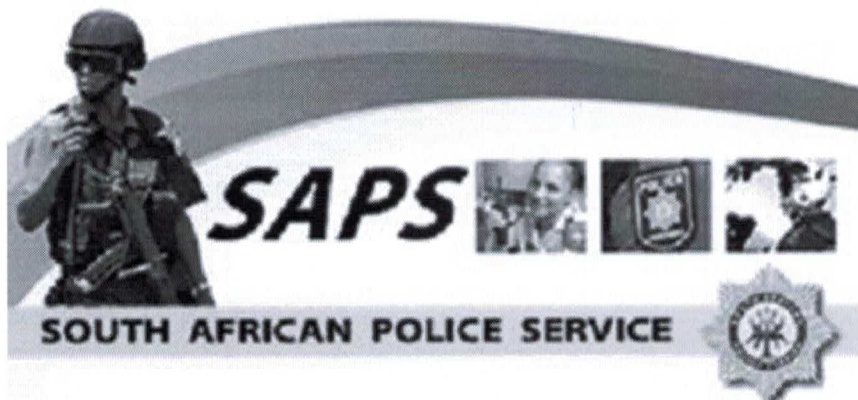


Swart Francois - Lieutenant Colonel

From: Communications Nodal Point
Sent: 01 February 2017 10:01 AM
To: SAPS All E-Mail Users - New
Subject: Re-send::: Transitional arrangement in the Public Service REgulations 2016

Importance: High



For attention: All SAPS personnel

TRANSITIONAL ARRANGEMENT IN THE PUBLIC SERVICE REGULATIONS 2016



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Enquiries

Lt Gen Ntshiea Tel No: 012 393 4230

E-Mail address: NtshieaL@saps.gov.za



Private Bag: X94

Fax No: 012 393-2454

Your reference:

THE DEPUTY NATIONAL COMMISSIONER

My reference: 3/10/16

HUMAN RESOURCE MANAGEMENT

Enquiries: Lt Gen Ntshiea

PRETORIA

Tel: (012) 393-4230

0001

2017 -01- 30

- A. The National Head
DIRECTORATE FOR PRIORITY CRIME INVESTIGATION
- B. **ALL DIVISIONAL COMMISSIONERS**
- C. **ALL REGIONAL COMMISSIONERS**
- D. **ALL PROVINCIAL COMMISSIONERS**
- E. All Heads
HEAD OFFICE
- F. All Section Heads
HEAD OFFICE
- G. All Commanders
SAPS ACADEMIES AND TRAINING CENTRES
- H. **ALL DEPUTY NATIONAL COMMISSIONERS**
- I. The Chief of Staff
MINISTRY OF POLICE

**TRANSITIONAL ARRANGEMENTS IN THE PUBLIC SERVICE REGULATIONS 2016:
CONDUCTING OF BUSINESS WITH THE STATE**

A-G

1. The purpose of this circular is to sensitize members of the Service about the transitional arrangements in the Public Service Regulations, 2016 about conducting business with an organ of state by employees of the Service.

**TRANSITIONAL ARRANGEMENTS IN THE PUBLIC SERVICE REGULATIONS 2016:
CONDUCTING OF BUSINESS WITH THE STATE**

2. The Minister of Public Service and Administration (DPSA) issued circular no. EIM1/2016 dated 23 August 2016 with implementation date of 01 August 2016.
3. In terms of transitional arrangements an employee, who prior implementation of the above mentioned Regulations, conducts business with other Government Department or is a Director of a company which conducts business with the Government Department shall-
 - (a) within one month, disclose that the employee is conducting business with an organ of state or is a director of a company that conducts business with an organ of state;
 - (b) within six months-
 - (i) cease conducting business with the organ of state or resign as an employee;
 - (ii) resign as a director of a company that conducts business with an organ of state or resign as an employee;
 - © if the employee does not resign within six month period, the employee must submit proof that the employee has ceased conducting business or has resigned as a director of a company that conducts business with an organ of state within a month of doing so.
4. All Business Units must ensure that:-
 - 4.1 On/before 28 February 2017 all employees who are currently conducting business with other Government Departments disclose to the respective Provincial/Divisional Commissioner for record keeping and audit purposes. If the member is a Provincial/Divisional Commissioner, the disclosure should be made to the Acting National Commissioner of the South African Police Service. A disclosure form is attached as **Annexure "A"**.
 - 4.2 All employees of Service who are conducting business with other Government Departments must either resign as employees of the Service or submit proof that they have ceased conducting business or has resigned as a director of a company that conducts business with Government Department before/on 31 March 2017.
5. In compliance to the Public Service Regulations, 2016 all applications for performance of Remunerative Work which renders business with other Government Departments must not be approved with immediate effect.
6. The Public Administration Management Act,2014 (Act 11 of 2014) was signed on 22 December 2014 by the President prohibiting Public Service employees including SA Police Service employees, to conduct business with any Government Department.
7. According to Section 8(3) of the above mentioned Act, a contravention of subsection (2)-

**TRANSITIONAL ARRANGEMENTS IN THE PUBLIC SERVICE REGULATIONS 2016:
CONDUCTING OF BUSINESS WITH THE STATE**

- (a) is an offence, and any person found guilty is liable to a fine or imprisonment for a period not exceeding 5 years or both such fine and imprisonment; and
- (b) constitute a serious misconduct which may result in the termination of employment by the employer."

8. The contents of this circular must be brought to the attention of all employees under your command.

H-I 1. Copy for your information.



**LIEUTENANT GENERAL
DEPUTY NATIONAL COMMISSIONER: HUMAN RESOURCE MANAGEMENT
BC MGWENYA**

Date: 2017/01/30

DISCLOSURE BY AN EMPLOYEE CONDUCTING BUSINESS WITH AN ORGAN OF STATE

A. EMPLOYEE PERSONAL INFORMATION

1	Names and Surname	
2	Identification number	
3	PERSAL number	
4	Department	
5	Job title (e.g. Senior State Accountant)	
6	Salary level (e.g. level 8)	

B. DETAILS OF THE ENTITY/ENTITIES DOING BUSINESS WITH ORGAN OF STATE¹

	Name of company	Company registration number	Position in company	Name of organ of state where business is conducted
1				
2				
3				
4				
5				
6				
7				
8				

¹ Organ of state means any department of state or administration in the national, provincial or local sphere of government; or (b) any other functionary or institution – (i) exercising a power or performing a function in terms of the Constitution; or (ii) exercising a public power or performing a public function in terms of any legislation, but does not include a court or a judicial officer, section 239 of the Constitution of the Republic of South Africa, 1996.

C. DETAILS OF EMPLOYEE DOING BUSINESS WITH ORGAN OF STATE

	Type of business conducted eg: Lecturing	Name of organ of state where business is conducted eg: UNISA
1		
2		
3		
4		
5		
6		
7		
8		

D. DECLARATION

I declare that I have personally completed the form and disclosed all relevant details pertaining to conducting business with an organ of State.

I hereby certify that the disclosure information is complete and correct to the best of my knowledge.

I also understand that it is binding on my conscience.

SIGNATURE OF EMPLOYEE

DATE: