**NATIONAL ASSEMBLY QUESTION FOR WRITTEN REPLY**

**DATE: 12 NOVEMBER 2021**

**QUESTION NO.: 2421.**

**Dr M M Gondwe (DA) to ask the Minister of Public Service and Administration:**

What (a) total number of Public Service employees are currently facing disciplinary hearings in government departments other than in those that they are currently employed in and (b) is the breakdown of the number in terms of each (i) national and (ii) provincial department? **NW2797E**

**REPLY:**

1. The DPSA does not keep the information as discipline management is a decentralised function of departments. The purpose of sec 16B(4)(b) of the Public Service Act 103 0f 1994 was to ensure that employees who try to escape discipline by moving from one department to another, are held accountable for their action(s). Section 16B(4)(a), provides that the disciplinary hearing of an employee may be transferred to the department where he or she is to be employed. 16B (4)(b) provides that a department can request the department of a former employee to institute or continue with a disciplinary case. As such, it is not possible for one department to discipline an employee from another department, without being instructed to do so. The DPSA is contemplating issuing a Directive to give clarity on the above.
2. (i) and (ii) A Circular was prepared to source this information from departments and it will be shared with Parliament once it has been received.

End

***Dr M M Gondwe (DA) to ask the Minister of Public Service and Administration (Question 2421)***