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| **STATISTICAL REPORT ON THE COMPLIANCE OF NATIONAL AND PROVINCIAL DEPARTMENTS TO REGULATION 13 (c) OF THE PUBLIC SERVICE REGULATIONS, 2016 AND THE DIRECTIVE ON CONDUCTING BUSINESS WITH AN ORGAN OF STATE, 01 APRIL 2020 to 31 JANUARY 2021**  **February 2021** |

**PART 1: COMPLIANCE OF NATIONAL DEPARTMENTS TO REGULATION 13 (C) OF THE PUBLIC SERVICE REGULATIONS, 2016 AND THE DIRECTIVE ON CONDUCTING BUSINESS WITH AN ORGAN OF STATE AS AT END OF JANUARY 2021**

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| --- | --- | --- | --- | --- | --- |
|  | **Column** | **A** | **B** | **C** | **D** |
|  | **National Department** | **Aggregate number of Public Servants listed on CSD conducting business with an organ of state as at end of March 2019** | **Number of Public Servants listed on CSD conducting business with an organ of state as at end of April 2020** | **Number of Public Servants listed on CSD conducting business with an organ of state as at end of January 2021** | **Action taken by Department (Review, follow-up, investigation and outcome as at January 2021)** |
| 1[[1]](#footnote-1) | Agriculture, Land Reform and Rural Development | 6 | 9 | 8 | No response was provided to the DPSA. |
| 2 | Basic Education | 13 | 13 | 3 | The department commenced with investigations. |
| 3 | Civilian Secretariat for Police Service | 0 | 0 | 0 | N/A |
| 4 | Communications and Digital Technologies | 0 | 0 | 0 | N/A |
| 5 | Cooperative Governance | 8 | 3 | 0 | N/A |
| 6 | Correctional Services | 37 | 96 | 33 | No response was provided to the DPSA. However, the DPSA contacted the Ethics Officer who confirmed that they are working on the cases. |
| 7 | Economic Development | 0 | 0 | 0 | N/A |
| 8 | Employment and Labour | 9 | 13 | 1 | Those employees found guilty were suspended for three months without pay. |
| 9 | Energy | 2 | 0 | 0 | N/A |
| 10 | Environmental Affairs, Forestry and Fisheries | 2 | 8 | 4 | The department commenced with investigations. |
| 11 | Government Communication and Information System | 1 | 1 | 0 | N/A |
| 12 | Health | 2 | 3 | 0 | N/A |
| 13 | Higher Education and Training | 84 | 118 | 30 | No response was provided to the DPSA. |
| 14 | Home Affairs | 2 | 4 | 0 | N/A |
| 15 | Human Settlements | 0 | 2 | 0 | N/A |
| 16 | Independent Police Investigative Directorate | 0 | 0 | 0 | N/A |
| 17 | International Relations and Cooperation | 0 | 2 | 0 | N/A |
| 18 | Justice and Constitutional Development | 8 | 14 | 3 | No response was provided to the DPSA. |
| 19 | Military Veterans | 1 | 0 | 0 | N/A |
| 20 | Mineral Resources and Energy | 2 | 2 | 0 | N/A |
| 21 | National School of Government | 1 | 0 | 0 | N/A |
| 22 | National Treasury | 3 | 5 | 0 | N/A |
| 23 | Office of the Chief Justice | 2 | 3 | 0 | N/A |
| 24 | Office of the Public Service Commission | 1 | 2 | 0 | N/A |
| 25 | Planning, Monitoring and Evaluation | 5 | 4 | 2 | The department indicated that they finalised their cases and found the employees not guilty. |
| 26 | Presidency | 1 | 2 | 0 (2 in official capacity) | N/A |
| 27 | Public Enterprises | 0 | 0 | 0 | N/A |
| 28 | Public Service and Administration | 0  1 serving on an Audit Board | 0 | 0 | N/A |
| 29 | Public Works and Infrastructure | 5 | 6 | 1 | The department indicated that the case required further investigation and have been forwarded to the Fraud and Anti-Corruption Unit. |
| 30 | Rural Development and Land Reform | 10 | 9 | 0 | N/A |
| 31 | Science and Technology | 0  4 in official capacity | 5 | 9 | The department commenced with investigations, but found the employees to be not guilty. |
| 32 | Small Business Development | 0 | 0 | 0 | N/A |
| 33 | Social Development | 5 | 7 | 8 | The department finalised six cases and found it not to involve employees conducting business with the State.  One case was referred for disciplinary action. |
| 34 | South African Police Service | 49 | 78 | 15 | The department commenced with investigations. The department indicated that they have investigated 78 cases of which they found 41 cases not to be involving employees conducting business with the State, with 37 cases referred for disciplinary action and 12 cases (also included under disciplinary cases) referred for criminal charges (of which 2 are enquiries being opened). |
| 35 | Sports, Arts and Culture | 0 | 0 | 0 | N/A |
| 36 | Sport and Recreation South Africa | 0 | 1 | 0 | N/A |
| 37 | Statistics South Africa | 6 | 6 | 1 | The department commenced with investigations. . One employee was interviewed and stated that he was not aware that his company was registered in CSD. The matter was referred for further investigation. |
| 38 | Telecommunications and Postal Services | 0 | 2 | 0 | N/A |
| 39 | Tourism | 1 | 1 | 2 | The department commenced with investigations. |
| 40 | Trade, Industry and Competition | 0  6 in official capacity | 0 (5 In official capacity) | 4 (5 in official capacity) | The department confirmed that 5 identified employees were appointed in an official capacity. |
| 41 | Traditional Affairs | 1 | 1 | 0 | N/A |
| 42 | Transport | 0 | 2 | 0 | N/A |
| 43 | Water and Sanitation | 3 | 6 | 2 | No response was provided to the DPSA. |
| 44 | Women, Youth and Persons with Disabilities | 0 | 0 | 0 | N/A |
|  | **Total** | **270 (11 in official capacity)** | **428 (5 in official capacity)** | **126 (7 in official capacity)** |  |

