.69 227 775.69 235 969.66	27/09/2024 30/10/2024 29/11/2024 19/12/2024 20/12/2024 28/12/2024 21/02/2025 01/03/2025 31/03/2025	29/08/2024	Yes		Fair
19.	MN17/2023-24	PK Financial Consultant CC	Regraveling of Mlwane Access Road in Ward 6	2 204 672.36	838 701.90 203 502.01	27/09/2024 07/02/2025	23/07/2024		No	Fair
20.	MN16/2023-24	Jambo Holdings (Pty) Ltd	Regraveling of Lenz Access Road in Ward 5	2 064 848.91	856 520.98 311 605.13 324 702.20 177 599.86	27/09/2024 01/11/2024 19/12/2024 04/02/2025	16/08/2024	Yes		Fair
21.	MN18/2023-24	Mbogz Civils (Pty) Ltd	Construction of Emathangeni Access Road in Ward 3	3 994 506.19	904 387.70 1 408 875.48 853 782.46 864 801.28	27/09/2024 30/10/2024 29/11/2024 19/12/2024	16/08/2024	Yes		Fair
22.	MN15/2023-24	Mlandomude (Pty) Ltd	Regraveling of Reserve Access Road in Ward 4	3 458 262.62	1 107 810.85 1 512 266.24 395 295.24 269 975.37	18/10/2024 04/12/2024 19/12/2024 31/03/2025	12/08/2024	Yes		Fair
23.	MN12/2023-24	Urban and Rural Construction (Pty) Ltd	Regraveling of Dorothea Access Road in Ward 1	3 092 615.08	1 795 177.31 559 443.29 428 683.87 154 628.03	30/10/2024 19/12/2024 27/03/2025 27/03/2025	08/08/2024	Yes		Fair
24.	MN21/2024-25	Siyaroro Trading CC	Balele Game Park Refurbishment Project – Phase 2	2 894 787.60	469 365.72 703 846.00 387 306.20	11/11/2024 29/11/2024 07/02/2025	11/09/2024	Yes		Fair

25.	RFQ05/2024-25	Invula iTechnologies (Pty) Ltd	Supply & Install 100 Mbps Wireless Business Internet for 12 months	149 040.00	12 420.00 12 420.00 12 420.00	30/10/2024 14/12/2024 18/03/2025	01/09/2024	Yes	Fair
26.	MN21/2018-19	Ocean Dawn Trading and Projects CC	Security Services for Emadlangeni Local Municipality for a period of 24 months	6 534 185.46	136 128.87	26/03/2025	01/02/2025	Yes	Good

12. Risk Management

From the audits done by the Auditor-General and Internal Audit and the Provincial assessment the following issues were noted which requires monitoring before the municipality is exposed.

NO.	ISSUE RAISED	ISSUE RAISED BY	PROPOSED ACTION TO ADDRESS ISSUE	DUE DATE	CURRENT STATUS ON REPORT DATE
	<u>Auditor General</u>				
1.	Some goods and services of a transaction value above R200 000 were procured without inviting competitive bids, as required by the Regulation 19(a) of the Municipal Supply Chain Regulations (SCM regulations). Deviations were approved by the accounting officer even though it was not impractical to invite competitive bids, in contravention of SCM regulation 36(1). Similar non- compliance was reported in the prior year. This non-compliance was identified in the	Auditor General	Management will ensure strict adherence to the SCM Policy and Regulations by ensuring that: - For all bids above R200 000, competitive bidding is implemented. - Cost / benefit analyses will be conducted prior to the appointment of Regulations 32 contracts. - All Regulation 32 appointments will be supported by written consent obtained from the other organ of state, however management has no intention to enter into any regulation 32 contract.	Ongoing	The municipality has not entered into any Regulation 32 contract.

	procurement processes for various electrification projects. Some good and services procured under contracts secured by other organs of state were not procured in accordance with SCM regulation 32, as there were no demonstrable benefits and discounts for participating in these contracts. Some goods or services procured under contracts secured by other organs of state and the provider did not consent to such procurement in writing. This non-compliance was identified in the procurement processes for various electrification projects. Some goods and services procured under the contracts secured by other organs of state were not procured in accordance with SCM regulations 32, as the prices paid were not the same as the original contract. This non-compliance was identified in the procurement process for various electrification projects.			
	<u>INTERNAL AUDIT</u>		<u>Management responses:</u>	

