



Responses to Questions Emanating from the Meeting of 20 April 2022 - SOUTH AFRICAN POLICE SERVICE

Portfolio Committee
on Police

22 April 2022



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UNDERSPENDING 2021/2022

How much did the SAPS underspend in 2021/2022?

- Of the total South African Police Service (SAPS) budget of R100,4 billion allocated for the 2021/2022 financial year, the actual expenditure, as at 31 March 2022, was **99,13%**, which is a noticeable improvement on the spending performance of the 2020/2021 financial year.
- Underspending was, therefore, only **0,87%**.

AUDIT OPINION 2021/2022 (1)

Will the SAPS be getting an unqualified audit report, for 2021/2022?

- After the 2020/2021 financial year's audit was concluded, a Post Audit Action Plan (PAAP) was compiled to strive for an improvement in the audit outcomes.
- Frequent Audit Steering Committee meetings are held to monitor implementation of the PAAP and progress on the 2021/2022 financial year's audit.
- No material findings were issued in the interim audit and the Department is positive that an unqualified audit opinion is again possible for SAPS, for the 2021/2022 financial year's final audit.

FILLING OF CRITICAL POSTS

What is the position regarding the filling of critical posts, including the post of the Divisional Commissioner: Crime Intelligence?

- Critical vacant posts in the SAPS are advertised and filled on a regular basis.
- The post of Divisional Commissioner: Crime Intelligence has been advertised and the filling of the post is currently being prioritised.

TERM OF OFFICE OF THE NATIONAL COMMISSIONER: CONTRACT (1)

PRESIDENT'S MINUTE NO 103/2022

I hereby in terms of section 207(1) of the Constitution of the Republic of South Africa, 1996, appoint, with effect from 01 April 2022, **General Sehlahle Fannie Masemola** as National Commissioner of the South African Police Service.

Given under my Hand and the Seal of the Republic of South Africa at
Johannesburg.....this01..... day of ...April..... Two thousand and
Twenty-Two.



PRESIDENT


MINISTER

TERM OF OFFICE OF THE NATIONAL COMMISSIONER: CONTRACT (2)

- 1.2 This Contract shall be in force for the period commencing on **1 April 2022** and ending on **31 March 2027** and is entered into in terms of section 7 of the South African Police Service Act, 1995 (Act No 68 of 1995) (hereinafter referred to as "the Act").
- 1.3 During the period of this Contract, the Employee shall —
 - 1.3.1 serve the Employer as National Commissioner of the South African Police Service at such place as may from time to time be directed by the Employer;
 - 1.3.2 be responsible for the efficient management and administration of the South African Police Service (hereinafter referred to as the Service) as contemplated in section 207(2) of the Constitution, the Act, section 7(3)(b) read with section 7(4) of the Public Service Act, 1994 (Proclamation No 103 of 1994) and as set out in the performance agreement referred to in clause 6.1; and
 - 1.3.3 be responsible for exercising the powers and performing the functions specifically entrusted to the office of the National Commissioner of the South African Police Service and the Head of the Department of Police, in particular as set out in the Constitution, the Act or any other law.

TERM OF OFFICE OF THE NATIONAL COMMISSIONER: CONTRACT (3)

- 3.1 The term of office of the Employee may be terminated as provided for in the Act.
- 3.3 Subject to the provisions of the Act, either party may, after consultation and agreement with the other party, terminate this Contract before the expiry of its term or an extended term by giving to the other party three months' notice of termination, which notice shall be given in writing on or before the last day of a month and take effect on the first day of the succeeding month.
- 3.4 Should notice of termination be given as contemplated in clause 3.3, the Employer has the right to require the Employee to vacate the office occupied by him and to leave the premises of the Department on a day stipulated by the Employer before the expiry of the three months' notice period and not to present himself for duty any time thereafter.

TERM OF OFFICE OF THE NATIONAL COMMISSIONER: CONSTITUTION

- Section 207(1) of the Constitution provides that:
 - The President, as head of the national executive, must appoint a woman or a man as the National Commissioner of the police service, to control and manage the police service.

