

DEVIATION FROM AND RACTIFICATION OF MINOR BREACHES OF PROCUREMENT PROCESSES

M/848

This form is to be used in all cases in which there is a deviation from the standard procurement processes and for the ratification of minor breaches of procurement processes. The form is to be signed by the Accounting Officer and a copy is to be forwarded to the Supply Chain Management Unit (SCMU) for reporting to Council. The SCMU is to submit these reports to Council on behalf of the accounting officer as well as include this report as a note to the annual financial statements.

Section 43 (1) of the Supply Chain Management Policy states that:

The accounting officer may –

- (a) dispense with the official procurement processes established by the policy and to procure any required goods or services through any convenient process, which may include direct negotiations, but only-
 1. In an emergency.
 2. If goods and services are produced or available from a single provider only.
 - ③ For the acquisition of special works of art or historical objects where specifications are difficult to compile.
 4. Acquisition of animals for zoos and/or nature and game reserves.
 5. In any other exceptional case where it is impractical or impossible to follow the official procurement processes.
- (b) ratify any minor breaches of the procurement processes by an official or committee acting in terms of delegated powers or duties which are purely of a technical nature.

Date : 09 November 2022

Details of goods /services required : Purchase of(Sculpture) for the Art Gallery

Requested by : S.S Funeka

Telephone contact number : 034 3287622

Department : Community Services: Arts, Culture and Amenities

Cost Centre : 070274100321

Requisition Number : 231096

Order Number : _____

Value : R80 000.00

Supplier : M.P Mlotshwa

Reason for Deviation: as above, please circle 1 2 ③ 4 5 b

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Explanation for Deviation: Please attach all relevant documentation

The art piece is a sculpture titled (Towards the Spirits). It is a piece that outlines spirituality as a premise and a starting point. The piece highlights the spirits as guiding force in our daily lives. The material used is white cement (rhino lite) which acknowledges the idea of purity, transparency as well as durability. The art Gallery does not have such Sculpture in our permanent collection therefore this art piece will assist with educational purposes.

10/11/2022

Acting SED: Community Services

Signature: _____

Date: _____

Director: Supply Chain Management Unit

Supported / ~~Not Supported~~

Signature: _____

Date: _____

Reason for not supporting (if applicable):

Acting Strategic Executive Director: Budget & Treasury Office

Supported / ~~Not Supported~~

Signature: _____

Date: _____

Reason for not supporting (if applicable):

Accounting Officer

Approved / ~~Not Approved~~

Signature _____

Date _____

Reason for not approving (if applicable):



QUOTATION

M.P. Mlotshwa

Physical Address

F22 Impala
Ward 02
Newcastle
2940

Bank Details

Account Holder : Mandla P. Mlotshwa
Name of the Bank : Capitec
Branch : Newcastle (Central)
Branch Code : 470010
Account Number : 1192196641
Type : Savings

Cell: 068 2511 877

Customer

Name: Newcastle Municipality
P/Bag X 6621
Newcastle
2940

VAT:4000791824

Date: 20/10/2022
Ref: 20181112
Carnegie

Qty	Description	Unit Price	Total Price
1	Sculpture. Title: Towards the Spirits	R80.000	R80.000
		Total	R80.000


.....
M.P. Mlotshwa

MBD 4

DECLARATION OF INTEREST

1. No bid will be accepted from persons in the service of the state¹.
2. Any person, having a kinship with persons in the service of the state, including a blood relationship, may make an offer or offers in terms of this invitation to bid. In view of possible allegations of favouritism, should the resulting bid, or part thereof, be awarded to persons connected with or related to persons in service of the state, it is required that the bidder or their authorised representative declare their position in relation to the evaluating/adjudicating authority.
3. In order to give effect to the above, the following questionnaire must be completed and submitted with the bid.