Legend

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Green = No Public Servants conducting business with an organ of state

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Red = Public Service Employees conducting business with an organ of state

**PART 2: COMPLIANCE OF PROVINCIAL DEPARTMENTS TO REGULATION 13 (C) OF THE PUBLIC SERVICE REGULATIONS, 2016 AND THE DIRECTIVE ON CONDUCTING BUSINESS WITH AN ORGAN OF STATE AS AT END OF JANUARY 2021**

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| --- | --- | --- | --- | --- | --- | --- |
| **Column** |  | **A** | **B** | **C** | **D** | **F** |
| **Province** |  | **Department** | **Number of Public Servants listed on CSD conducting business with an organ of state as at end of March 2019 (aggregate)** | **Number of Public Servants listed on CSD conducting business with an organ of state as at end of April 2020** | **Number of Public Servants listed on CSD conducting business with an organ of state as at end of January 2021** | **Action taken by Department (Review, follow-up, investigation and outcome as at January 2021)** |
| **Kwa-Zulu Natal** | 1 | Agriculture and Rural Development | 3 | 5 | 2 | The department commenced with investigations. |
|  | 2 | Arts and Culture | 4 | 2 | 0 | N/A |
|  | 3 | Community Safety and Liaison | 13 | 10 | 0 | N/A |
|  | 4 | Cooperative Governance and Traditional Affairs | 16 | 27 | 3 (1 in official capacity) | The department commenced with investigations. The department indicated that izinduna & amakhosi are not employed in terms of the Public Service Act. The department further indicated that one employee is under investigation and one employee is serving on a board in an official capacity. |
|  | 5 | Economic Development, Tourism and Environmental Affairs | 1 | 2 | 0 | N/A |
|  | 6 | Education | 80 | 125 | 5 | The department commenced with investigations. |
|  | 7 | Health | 53 | 87 | 21 | No response was provided to the DPSA. |
|  | 8 | Human Settlements | 2 | 4 | 0 | N/A |
|  | 9 | Office of the Premier | 2 | 4 | 3 | The department commenced with investigations. |
|  | 10 | Provincial Treasury | 0 | 0 | 0 | N/A |
|  | 11 | Public Works | 2 | 4 | 0 | N/A |
|  | 12 | Social Development | 3 | 3 | 0 | N/A |
|  | 13 | Sport and Recreation | 2 | 3 | 0 | N/A |
|  | 14 | Transport | 77 | 81 | 5 | The department commenced with investigations. |
| **Total** |  |  | **258** | **357** | **39** |  |
|  | | | | | | |
| **Gauteng** | 1 | Agriculture and Rural Development | 3 | 2 | 0 | N/A |
|  | 2 | Cooperative Governance and Traditional Affairs | 0 | 0 | 0 | N/A |
|  | 3 | Community Safety | 1 | 2 | 9 | No response was provided to the DPSA. |
|  | 4 | Economic Development | 0 | 1 | 1 | No response was provided to the DPSA. |
|  | 5 | Education | 34 | 43 | 6 | No response was provided to the DPSA. |
|  | 6 | E-Government | 0 | 0 | 0 | N/A |
|  | 7 | Health | 29 | 59 | 16 | No response was provided to the DPSA. |
|  | 8 | Human Settlements | 1 | 2 | 2 | No response was provided to the DPSA. |
|  | 9 | Infrastructure Development | 0 | 2 | 0 | N/A |
|  | 10 | Office of the Premier | 0 | 1 | 0 | N/A |
|  | 11 | Provincial Treasury | 1 | 1 | 2 | No response was provided to the DPSA. |
|  | 12 | Roads and Transport | 0 | 0 | 1 | No response was provided to the DPSA. |
|  | 13 | Social Development | 0 | 1 | 0 | N/A |
|  | 14 | Sport, Arts, Culture and Recreation | 3 | 3 | 0 | N/A. |
| **Total** |  |  | **72** | **117** | **37** |  |
|  | | | | | | |
