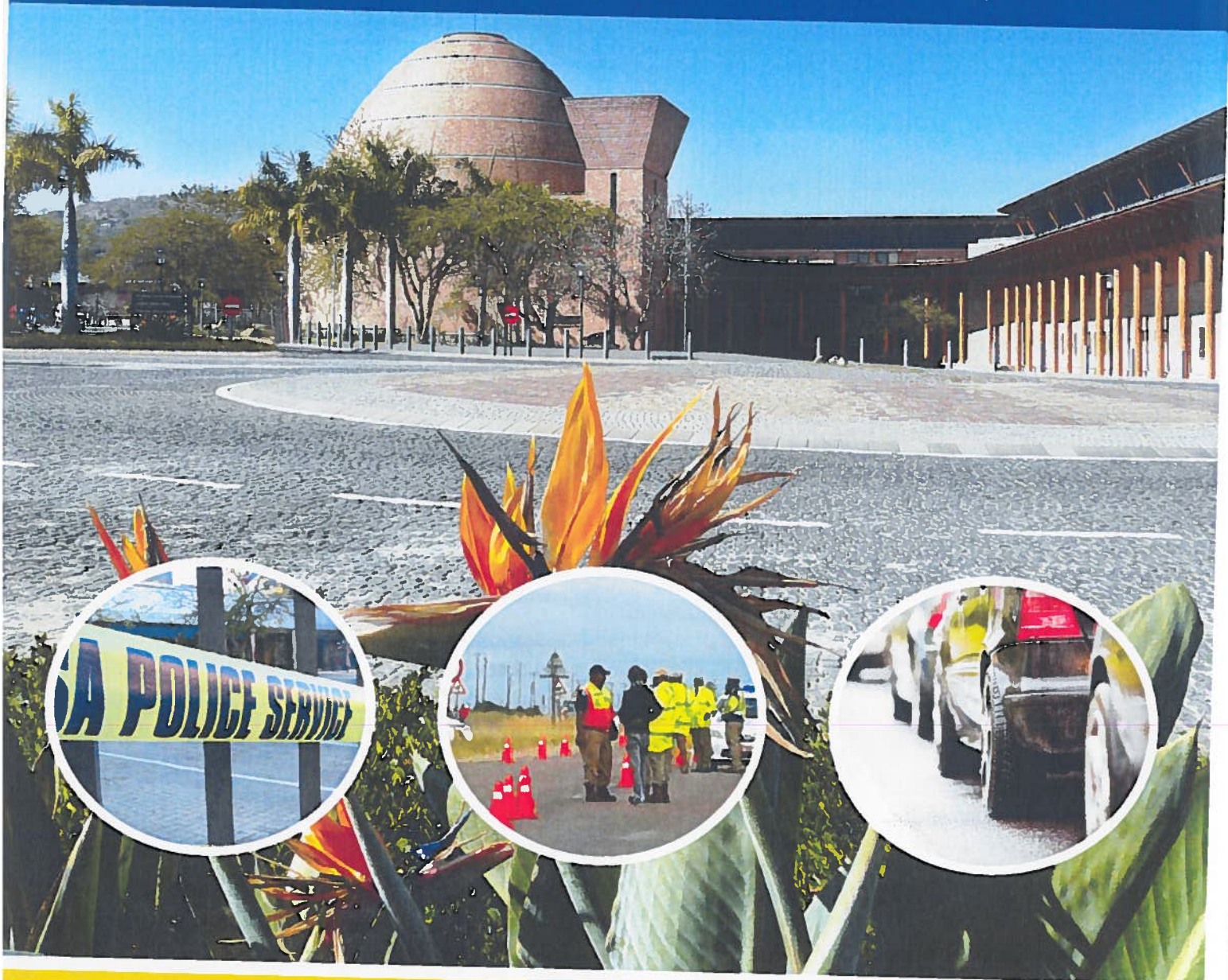




Report

Report of the Portfolio Committee on
Public Works, Roads and Transport;
Community Safety, Security and Liaison



**Annual Report of the Department of Community Safety,
security and Liaison
2014/2015**

REPORT OF THE PORTFOLIO COMMITTEE ON PUBLIC WORKS, ROADS AND TRANSPORT; COMMUNITY SAFETY, SECURITY AND LIAISON

2014/15 ANNUAL REPORT OF THE DEPARTMENT OF COMMUNITY SAFETY, SECURITY AND LIAISON

1. INTRODUCTION

The Portfolio Committee on Public Works, Roads and Transport; Community Safety, Security and Liaison (the Committee) has a mandate as per Section 114(2) (b) of the Constitution of the Republic of South Africa (Act. 108 of 1996), read with rule 131 (b)(c)(d) of the Rules and Orders of the Mpumalanga Provincial Legislature (the Rules), to oversee the performance of the Department of Community Safety, Security and Liaison (the department).

Section 133(b) of the Constitution requires the Member of the Executive Council (MEC) to provide the Legislature with full and regular reports concerning matters under their control. Thus the tabling of the 2013/14 Annual Report of the Department of Community Safety, Security and Liaison was in compliance with section 65(a) of the Public Finance Management Act (Act 1 of 1999) (PFMA).

The consideration and scrutiny of the 2014/15 Annual Report of the department was for the Committee to satisfy itself that the department's performance was in line with its approved 2014/15 Annual Performance Plan (APP); and the budget that was appropriated for the financial year under review. The Annual Report oversight exercise is a mechanism of the Committee to ensure that public funds allocated to the department in the year under review, are used economically, efficiently, equitably and effectively. There should ultimately be value for money in any activity undertaken by the department. Thus, the Executive Authority was held to account for the department's performance in the 2014/15 financial year.

2. METHOD OF WORK

The MEC tabled the 2014/15 Annual Report in accordance with Section 65(a) of the PFMA and the Speaker subsequently applied rule 219(3) of the Rules and Orders of the Mpumalanga Provincial Legislature by referring the report to the Committee for consideration and report back to the House.

On 26 October 2014, the Committee considered a detailed analysis of the 2014/15 Annual Report and raised key observations and questions that were sent to the department for written responses.

Thereafter, on 03 November 2015, the Committee interacted with the HOD and the Senior Management team of the department on the 2013/14 Annual Report. The MEC apology was tendered to the Committee and accepted. The department was referred back because the responses presented to the Committee were not signed by the MEC and HOD. The Committee then met again with the department on the 17 November 2015 together with MEC, HOD and Senior Management of the department. The Committee met again on 18 November 2014 to consider its draft report.

3. BRIEF OUTLINE OF THE DEPARTMENT'S PRIORITIES AND GOALS IN THE PERIOD UNDER REVIEW

3.1. Outcome Oriented Goals

The department is directly linked to **Outcome 3** which states that '**All people in South Africa are and feel safe**'.

Outcome 3 is linked to eight outputs, namely:

1. Output 1 Address overall levels of crime and reduce the levels of contact and trio crimes
2. Output 2 Improve effectiveness and ensure integration of the Criminal

Justice System (CJS)

3. Output 3 Combat corruption within the Justice, Crime Prevention and Security Cluster to enhance its effectiveness and its ability to serve as deterrent against crime
4. Output 4 Manage perceptions of crime among the population
5. Output 5 Ensure security at the border environment
6. Output 6 Secure the identity and status of citizens
7. Output 7 Integrate ICT Systems and combat cyber-crime
8. Output 8 Corruption

As part of cooperative governance, the department further contributes to other outcomes which are led by different departments by implementing programmes that are in line with those outcomes through the following:

Outcome 1 Improve the quality of teaching and learning.

- The department contributes to the realisation of the outcome by implementing School Safety Programmes

Outcome 4 Decent employment through inclusive growth.

- The department will recruit and deploy 588 Tourism Safety Monitors who are deployed at tourist points in the province. This outcome is linked to the Mpumalanga New Growth Path which also pays attention to job creation to enhance economic development.

Outcome 7 Vibrant, equitable and sustainable rural communities and food security for all.

- The department will implement Rural Safety initiatives.

Outcome 9 A responsive, accountable, effective and efficient local government system.

- The department will ensure the functionality of Community Safety Forums in all municipalities and monitor the implementation of the developed Municipal Safety Plans.

Outcome An efficient, effective and development oriented public
12 service and empowered, fair and inclusive citizenship.

- The department has planned to strengthen its financial and human resources capacity for effective service delivery.

3.2. Millennium Development Goals (MDGs)

The department will continue to contribute to the realisation of the Millennium Development Goals by employing 588 Tourism Safety Monitors in a bid to eradicate extreme hunger and poverty within the unemployed youth. This will assist in achieving Target 1B, namely to 'Achieve full and productive employment and decent work for all, including women and young people'. The department reported that it is also making inroads towards ensuring greater women empowerment.

