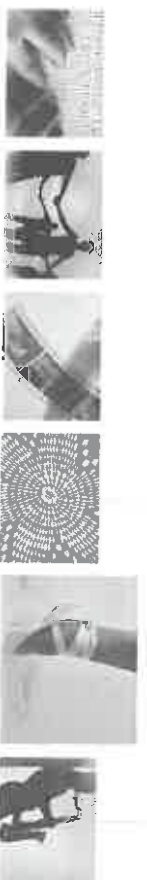




## arts & culture

Department:  
Arts and Culture  
REPUBLIC OF SOUTH AFRICA

Branch	Charges	Hearing Date	Update
1. Corporate Services New employer	Irregular Expenditure R906 306.00	N/A	Charges transferred to new employer <b>Department of Water and Sanitation (DWA)</b>
2. DG's Office	Irregular Expenditure Failure to adhere to policies and Treasury regulations	N/A	Charges transferred to new employer. <b>The Gauteng Department of Human Settlement</b> <ul style="list-style-type: none"><li>Follow-up request for more information received from new employer.</li><li>DAC response has been submitted to Legal Services for perusal and legal opinion before being sent off to new employer.</li></ul>
3. ACPD External hearing	Irregular Expenditure Ranging between R10 000.00 & R500 000.00	3 and 4 November 2016	The matter is re-scheduled for 3 & 4 November 2016 by the Commissioner.
4. HPP External Hearing	Irregular Expenditure Ranging between R10 000.00 & R 500 000.00	26 October 2016	The matter is set down for 26 October 2016
5. Corporate Service	Irregular Expenditure R 906 360.00	17 & 18 November 2016	<ul style="list-style-type: none"><li>DAC application for legal representative was opposed</li><li>Two points in limine were raised by union:<ol style="list-style-type: none"><li>Unreasonable delay by the DAC in instituting disciplinary action against employee.</li><li>The Chairperson lacks capacity to chair the enquiry as he is sub-ordinate (in terms of ranking) to the employee facing disciplinary action.</li></ol></li><li>Employee declared a dispute with the PSCBC regarding interpretation/application of collective agreement</li><li>Conciliation matter remains unresolved, yet certificate of non resolution was received 20/09/2016.</li><li>Awaiting Set-down notice for Arbitration. -Disciplinary hearing will continue 17/18 November 2016.</li><li>A new chairperson was appointed by the Minister for the hearing.</li><li>DAC was denied legal representation.. The matter was further postponed to 11 November 2016.</li></ul>
6. HPP	Failure to adhere to policies and Treasury regulations.i.r.o R10 000.00 and R500 000.00	11 November 2016	<ul style="list-style-type: none"><li>A decision was made that one hearing will be conducted for all these four employees.</li><li>Three employees pleaded guilty pleaded guilty.</li><li>The other employee had an accident and could not appear on the set date of Seating.</li><li>The matter is postponed to 28 October 2016</li></ul>
7 & 8 ACPD and IG	7. Irregular Expenditure Ranging between R10 000.00 and R500 000.00 8. Failure to adhere to policies and Treasury regulations.i.r.o R10 000.00 and R500 000.00	28 October 2016	



Branch	Charges	Hearing Date	Update
9 & 10 ACPD and CS	9. Irregular Expenditure Failure to adhere to policies and Treasury regulations 10. Failure to adhere to policies and Treasury regulations		
11. ACPD	8. Failure to adhere to policies and Treasury regulations, i.r.o R10 000.00 and R500 000.00	N/A Matter finalised.	<ul style="list-style-type: none"> <li>The hearing concluded on 19 August 2016. Employee found guilty.</li> <li>Employee was issued with Final Written Warning.</li> <li>Employee's request for Final Written Warning to be withdrawn was refused.</li> </ul>
12. ACPD	Irregular Expenditure R 4 957 804.00	Dates will be communicated by Chairperson.	<ul style="list-style-type: none"> <li>Parties met on 19 October 2016 and updated was handed to employee and his representative.</li> <li>Further dates will be communicated by chairperson.</li> </ul>
13. HPP	8. Failure to adhere to policies and Treasury regulations.	Dates will be communicated by Chairperson.	<ul style="list-style-type: none"> <li>Pre-hearing between parties was held on 16 August 2016</li> <li>Chairperson allowed documents to be handed to employee party</li> <li>Chairperson granted time for employee party to peruse the documents.</li> </ul>
14 ACPD	Irregular Expenditure R 2 617 489.32	Matter is finalised.	<ul style="list-style-type: none"> <li>The matter set as per the agreed date.. -Points <i>in limine</i> were raised</li> <li>The chairperson's ruling was received on 6 September 2016.</li> <li>The matter was dismissed based on delays.</li> <li>A decision was taken not to take the matter on review.</li> </ul>
15. HPP	Irregular Expenditure R1 212 790.20	26 & 27 October 2016	<ul style="list-style-type: none"> <li>DAC was refused legal representation.</li> <li>A new prosecutor has been appointed.</li> <li>The chairperson has confirmed the new date and communicated with parties.</li> <li>The matter is postponed to 26/27 October 2016.</li> </ul>

DEPUTY DIRECTOR GENERAL: CS

SIGNATURE: 

DATE: 22/10/16

(Kgomoiso: E@7551)