1.	Some goods and services of a transaction value above R200 000 were procured without inviting competitive bids, as required by Regulation 19(a) of the Municipal Supply Chain Regulations (SCM regulations). Deviations were approved by the accounting officer even though it was not impractical to invite competitive bids, in contravention of SCM regulation 36(1). Similar non-compliance was reported in the prior year. This non-compliance was identified in the procurement processes for various electrification projects.	Internal Audit	All procurement must go through the Supply Chain Management office. No procurement should be authorized where procurement processes were not followed. Seek advice from the SCM office on the necessary steps to be followed on procurement processes.	Ongoing	Currently the municipality has not procured any goods and services of a transaction value above R200 000 without inviting competitive bids, as required by Regulation 19(a) of the Municipal Supply Chain Regulations (SCM regulations).
2.	1. Some goods and services procured under contracts secured by other organs of state were not procured in accordance with SCM regulation 32, as there were no demonstrable benefits and discounts for participating in these contracts. 2. Some goods or services procured under contracts secured by other organs of state and the provider did not consent to such procurement in writing. This non-compliance was identified in the procurement processes for various electrification projects. 3. Some goods and services procured under the contracts secured by other organs of state were not procured in accordance with SCM regulations 32, as the prices paid were not the same as	Internal Audit	SCM regulation 32 should be avoided at all times because of its strict conditions. Proper planning must be done for all procurement, and requisitions must be submitted on time to allow all necessary steps for competitive bidding processes to be followed. Seek advice from the SCM office on the necessary steps to be followed on procurement processes.	Ongoing	The municipality has not entered into any Regulation 32 contract.

	the original contract. This non-compliance was identified in the procurement process for various electrification projects.					
	<u>Risk Management</u>			<u>Action plan to improve the management of the risk:</u>		
1.	Poor implementation of Supply Chain Management processes: 1. Increase in Irregular, Unauthorised, Fruitless and Wasteful expenditure. 2. Exceeding threshold for variation orders. 3. Compromised service delivery. -Delays in implementation of projects. -Municipal performance targets might not be achieved -Underspending on allocated budget and subsequent withdrawal of grant funding.	Risk Management	1. To submit inputs for the SCM Clerks position during the review processes of the municipal organogram. 2. To enforce the SCM policy and standard operating procedures, to review all transactions to ensure compliance. 3. To prepare and monitor the Procurement Plan on a quarterly basis and communicate progress to User Departments and submit to the Provincial treasury. 5. To develop a schedule plan for the for bid committee sittings.	1. Inputs were submitted in regards of the SCM CLERKS position. SCM clerk position has been filled. 2. There is an existing SOP which is reviewed annually. 3. Procurement plan was consolidated and submitted to Provincial treasury. 4. Procurements plans are monitored and submitted to PT next quarter will be sent to user departments. 5. Schedule plan is part of the Procurement plan. 6. Contact register is in place and updated. Variations are being authorised by the accounting officer and monitored not to exceed stipulated threshold.		
2.	Financial Management: Unauthorised, Irregular, Fruitless and Wasteful Expenditure: 1. Overspending on allocated budget. 2. Financial Loss. . Adverse Audit opinion. 3. Non-Compliance with the provisions of the Municipal Finance Management Act.	Risk Management	1. To develop the unauthorised, irregular or fruitless and wasteful expenditure strategy and procedures. 2. Implementation of the unauthorised, irregular or fruitless and wasteful expenditure strategy and procedures. 3. Strict Budget monitoring controls - UIFWE will be supported by memorandum approved from the Accounting Officer 4. Strict implementation of the updated SCM policy - Procurement Plans	1. SCM unit is continuously monitoring budget for all requisitions. 2. SCM unit ensures that all processes are followed for all requisitions. 3. SCM unit ensures that SCM policy is followed, and it is up to date and in line with the latest regulations and circulars.		

			- Adherence to provincial and national treasury circulars 5. MDB and MPAC to investigate and Implement consequence management which may include recovery or disciplinary action.		4. Invoices are submitted on time for payments.
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PREPARED BY SCM Practitioner	S.I Mpanza	REVIEWED BY SCM Manager	T.N.S Madondo	APPROVED BY CFO	P.P Sithole
SIGNATURE		SIGNATURE		SIGNATURE	
DATE	08/04/2025	DATE	08/04/2025	DATE	08/04/2025

