**PARLIAMENT OF THE REPUBLIC OF SOUTH AFRICA**

**NATIONAL ASSEMBLY**

**WRITTEN REPLY**

**QUESTION NO: 1669**

**DATE OF PUBLICATION: 25 May 2018**

**QUESTION PAPER NO: 18**

**DATE OF REPLY:**

**Mr S Mokgalapa (DA) to ask the Minister of Telecommunications and Postal Services:**

(a) What number of cases relating to the Prevention and Combating of Corrupt Activities Act, Act 12 of 2004, as amended, have been referred to the (i) SA Police Service (SAPS) and (ii) Directorate for Priority Crime Investigation (DPCI) by (aa) his department and (bb) each entity reporting to him for further investigation since the Act was assented to and (b) what number of the specified cases have (i) been investigated by SAPS and DPCI, (ii) been followed up by the respective accounting officers and (iii) resulted in a conviction in each specified financial year since 2004? NW1819E

**REPLY:**

**I have been informed by the Department and Entities as follows:**

* Only three entities are relevant to this question

**SAPO**

(a) Currently, there is only one case relating to the Prevention and

 Combating of Corrupt Activities Act, Act 12 of 2004 as amended

(b) The case is being investigated by the HAWKS and SAPO Security and Investigation Unit is following up on the case.

**SENTECH**

(a) There are two cases of alleged fraudulent activity which was reported to the SAPS.

(b) The two cases are currently being investigated by SAPS and we are following it up.

**SITA**

(a) In total, seventeen cases have been reported to either SAPS, DPCI or both the SAPS and DPCI.

 Fifteen cases were reported to the SAPS with eight of those cases also being reported to the DPCI, since the Prevention and Combating of Corrupt Activities Act, Act 12 of 20014, as amended was accented to.

 The following table indicates all cases reported and to which authority the cases were reported to:

|  |  |  |
| --- | --- | --- |
| **Year** | **No. of cases** | **Reported to:** |
| 2009 | 2 | SAPS |
| 2010 | 1 | SAPS |
| 2014 | 3 | SAPS |
| 2016 | 2 | SAPS and DPCI |
| 2017 | 8 | 6 cases – SAPS and DPCI1 case – SAPS1 case - DPCI |
| 2018 | 1 | DPCI |
| **Total** | **17** |

 Of the total number of seventeen cases reported, nine cases were reported to DPCI with eight of those cases also being reported to the SAPS, since the Prevention of Combating of Corrupt Activities Act, Act of 12 of 2004, as amended was accented to.

|  |  |  |
| --- | --- | --- |
| **Year** | **No. of cases** | **Reported to:** |
| 2016 | 2 | DPCI and SAPS |
| 2017 | 6 | DPCI and SAPS |
| 2018 | 1 | DPCI |
| **Total** | **9** |

 (b) Three cases have been concluded by the SAPS and the remaining cases are under investigation.

 Informal and ongoing communication between the SAPS/DPCI and National Prosecution Authority representatives and SITA occurs as and when additional information of clarity is required during the investigations.

 The table below reflects the results of the cases that have been finalised since 2004:

|  |  |  |
| --- | --- | --- |
| **Year** | **No. of cases** | **Reported to:** |
| 2009 | 2 | 1. Guilty of fraud (suspended sentence)

ii) Defendant passed away during court proceedings |
| 2010 | 1 | Guilty of fraud (suspended sentence) |

**Approved/ not approved**

**Dr Siyabonga Cwele, MP**

**Minister of Telecommunications and Postal Services**

**Date:**