3.1 Full Name of bidder or his or her representative: MANDLA PATRICK MLOTSHWA

3.2 Identity Number: 605305773080

3.3 Position occupied in the Company (director, trustee, shareholder²): ARTIST

3.4 Company Registration Number: NO N/A (N/A)

3.5 Tax Reference Number: 0173007121

3.6 VAT Registration Number: NO (N/A)

3.7 The names of all directors / trustees / shareholders members, their individual identity numbers and state employee numbers must be indicated in paragraph 4 below.

3.8 Are you presently in the service of the state? YES / ~~NO~~

3.8.1 If yes, furnish particulars. NO (N/A)

¹MSCM Regulations: "in the service of the state" means to be –

(a) a member of –

- (i) any municipal council;
- (ii) any provincial legislature; or
- (iii) the national Assembly or the national Council of provinces;

(b) a member of the board of directors of any municipal entity;

(c) an official of any municipality or municipal entity;

(d) an employee of any national or provincial department, national or provincial public entity or constitutional institution within the meaning of the Public Finance Management Act, 1999 (Act No.1 of 1999);

(e) a member of the accounting authority of any national or provincial public entity; or

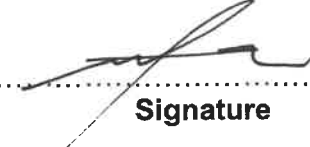
(f) an employee of Parliament or a provincial legislature.

² Shareholder" means a person who owns shares in the company and is actively involved in the management of the company or business and exercises control over the company.

- 3.9 Have you been in the service of the state for the past twelve months?YES / ~~NO~~
3.9.1 If yes, furnish particulars..... NO (N/A).....
.....
- 3.10 Do you have any relationship (family, friend, other) with persons in the service of the state and who may be involved with the evaluation and or adjudication of this bid? YES / ~~NO~~
3.10.1 If yes, furnish particulars. NO (N/A).....
.....
- 3.11 Are you, aware of any relationship (family, friend, other) between any other bidder and any persons in the service of the state who may be involved with the evaluation and or adjudication of this bid? YES / ~~NO~~
3.11.1 If yes, furnish particulars NO (N/A).....
.....
- 3.12 Are any of the company's directors, trustees, managers, principle shareholders or stakeholders in service of the state? YES / ~~NO~~
3.12.1 If yes, furnish particulars. NO (N/A).....
.....
- 3.13 Are any spouse, child or parent of the company's directors trustees, managers, principle shareholders or stakeholders in service of the state? YES / ~~NO~~
3.13.1 If yes, furnish particulars. NO (N/A).....
.....
- 3.14 Do you or any of the directors, trustees, managers, principle shareholders, or stakeholders of this company have any interest in any other related companies or business whether or not they are bidding for this contract. YES / ~~NO~~
3.14.1 If yes, furnish particulars: NO (N/A).....
.....

4. Full details of directors / trustees / members / shareholders.

Full Name	Identity Number	State Employee Number


.....
Signature

31/10/2022.
.....
Date

.....
Capacity

.....
Name of Bidder

DECLARATION OF BIDDER'S PAST SUPPLY CHAIN MANAGEMENT PRACTICES

- 1 This Municipal Bidding Document must form part of all bids invited.
- 2 It serves as a declaration to be used by municipalities and municipal entities in ensuring that when goods and services are being procured, all reasonable steps are taken to combat the abuse of the supply chain management system.
- 3 The bid of any bidder may be rejected if that bidder, or any of its directors have:
 - a. abused the municipality's / municipal entity's supply chain management system or committed any improper conduct in relation to such system;
 - b. been convicted for fraud or corruption during the past five years;
 - c. willfully neglected, reneged on or failed to comply with any government, municipal or other public sector contract during the past five years; or
 - d. been listed in the Register for Tender Defaulters in terms of section 29 of the Prevention and Combating of Corrupt Activities Act (No 12 of 2004).
- 4 In order to give effect to the above, the following questionnaire must be completed and submitted with the bid.