| **North West** |  |  |  |  |  |  |
|  | 1 | Community Safety and Transport Management | 0 | 1 | 0 | N/A |
|  | 2 | Culture, Arts and Traditional Affairs | 0 | 0 | 0 | N/A |
|  | 3 | Education and Sports Development | 12 | 15 | 6 | No response was provided to the DPSA. |
|  | 4 | Finance, Economy and Enterprise Development | 1 | 1 | 0 | N/A |
|  | 5 | Health | 11 | 18 | 7 | No response was provided to the DPSA. |
|  | 6 | Local Government and Human Settlements | 0 | 1 | 0 | N/A |
|  | 7 | Office of the Premier | 0 | 0 | 0 | N/A |
|  | 8 | Public Works and Roads | 1 | 2 | 0 | N/A |
|  | 9 | Rural, Environment and Agriculture Development | 0 | 1 | 0 | N/A |
|  | 10 | Social Development | 1 | 1 | 0 | N/A |
|  | 11 | Tourism | 0 | 0 | 0 | N/A |
| **Total** |  |  | **26** | **40** | **13** |  |
|  | | | | | | |
| **Eastern Cape** | 1 | Cooperative Governance and Traditional Affairs | 3 | 5 | 15 | No response was provided to the DPSA. |
|  | 2 | Economic Development , Environmental Affairs and Tourism | 1 | 0 | 0 | N/A |
|  | 3 | Education | 58 | 37 | 7 | No response was provided to the DPSA. |
|  | 4 | Health | 41 | 57 | 25 | No response was provided to the DPSA. |
|  | 5 | Human Settlements | 0 | 1 | 0 | N/A |
|  | 6 | Office of the Premier | 1 | 3 | 7 | No response was provided to the DPSA. |
|  | 7 | Provincial Treasury | 0 | 1 | 7 | No response was provided to the DPSA. |
|  | 8 | Roads and Public Works | 2 | 4 | 1 | No response was provided to the DPSA. |
|  | 9 | Rural Development and Agrarian Reform | 2 | 1 | 1 | No response was provided to the DPSA. |
|  | 10 | Safety & Liaison |  | 1 | 0 | N/A |
|  | 11 | Social Development | 3 | 4 | 1 | No response was provided to the DPSA. |
|  | 12 | Sport, Recreation, Arts and Culture | 2 | 0 | 2 | No response was provided to the DPSA. |
|  | 13 | Transport | 2 | 4 | 4 | No response was provided to the DPSA. |
| **Total** |  |  | **115** | **118** | **70** |  |
|  | | | | | | |
| **Limpopo** | 1 | Agriculture and Rural Development | 3 | 4 | 0 | N/A |
|  | 2 | Cooperative Governance, Human Settlements and Traditional Affairs | 1 | 4 | 1 | No response was provided to the DPSA. |
|  | 3 | Community Safety | 0 | 0 | 0 | N/A |
|  | 4 | Economic Development, Environment and Tourism | 2 | 2 | 0 | N/A |
|  | 5 | Education | 50 | 64 | 17 | The department indicated that investigations are underway. |
|  | 6 | Health | 17 | 56 | 22 | The department has indicated that the cases have been referred to the SAPS for further handling. |
|  | 7 | Office of the Premier | 1 | 1 | 0 | N/A |
|  | 8 | Provincial Treasury | 1 | 1 | 0 | N/A |
|  | 9 | Public Works, Roads and Infrastructure | 0 | 0 | 0 | N/A |
|  | 10 | Social Development | 2 | 1 | 1 | No response was provided to the DPSA. |
|  | 11 | Sports, Art and Recreation | 0 | 1 | 0 | N/A |
|  | 12 | Transport | 1 | 0 | 0 | N/A |
| **Total** |  |  | **78** | **138** | **41** |  |
|  | | | | | | |
| **Mpumalanga** | 1 | Agriculture, Rural Development, Land and Environmental Affairs | 4 | 21 | 1 | No response was provided to the DPSA. |
|  | 2 | Community Safety, Security and Liaison | 3 | 2 | 5 | No response was provided to the DPSA. |
|  | 3 | Cooperative Governance and Traditional Affairs | 0 | 1 | 3 | No response was provided to the DPSA. |
|  | 4 | Culture, Sport and Recreation | 1 | 2 | 1 | No response was provided to the DPSA. |
|  | 5 | Economic Development and Tourism | 2 | 1 | 0 | N/A |
|  | 6 | Education | 25 | 35 | 16 | No response was provided to the DPSA. |