4. OVERVIEW BY THE MEC

The MEC, Hon VR Shongwe, gave a brief overview of the department's performance for the year under review. The MEC apologized to the Committee for not appearing at the Committee Meeting that was held on the 17 November 2015 due to other pressures, whilst he was acting as the Premier of Mpumalanga Province and thus had urgent matters to address on behalf of the Premier. He acknowledged the support provided by the Portfolio Committee to the Department at all times.

The following were raised by the MEC in the overview:

- The department had few incidents of police killings in the Province.
- The department plans to implement recommendations made by the Auditor-General as reflected in the Annual Report.

- The department programmes are still relevant.
- The department has a new operation that was in Pankop (Operation Sethu); which was funded by the National Department of SAPS. The Deputy Minister intends to roll-out the operation to other provinces as well.

5. OBSERVATION AND COMMENTS

The Committee commended the MEC for the work done and for his leadership he always displays in ensuring that the people of Mpumalanga Province are serviced accordingly by SAPS. The Committee noted with appreciated that the department would be launching the 16 Days of Activism against the abuse of Women and Children.

The Head of Department (HOD) and his management team made a presentation to the Committee on the department's Annual Report for the 2014/15 financial year. The HOD further indicated that the resubmitted document to the Committee was signed-off as required. He further indicated that the department is not conducting investigation on asset and the matter was referred mistakenly by the Auditor-General.

6. PROGRAMME ANALYSIS

6.1. Programme 1: Administration

The purpose of this programme is to provide overall management and administrative support to the department, in accordance with applicable national and provincial policies, the Public Finance Management Act, the Public Service Act, and other legislation and policies.

A total of R 113 333 000 was allocated to this programme in the 2014/15 financial year and as at the end of the financial year, actual expenditure amounted to R112 563 000 or 99.3%. However, the table below excluded the R33 000 under current payment which was paid for the Interest and Rent on Land.

Programme 1 Expenditure

Sub-programme	2014/15			
	Final Appropriation R'000	Actual Expenditure R'000	Over/ (under) expenditure R'000	% of actual v/s allocation
Office of the MEC	6 645	5 941	704	89.4%
Office of the HOD	3 374	3 197	177	94.7%
Financial Management	65 207	69 533	(4 326)	106%
Corporate Services	34 506	31 039	3 467	89.9%
Legal Services	3 601	2 853	748	79.2%
Total	113 333	112 563	770	99.3%

The department under spent by 0.7% which is still within Treasury benchmark, with regard to spending of funds by the departments. The department was commended on the good work, especially for the fact that it achieved 100% of its planned target for the programme. It was noted that under Financial Management sub-programme, the department over-spent on its planned budget by R 4 326 000 (i.e. 106% expenditure).

The Committee noted that the department paid R 33 000 as an interest and rent on land and this amount was not budgeted for, nor was it accommodated in the 2014/15 adjusted budget. Clarity was sort in this regard. The department indicated that it could not pay suppliers on time due to budgetary constraints and this resulted into interest being charged.

The R 33 000 interest charged is therefore accounted under fruitless and wasteful expenditure which cannot be budgeted for. It was further mentioned that invoices could not be paid within 30 days and the department had to pay penalties because the money was budgeted for.

When responding to reasons why the sub-programme on Financial Management spent more than what was budgeted for, whereas work was not done accordingly as per the AG's report; the department indicated that the expenditure related to Fleet Management, which was affected by the purchase of Hundred (100) Traffic Law

Enforcement Patrol Vehicles; which were not budgeted for and therefore; increased the audit cost.

On the measures put in place to ensure that expenditure is not incurred in the financial year 2015/16 and going forward; the department indicated that it has liaised with the institutions (Auditor-General and Municipalities) and that invoices will be sent directly to the Office of the Chief Financial Officer and proof of payment will be faxed or emailed to suppliers. The department was urged to put measures in place and ensure that invoices are paid within 30 days.

6.2. Programme 2: Civilian Oversight

The purpose of this programme is to exercise civilian oversight function with regards to SAPS in the Mpumalanga Province. Furthermore, this programme is also charged with the responsibility of facilitating the management of complaints against the police and to conduct research on any police related matters. This programme consists of monitoring and evaluation and policy and research.

The total budget allocated to this programme for the 2014/15 financial year, amounted to R 10 517 000 and the actual expenditure as at the end of the 2014/15 financial year amounted to R10 503 or 99.8%.

Programme 2 Expenditure

Sub-programme	2014/15			
	Final Appropriation R'000	Actual Expenditure R'000	(Over)/ under expenditure R'000	% of actual v/s allocation
Monitoring and Evaluation	7 220	7 252	(32)	100.4%
Policy and Research	3 229	3 249	(20)	100.6%
Total	10 449	10 501	(52)	100.4%

The Committee clarity on what is meant by the monitoring of police station to ensure excellent service is provided, this was in light of the fact that there were more issues

identified at Mhluzi and Blink Pan Police Stations; which, if not mitigated or solved could be affect service delivery (e.g. Mhluzi Police Station building and Blink Pan housing status of the police). These matters negatively affect the service delivery to the communities. On the other hand, the Committee also understood the fact that infrastructure issues are not the competency and responsibility of the department.

The department indicated that it is monitoring the performance of the police service for policy compliance. Reports with recommendations are compiled and submitted to Office of the Provincial Commissioner for implementation. The said infrastructure issues at Blink Pan and Mhluzi Police Stations were also identified and referred to the Office of the Provincial Commissioner. The Provincial Commissioner indicated that some of the challenges identified in the two Police Stations were addressed and the National Department of Police have been approached with regards to matters on infrastructure. The Committee was informed on the following; regarding the two (2) identified Police Stations:

6.2.1. Mhluzi Police Stations

- The station received two (2) instead of four (4) vehicles.
- The Station is not fully maintained by the National Department of Public Works.
- Office accommodation and parking space is still a challenge in the Station.
- There is shortage of personnel.
- The National Department of Police has leased the building of the station from the Municipality.
- Parking space (which offered by municipality), opposite the Police Station is being utilized.

6.2.2. Blink Pan Police Station

- The station is not fully maintained.
- There is insufficient support provided to the Station.

The Provincial Commissioner requested the Committee to assist in order to ensure that the competency of maintaining the Police Stations be transferred to the Provincial Department of Public Works, Roads and Transport. The Provincial Commissioner assured the Committee that his office is committed in fighting crime and ensuring that all citizens in the province are safe.

The Committee welcomed the remarks by the Provincial Commissioner, and enquired as to whether the Satellite Police Stations are maintained by the Provincial Department of Public Works, Roads and Transport or the National Department of Public Works as it was discovered during the President Siyahlola Program in Bushbuckridge, that the Station was not maintained. The Committee was informed that maintenance of Satellite Offices is the competency of the National Department of Public Works.

The Committee enquired whether the Office of the Provincial Commissioner has a strategy in place to minimise police killings in the province. It was reported that the Province has limited incidents of police killings and that SAPS has a program in place to ensure that police are safe and wear bullet vest at all the time. It was further reported that police are leaving their firearms at work when they are off duty.

6.3. Programme 3: Crime Prevention and Community Police Relations

The purpose of this programme is to provide integrated social crime prevention programmes for safer communities and to provide for participation and involvement of communities in social crime prevention initiatives and to further strengthen the relations between communities and the police.

The programme was allocated a total of R32 250 000 for the 2013/14 financial year and actual expenditure as at the end of the 2013/14 financial year amounted to R32 241 000 or 99.9%.

Programme 3 Expenditure

2014/15				
Sub-programme	Final Appropriation R'000	Actual Expenditure R'000	Over/ (under) expenditure R'000	% of actual v/s allocation
Crime Prevention	12 619	12 586	33	99.7%
Community Police Relations	19 631	19 656	(25)	100%
	32 250	32 242	8	99.9%

The Committee noted that Community Police Relations Sub-programme exhausted and even overspent its budget by R25 000; without achieving all its planned targets for the financial year 2014/15. Reasons for non-achievement of targets under sub-programme 1 were said to be budget constraints.

The Committee has noted with concern that the department has spent money on MEDACO contract; which was not planned for as per the approved APP during the financial year under review. The department indicated that it had to fund the MEDACO contract, which was not budgeted for and acknowledged that the contract was not properly managed. Furthermore, MEDACO is mainly responsible for capturing of the traffic fines; collecting money from the defectors and ensuring that money which is due to the department is paid accordingly. The contract of MEDACO will come to an end at the end of April 2016 and the department will thereafter, review the contract.

The Committee enquired on what measures have been put in place to ensure that the unachieved targets under social crime prevention sub-programme are achieved in the financial year 2015/16 without affecting the budget for 2015/16 negatively. The department indicated that the programme manager is continuously monitoring and giving support to different sub programs to ensure that quarterly targets are achieved and on a monthly basis, progress will be reviewed and corrective measures will be taken before the end of every quarter.

Regarding the measures that the department has put in place to communicate with municipalities, in order to implement municipal safety plans and enabling the department to carry-out its mandate accordingly; it was reported that MUNMEC meetings were organised; however, could not sit due to lack of quorum. The matter was elevated to the Premier's Co-Ordinating Forum and the department has already engaged five (5) Municipalities to address the implementation of Municipal Safety Plans. The Committee was not satisfied with the explanation and requested the department to put measures in place that enforce municipalities to implement the Municipal Safety Plan.

6.4. Programme 4: Transport Regulation

The purpose of this programme is to provide a safe road environment through the regulation of traffic flow on public roads, overload control, implementation of road safety campaigns as well as registration and licencing of vehicles and drivers.

The total appropriation for the Programme 4 in the 2014/15 financial year amounted to R 408 637 000 and as at the end of the 2014/15 financial year, actual expenditure for this programme amounted to R395 101 000 or 96.6%.

Programme 4 Expenditure

Sub-programme	2014/15			
	Final Appropriation R'000	Actual Expenditure R'000	Over/ (under) expenditure R'000	% of actual v/s allocation
Programme Support	1 801	1 760	41	97.7%
Safety Engineering	3 928	3 615	313	92.0%
Traffic Law Enforcement	368 145	361 187	6 958	98.1%
Road Safety Education	25 577	22 460	3 117	87.8%
Transport Administration and Licensing	32 068	29 162	2 906	90.9%
Overloading Control	17 118	15 669	1 449	91.5%
	448 637	433 853	14 784	96.7%

The department did not achieve some of the planned targets for Programme 4, except for sub-programme 1 and 4; which was 100% achieved. Furthermore, the department achieved 75% under sub-programme 2, 75% under sub-programme 3 and 40% under sub-programme 5 for the financial year 2014/15. The department spent its budget for this programme at 96.7% i.e. 3.3% under spending which is not in line with the Treasury guidelines, whilst some of the planned targets remained unachieved.

The Committee requested to be provided with reasons that led to under-achievement of targets in this programme; which the department indicated to be budget reprioritization and system failures in the weighbridges of KwaMhlanga and Komatipoort. The Committee was also informed that the department has monthly and quarterly review sessions to track progress of the implementation of the Annual Performance Plan and those targets are achieved accordingly.

On reasons on for under-expenditure of 3.3%; it was indicated that invoices on construction of Mpumalanga Traffic College, were rejected by Safety Web towards the end of the financial year.

6.5. Programme 5: Security Management

The purpose of this programme is to coordinate the provision of security services in the province through the inspection and audits conducted on security service providers, principal residences and government properties.

Out of the total amount of R414 088 000 allocated for this programme in the 2014/15 financial year, actual expenditure amounted to R413 988 000.

Programme 5 Expenditure

Sub-programme	2014/15			
	Final Appropriation R'000	Actual Expenditure R'000	(Over)/ under expenditure R'000	% of actual v/s allocation
Provincial Security Operations	414 266	414 256	10	99.9%
Total	414 266	414 256	10	99.9%

The department did not achieved three (3) all its four (4) planned targets for programme 5 (i.e. 75% achievement of planned targets), for the 2014/15 financial year, against a spending of 99.9%. The department has utilized funds (an amount of R 182 000); which were not budgeted for under Transfers and Subsidies and an amount of R 268 000 for Payment of Capital Assets.

The Committee has noted that a Security Nerve Centre target was not achieved due to delays in procurement, caused by financial constraints. The department also reported that a site was identified and that Security Management was moved to 21 Shepherd Street in Nelspruit, as part of the establishment of the Nerve Centre and that only furniture has been procured. The Nerve Centre will be relocated to the Disaster Management Centre as the building where it is currently located, is not conducive.

7. PART C: GOVERNANCE

7.1. Risk Management

The Committee has noted that the department has an approved Risk Management Policy and Risk Assessment Identification Methodology as indicated in the Annual Report.

The Department indicated that their strategic plan includes the high level strategic risks and the risk assessment identification methodology is used to effectively identify

potential risk factors. The risk register profile is compiled annually and submitted to Provincial Treasury and direct the internal audit plan.