Item	Question	Yes	No
4.1	Is the bidder or any of its directors listed on the National Treasury's Database of Restricted Suppliers as companies or persons prohibited from doing business with the public sector? (Companies or persons who are listed on this Database were informed in writing of this restriction by the Accounting Officer/Authority of the institution that imposed the restriction after the <i>audi alteram partem</i> rule was applied). The Database of Restricted Suppliers now resides on the National Treasury's website(www.treasury.gov.za) and can be accessed by clicking on its link at the bottom of the home page.	Yes ☐	No ☒
4.1.1	If so, furnish particulars:		
4.2	Is the bidder or any of its directors listed on the Register for Tender Defaulters in terms of section 29 of the Prevention and Combating of Corrupt Activities Act (No 12 of 2004)? The Register for Tender Defaulters can be accessed on the National Treasury's website (www.treasury.gov.za) by clicking on its link at the bottom of the home page.	Yes ☐	No ☒
4.2.1	If so, furnish particulars:		
4.3	Was the bidder or any of its directors convicted by a court of law (including a court of law outside the Republic of South Africa) for fraud or corruption during the past five years?	Yes ☐	No ☒



home affairs

Department:
Home Affairs
REPUBLIC OF SOUTH AFRICA

H 9749462

83/DHA-5

PARTICULARS FROM THE POPULATION REGISTER I.R.O.:

IDENTITY/IDENTITEIT

IDNO.:
IDNR.: 600530 5773 08 0

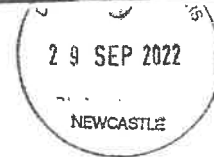
SURNAME:
VAN: MLOTSHWA

FIRST NAME:
VOORNAME: MANDLA PATRICK

DATE OF BIRTH:
GEBOORTE DATUM: 1960-05-30

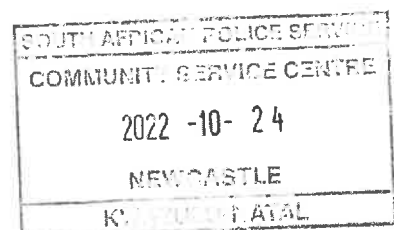
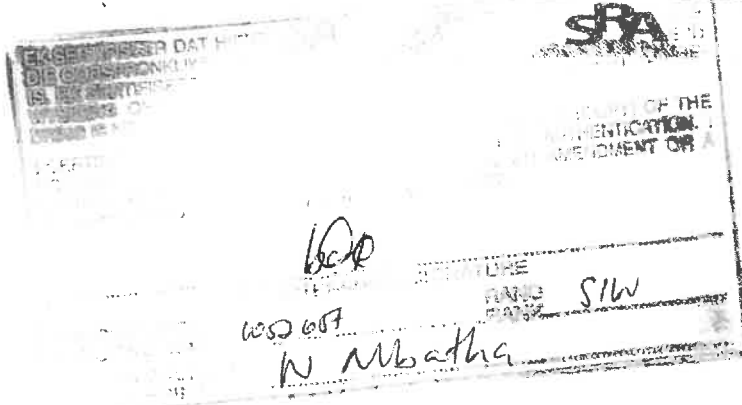
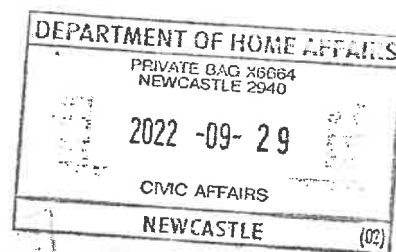
DATE ISSUED:
DATUM UITGEREIK: 2022-09-29

OFFICE CODE:
KANTOORKODE: YCQ



ISSUED BY:
UITGEREIK DEUR: YCQ289

(VALID FOR 2 MONTHS FROM DATE OF ISSUE)
(GELDIG VIR 2 MAANDE NA UITREIKINGSDATUM)





TAX COMPLIANCE STATUS
PIN Issued

MP MLOTSHWA

F22 IMPALA
WARD 02
NEWCASTLE

2940

Enquiries should be addressed to SARS:

Contact Detail

SARS
Alberton
1528

Contact Centre Tel: 0800 00 SARS (7277)
SARS online: www.sars.gov.za

Details

Taxpayer Reference Number: 0173007121

Always quote this reference
number when contacting SARS

Issue Date: 2022/10/21

Dear Taxpayer

TAX COMPLIANCE STATUS PIN ISSUED

The South African Revenue Service (SARS) has issued your tax compliance status (TCS) PIN as indicated below:

TCS Details:	
Taxpayer Name	Mandla Patrick Mlotshwa
Trading Name	Not applicable
Tax Reference Number(s)	IT - 0173007121
Purpose of Request	Good Standing
Request Reference Number	0001334933GS2110221045264
PIN	8A215885CN
PIN Expiry Date	21/10/2023

You may authorise a third party to view your TCS by providing them the PIN. The PIN only allows the third party access to your TCS. All other tax information remains secure.

Your TCS displayed is based on your compliance as at the date and time the PIN is used.

You may cancel this PIN at any time before the expiry date reflected above. Once cancelled, a third party will not be able to verify your TCS.

SARS reserves the right to cancel this PIN in the event that it was fraudulently issued or obtained.

Should you have any other queries please call the SARS Contact Centre on 0800 00 SARS (7277). Remember to have your taxpayer reference number at hand when you call to enable us to assist you promptly.

Sincerely

ISSUED ON BEHALF OF THE SOUTH AFRICAN REVENUE SERVICE

Name	MP MLOTSHWA	Timestamp	25/05/2022
Tax reference No	0173007121	Year	2022
Form ID	RF01CS	Page of Page	01/01
Content Version	v2013.01.01	Template version	v2013.01.01

One of the Global One money management products or services

Proof of Account Details



To Whom it May Concern,

We hereby confirm that Mr Mandla Mlotshwa has the following account(s) at Capitec Bank Limited on 31/10/2022:

Client Details

Name:	Mandla P Mlotshwa
ID/Passport Number:	6005305773080
Residential Address:	House No 22, Impala Flat, Newcastle Flate, Newcastle, 2940
Postal Address:	House No 22, Impala Flat, Newcastle Flate, Newcastle, 2940

Account Details

Account Status:	Active
Account Type:	Savings
Account Number:	1192196641
Branch Code:	470010
Date Opened:	04/04/2009



The account details provided herein should not be read as extending by implication to any other matters not specifically addressed. The account details are given as at the above date and no obligation is hereby assumed to update the account details on any future date.

Capitec Bank Limited shall have no liability whether in contract, delict (including without limitation negligence) or otherwise to the above account holder or any third party in relation to the account details contained herein.



CSD REGISTRATION SUMMARY REPORT

SUPPLIER IDENTIFICATION

Supplier number	MAAA1267560	Government breakdown	Private Companies (Pty) (Ltd)
Is supplier active?	Yes	Business status	Deregistration Process
Allow associates?	Yes	Country of origin	South Africa
Supplier type	CIPC Company	South African company/CC registration number	2018/272771/07
Supplier sub-type	Private Company (Pty)(Ltd)	Have Bank Account	No
Legal name	SAKWAMLOTSHWA HOLDING	Registration date	09 May 2018 00:00:00:000
Trading name	SAKWAMLOTSHWA HOLDING	Restricted Supplier	No
Identification type	South African Company/Close Corporation Registration Number	Restriction Last Verification Date	31 Oct 2022 12:32:26:730

PREFERRED CONTACT

Contact type	Bid Office	Prefer communication via email	Yes
Name(s)	Mandla Patrick Mlotshwa	Email address	mandladartist@gmail.com
Identification type	South African Identification Number	Cellphone number	068 251 1877

PREFERRED ADDRESS

Address type	Physical	Municipality	Newcastle
Address line 1	B1215, SECTION 2, MADADENI, 2951	City	Madadeni
Address line 2	Madadeni B, Madadeni	Postal code	2951
Suburb	Madadeni B	Ward Number	22
Province	KwaZulu-Natal	Country	South Africa

The "Bank Verification Status" field indicates that the bank account details submitted by the supplier exist at the bank and that the bank account details are valid. However, as this supplier does not have an identifying number (like a South African ID number, or Company Registration number, or NPO number or Trust number) linked to their bank account details at their respective bank, the CSD system cannot electronically verify that the bank account belongs to the specific supplier. The supply chain practitioner is therefore responsible to obtain supporting documentation to verify that this bank account belongs to this supplier.