|  | 7 | Health | 21 | 35 | 14 | No response was provided to the DPSA. |
|  | 8 | Human Settlements | 0 | 1 | 0 | N/A |
|  | 9 | Office of the Premier | 0 | 0 | 0 | N/A |
|  | 10 | Provincial Treasury | 0 | 0 | 0 | N/A |
|  | 11 | Public Works, Roads and Transport | 14 | 4 | 3 | No response was provided to the DPSA. |
|  | 12 | Social Development | 2 | 2 | 0 | N/A |
| **Total** |  |  | **72** | **104** | **43** |  |
|  | | | | | | |
| **Free State** | 1 | Agriculture | 2 | 2 | 0 | N/A |
|  | 2 | Cooperative Governance and Traditional Affairs | 0 | 0 | 0 | N/A |
|  | 3 | Economic Development, Tourism and Environmental Affairs | 1 | 0 | 0 | N/A |
|  | 4 | Education | 29 | 35 | 3 | No response was provided to the DPSA. |
|  | 5 | Health | 17 | 36 | 10 | No response was provided to the DPSA. |
|  | 6 | Human Settlements | 0 | 1 | 0 | N/A |
|  | 7 | Office of the Premier | 1 | 2 | 0 | N/A |
|  | 8 | Police, Roads and Transport | 10 | 9 | 2 | No response was provided to the DPSA. |
|  | 9 | Provincial Treasury | 0 | 2 | 7 | No response was provided to the DPSA. |
|  | 10 | Public Works and Infrastructure | 0 | 1 | 0 | N/A |
|  | 11 | Social Development | 3 | 3 | 3 | No response was provided to the DPSA. |
|  | 12 | Sport, Arts, Culture and Recreation | 3 | 2 | 0 | N/A |
| **Total** |  |  | **66** | **93** | **25** |  |
|  | | | | | | |
| **Northern Cape** | 1 | Agriculture, Land Reform and Rural Development | 2 | 5 | 2 | No response was provided to the DPSA. |
|  | 2 | Cooperative Governance, Human Settlements and Traditional Affairs | 2 | 3 | 2 | The department commenced with investigations. |
|  | 3 | Education | 25 | 34 | 42 | No response was provided to the DPSA. |
|  | 4 | Environmental Affairs and Nature Conservation | 4 | 0 | 0 | N/A |
|  | 5 | Economic Development and Tourism | 0 | 1 | 2 | No response was provided to the DPSA. |
|  | 6 | Health | 37 | 45 | 17 | The department commenced with investigations, with eleven cases handed over for disciplinary process. |
|  | 7 | Office of the Premier | 1 | 2 | 0 | N/A |
|  | 8 | Provincial Treasury | 0 | 1 | 1 | No response was provided to the DPSA. |
|  | 9 | Roads and Public Works | 3 | 2 | 1 | No response was provided to the DPSA. |
|  | 10 | Social Development | 3 | 3 | 5 | The department commenced with investigations. The department issued two letters to request two employees to resign from the CSD. |
|  | 11 | Sport, Arts and Culture | 1 | 4 | 0 | N/A |
|  | 12 | Transport, Safety and Liaison | 0 | 1 | 0 | N/A |
| **Total** |  |  | **79** | **101** | **72** |  |
|  | | | | | | |
| **Western Cape** | 1 | Agriculture | 2 | 2 | 0 | N/A |
|  | 2 | Community Safety | 0 | 0 | 0 | N/A |
|  | 3 | Cultural Affairs and Sport | 0 | 0 | 3 | No response was provided to the DPSA. |
|  | 4 | Economic Development and Tourism | 0 | 0 | 2 | No response was provided to the DPSA. |
|  | 5 | Education | 13 | 18 | 3 | The department has indicated that all investigations are still in progress. |
|  | 6 | Environmental Affairs and Development Planning | 0 | 0 | 0 | N/A |
|  | 7 | Health | 14 | 20 | 10 | The department commenced with an investigation. |
|  | 8 | Human Settlements | 0 | 0 | 0 | N/A |
|  | 9 | Local Government | 0 | 0 | 0 | N/A |
|  | 10 | Premier | 0 | 1 | 0 | N/A |
|  | 11 | Provincial Treasury | 0 | 2 | 0 | N/A |
|  | 12 | Social Development | 0 | 0 | 0 | N/A |
|  | 13 | Transport and Public Works | 3 | 0 | 0 | N/A |
| **Total** |  |  | **32** | **43** | **18** |  |