On the reason why the department could not put measures in place to ensure that Internal Audit and Audit Committee are effective throughout the year; it was said that, on the areas that the department was qualified, the audited statements were done by the Internal Audit Unit and recommendations thereof were implemented. The Audit Committee monitored progress on the implementation of recommendations and provided an advice accordingly.

7.2. Fraud and Corruption

The Committee has noted that the department has indicated that it has developed a Fraud Preventative Plan; however; the Committee was also notified that appropriate disciplinary steps were not takes against officials, because the irregular; fruitless and wasteful expenditure was due to budgetary constraints.

8. PART D: HUMAN RESOURCE MANAGEMENT

8.1. Organisational Structure

The Committee noted that the department Annual Report indicate that the department is experiencing a challenge on the high vacancy rate especially at Senior Management level.

It was reported that vacancies were on four (4) Senior Managers positions, which are:

- Chief Director: Crime Prevention and Community Police Relations
- Chief Director: Civilian Oversight
- Director: Planning and Performance Management and

- Director: Policy and Research)

The two (2) positions for Chief Director: Crime Prevention and Community Police Relations and Chief Director: Civilian Oversight were merged into one (1) post as Chief Director. The posts for the Director: Policy and Research was filled with a horizontal transfer, however; during 2014/15 financial year, the department operated with only one (1) Chief Director.

The Committee noted that there were two (2) officials who did not take leave during the financial year under review. On why the Human Resource Management did not encourage the employees to take leave that is due to them; it was indicated that employees were encouraged to take leave, hence the two (2) employees terminated their service while they had unused leave credits of seven (7) and five (5) days, respectively.

The department was requested to reasons why only five (5) out of six (6) Misconduct and Disciplinary Hearings were finalised in the financial year 2014/15. In response, the department indicated that it conducted a number of disciplinary hearings on the one particular case; there were numerous postponements due to Employee Representation and Employee sickness. The disciplinary hearing was ultimately finalised and a sanction was issued.

9. FINDINGS

The Committee made the following findings:

- 9.1. The department has obtained a “qualified audit opinion, with material findings” in the 2014/15 financial year. Recommendations made by the Auditor-General were not effectively implemented by the department.
- 9.2. Police Stations are not properly maintained.
- 9.3. Resources (such as vehicles) provided to Police Stations are insufficient.

- 9.4. Invoices were not paid within 30 days of receipt.
- 9.5. Municipal Safety Plans were not implemented by municipalities
- 9.6. The MEDACO contract was not budgeted for during the financial year under review.

10. RECOMMENDATIONS

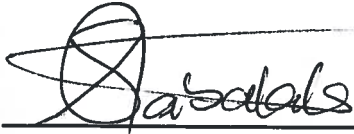
After the deliberations, the Committee recommends that the Department must:

- 10.1. Material findings raised by the Auditor-General should be addressed as a matter of urgency. A Plan to improve on financial and performance management must be development and implemented accordingly.
- 10.2. Ensure that the department enters into a Memorandum of Understanding (MOU) with the National Department of Police, in order to ensure that Police Stations are properly maintained.
- 10.3. Ensure that enough resources required for the functionality of Police Stations are made available to all Police Stations.
- 10.4. Develop a plan that will ensure that invoices are paid within 30 days and ensure that the office of the CFO has enough capacity to ensure that there is compliance with legislation.
- 10.5. Develop a plan that will ensure and monitor whether municipalities implements Municipal Safety Plans.
- 10.6. Ensure that the department spends its allocated budget accordingly; as approved by the legislature and as per the APP of the department.

15. CONCLUSION

In conclusion, the Chairperson would like to thank the Honourable Members of the Portfolio Committee on Public Works; Roads and Transport; Community Safety, Security and Liaison, the MEC and her management team and the support staff of the Legislature for their availability, dedication and commitment shown during the deliberations.

This Committee report on the 2014/15 Annual Report of the Department Public Works, Roads and Transport is hereby tabled to the House with a request to adopt the report with its recommendations for implementation by the department and report back by the MEC to the Honorable Speaker of the Legislature by no later than **28 February 2016** and thereafter, on a quarterly basis.



HON GC SHABALALA (MPL)

03/12/2015

DATE

**CHAIRPERSON: PORTFOLIO COMMITTEE ON
PUBLIC WORKS, ROADS AND TRANSPORT;
COMMUNITY SAFETY, SECURITY AND LIAISON**