



**Portfolio Committee  
on Finance, Economic  
Development & Tourism**

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Hon YI Carrim  
Chairperson: Select Committee on Finance

**NEGOTIATING MANDATE**

Name of the Bill: **Public Procurement Bill**

Number of the Bill: **B18B – 2023**

Date of deliberation: **Thursday, 07 March 2024**

Vote of the Legislature: **The Committee votes in favour**

**(Subject to consideration of the proposed amendments)**

**Hon G van Staden**  
**Acting Chairperson: PC on Finance, Economic Development & Tourism**

**Date: 07 March 2024**



## PORTFOLIO COMMITTEE ON FINANCE, ECONOMIC DEVELOPMENT & TOURISM

### NEGOTIATING MANDATE ON THE PUBLIC PROCUREMENT BILL [B18B – 2023]

#### 1. INTRODUCTION

The *Acting* Chairperson of the Portfolio Committee on Finance, Economic Development & Tourism, Hon G van Staden, tables the Committee's Report on the **Public Procurement Bill [B18D – 2023]**, as adopted by the Portfolio Committee on Thursday, 07 March 2024.

#### 2. PROCESS FOLLOWED

2.1 The Speaker of the Northern Cape Provincial Legislature has on receipt of the Bill on 07 December 2023, referred the **Public Procurement Bill [B18B – 2023]** to the Portfolio Committee on Finance, Economic Development & Tourism.

2.2 On Tuesday, 27 February 2024, the Portfolio Committee received a briefing on the Bill from Hon W Aucamp, NCOP Permanent Delegate, Adv. Empie van Schoor, Chief Director: Legislation and Ms Sihle Mashabana, Director: SCM Policy, from the National Treasury.

2.3 Public Participation processes that were facilitated:

2.3.1 Hybrid public hearings have been scheduled with stakeholders from all five (5) regions of the Province namely, Frances Baard District; Namakwa District; ZF Mgcawu District; Pixley Ka Seme District; and John Taolo Gaetsewe District, including national stakeholders (on virtual platform) on Monday, 04 March 2024. Written submissions were also requested from stakeholders.

2.3.2 Posters on official social media pages of the Legislature.

#### 3. WRITTEN SUBMISSIONS ON THE BILL

Written submission/s received from:

3.1 Teboho Kenneth Monoametsi, SCM at the Department of Cooperative Government, Human Settlements & Traditional Affairs

A handwritten signature in blue ink, appearing to be "G van Staden".

**4. STAKEHOLDER RECOMMENDATIONS ON THE BILL**

4.1 There were no inputs made by stakeholders.

**5. STAKEHOLDER POSITION ON THE BILL**

The majority of the stakeholders voted in support of the Bill on condition that their inputs are considered.

**6. COMMITTEE RECOMMENDATIONS ON THE BILL**

**The Committee recommends the following:**

6.1 In clause 20, in respect of the designation of sectors for local production and content, it should be ensured that local content be expanded to ensure that the minimum requirement for local content is realized as there is misinterpretation.

6.2 ICT Procurement systems should be expanded to beyond only the CIDB and SETA.

6.3 Hierarchical options should be expanded in the Bill when dispute at the tribunal is unsuccessful.

6.4 The law of subsidiary is silent in the Bill and must be highlighted.

**7. COMMITTEE ADOPTION ON THE BILL**

After due deliberation, the Portfolio Committee on Finance, Economic Development & Tourism **supports** the bill.

The Committee adopted this negotiating mandate duly signed by the *Acting* Chairperson of the Committee, Hon G van Staden.

The Committee recommends to the House to mandate the Permanent Delegates to participate in deliberations at the negotiating stage and to **support** the Bill.



**HON G VAN STADEN**  
**ACTING COMMITTEE CHAIRPERSON**

**Date:** 07 March 2024