Legend

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Green = No Public Servants conducting business with an organ of state

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Red = Public Service Employees conducting business with an organ of state

N/A = Represents not applicable

**PART 3: SUMMARY OF COMPLIANCE OF NATIONAL AND PROVINCIAL DEPARTMENTS TO REGULATION 13 (C) OF THE PUBLIC SERVICE REGULATIONS, 2016 AND THE DIRECTIVE ON CONDUCTING BUSINESS WITH AN ORGAN OF STATE AS AT END OF JANUARY 2021**

|  |  |  |  |  |  |
| --- | --- | --- | --- | --- | --- |
|  | **A** | **B** | **C** | **D** | **EG** |
|  | **Departments** | **Aggregate number of Public Servants listed on CSD conducting business with an organ of state as at end of March 2019** | **Number of Public Servants listed on CSD conducting business with an organ of state as at end of April 2020** | **Number of Public Servants listed on CSD conducting business with an organ of state as at end of January 2021** | **Increase or decrease of number of Public Servants conducting business with an organ of state over the period)** |
| 1 | KwaZulu-Natal | **258** | **357** | **39** | **-318** |
| 2 | Gauteng | **72** | **117** | **37** | **-80** |
| 3 | North West | **26** | **40** | **13** | **-27** |
| 4 | Eastern Cape | **115** | **118** | **70** | **-48** |
| 5 | Limpopo | **78** | **138** | **41** | **-97** |
| 6 | Mpumalanga | **72** | **104** | **43** | **-61** |
| 7 | Free State | **66** | **93** | **25** | **-68** |
| 8 | Northern Cape | **79** | **101** | **72** | **-29** |
| 9 | Western Cape | **32** | **43** | **18** | **-25** |
|  | **Total Provincial Departments** | **798** | **1111** | **358 (1 in official capacity)** | **-753** |
|  | **Total National Departments** | **270 (11 in official capacity)** | **428 (5 in official capacity)** | **126 (7 in official capacity)** | **-302** |
|  | **Grand Total** | **1068 (11 in official capacity)** | **1539 (5 in official capacity)** | **484 (8 in official capacity)** | **-1055** |

1. The use of colour is merely to assist with a better understanding of the issue of conducting business with an organ of state. It must be kept in mind that Departments still need to verify the information. Information on those Departments who do not make use of the PERSAL system, such as the Department of Defence, are not reflected on the report. [↑](#footnote-ref-1)