TAX

Overall Tax Status	Unable to determine tax compliance - refer to tax ref nr status	Is this supplier a VAT vendor?	No
IncomeTaxNumber	9092956235	Last validation date	31 Oct 2022 12:32:00:000

SUPPLIER DIRECTOR/MEMBERS

Is there any director whom is restricted?	No	Is there any director who is a government employee?	No
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CSD REGISTRATION SUMMARY REPORT

SUPPLIER COMMODITIES

Commodity family

Arts and crafts equipment and
accessories and supplies;

BBBEE INFORMATION

Certificate Type

Sworn Affidavit

Certificate Issue Date

31 Oct 2022 00:00:00:000

BBBEE Status Level Of
Contributor

Level 1 Contributor

Certificate Expiry Date

30 Oct 2023 00:00:00:000

Status

Verification Status

Manual verification required

DEMOGRAPHIC INFORMATION

Gender demographics available?

Yes

Youth demographics available?

No

Military veteran demographics
available?

No

Disabilities demographics
available?

No

The CSD does not automatically verify foreign company registration number, international securities identification number, foreign identification numbers, foreign passport numbers, work permit numbers, foreign bank accounts, B-BBEE, demographic and accreditation information. Organs of State are required to manually verify this information with the applicable verification institutions as per their current policies and procedures.





CSD REGISTRATION SUMMARY REPORT

Tips and Frequently Asked Questions (FAQ)

Identifier

CSD cannot electronically verify the identity of a supplier other than a South African Individual / Sole Proprietor (through Home Affairs) or a company registered at the Companies and Intellectual Property Commission (CIPC). For this reason, a disclaimer is displayed for supply chain practitioners to obtain supporting documentation to verify the identity and legitimacy of a supplier in these cases.

Bank

For help on how to resolve bank failures click here: [I received an email stating the bank information I captured on the CSD was sent for bank account validation and could not be validated. The response received from the bank contains an error message.](#)

The various possible error messages received from the bank are highlighted in red. Search for the applicable message and follow the detailed steps associated with that error message.

Tax

Tax Compliance Status

For help on how to deal with tax status differences between CSD and the tax clearance certificate click here: [What should a supplier do if the tax status on CSD difference from the tax clearance certificate?](#)

Tax Compliance Expiry Date

For help on how to deal with tax status differences between CSD and the tax clearance certificate click here: [How does CSD determine the tax compliance expiry date?](#)

CIPC

Should the director/member information reflected on the CIPC registration report differs to that reflected on CSD for help click here: [The active Directors/Members are not being populated on the CSD Directors/Members screen as they appear at CIPC, how can I rectify this?](#)

State Employee

For more information pertaining to government employment status click here: [Will there be verification done to identify if a supplier is a government employee?](#)





national treasury
Department:
National Treasury
REPUBLIC OF SOUTH AFRICA

(<http://www.treasury.gov.za/>) (<http://www.gov.za/>)

**CENTRAL SUPPLIER
DATABASE
FOR GOVERNMENT**



Supplier Details

Supplier application reference nr	Supplier number	Unique registration reference nr	Legal name	Trading name	Identification type	Identification number	Edit	View	Registration Report	Registration Summary Report
N/A	MAAA1267560	EBDE6CA8-0372-4999-8C58-CE8811A02268	SAKWAMLOTSHWA HOLDING	SAKWAMLOTSHWA HOLDING	South African Company/Close Corporation Registration Number	2018/272771/07				

+ Add supplier