TERM OF OFFICE OF THE NATIONAL COMMISSIONER: SOUTH AFRICAN POLICE SERVICE ACT

- Section 7(1) of the SAPS Act, 1995 provides that the person who is appointed as National Commissioner by the President shall occupy that office for a period of up to five years from the date of his or her appointment or such shorter period as determined by the President.
- Section 7(2) of the SAPS Act, 1995 provides that the President may extend the term of office of the National Commissioner at the expiry of the initial term for periods not exceeding five years at a time.
- Section 45 of the SAPS Act, 1995 deals with the retirement of members of the Service.
 - Section 45 (4) provides that the National Commissioner may retire from the SAPS and he or she shall be so retired at the expiry of the term or terms referred to in section 7 of the SAPS Act, 1995.

TERM OF OFFICE OF THE NATIONAL COMMISSIONER: CONCLUSION

- In terms of the above it is clear that that —
 - The President appoints the National Commissioner;
 - The contract of employment is between the President and the National Commissioner;
 - Section 7 of the SAPS Act, 1995, provides that the contract is effective for up to 5 years from the signing thereof;
 - Section 45 of the SAPS Act, 1995, makes it clear that the retirement of the National Commissioner takes place at the expiry of the contract term or the extension thereof; and
 - It is, therefore, a fixed-term contract, not dependent on age.

AIRCRAFT SERVICEABILITY (AS AT 2022-04-20)

Provide a comprehensive breakdown of the current SAPS Air Wing capability, including the breakdown per province, operational vs non-operational, number of helicopters and number of fixed-wing aircraft.

HELICOPTER	FIXED WING	TOTAL
Serviceable - 6 out of 22	Serviceable - 5 out of 12	Serviceable - 11 of 34
27%	42 %	32%

STATUS OF UNSERVICEABLE AIRCRAFT (1)

Total unserviceable aircraft - 23		Helicopters: 16 Fixed Wing: 7	Returning to service – 12 (Helicopters: 11 / Fixed Wing: 1)	2022-04-22: 1 2022-04-30: 6 2022-05-31: 3 2022-06-30: 2
UNIT	AIRCRAFT TYPE	DATE UNSERVICEABLE	REASON FOR NOT SERVICEABLE	EXPECTED RETURN TO SERVICE
BLOEMFONTEIN (FS)	Helicopter H125 (ZS-RPR)	2022-04-01	ZS-RPR is at SAFOMAR for Mandatory Periodic Inspection	2022-04-30
	Fixed Wing PC6 (ZS-NIR)	2020-09-17	To undergo 14 Year inspection. Still awaiting order form and no maintenance contract for the aircraft	Unknown due to no maintenance contract
BULEMBU (EC)	Helicopter H125 (ZS-RDH)	2022-02-15	ZS-RDH has minor defects in Pretoria	2022-04-30
	Helicopter R44 (ZS-RLD)	2019-07-12	To undergo Mandatory Periodic Inspection. Still awaiting order form and no maintenance contract for the aircraft	Unknown due to no maintenance contract
DURBAN (KZN)	Helicopter H125 (ZS-RWX)	N/A	Crashed beyond economical repair	N/A
	Helicopter H125 (ZS-RNR)	2022-04-05	Undergoing Mandatory Periodic Inspection	2022-04-30
	Helicopter R44 (ZS-RIC)	2018-09-25	To undergo 12 year inspection. Still awaiting order form and no maintenance contract for the aircraft	Unknown due to no maintenance contract

STATUS OF UNSERVICEABLE AIRCRAFT (2)

UNIT	AIRCRAFT TYPE	DATE UNSERVICEABLE	REASON FOR NOT SERVICEABLE	EXPECTED RETURN TO SERVICE
HELIPORT (GAU)	Helicopter H125 (ZS-RZP)	2019-06-17	Repairs to VEMD, rotor blades and gearbox for service exchange, Engine due for annual inspection	2022-05-31
	Helicopter H125 (ZS-RPL)	2022-02-22	ZS-RPL has been shot and is in for repairs	2022-04-30
	Helicopter BK117 (ZT-RCM)	2018-11-06	BK117, ZT-RCM is waiting for Certificate of Airworthiness from Civil Aviation, aircraft went in for Mandatory Periodic Inspection	PENDING
JHB (GAU)	Helicopter H125 (ZS-RGT)	2020-01-27	Undergoing 12 year inspection	2022-06-30
	Fixed Wing PC6 (ZS-NIT)	2021-02-12	ZS-NIT damaged to undergo repairs. Still awaiting order form and no maintenance contract for the aircraft	Unknown due to no maintenance contract
GQBERHA (EC)	Helicopter H125 (ZS-RPA)	2020-11-11	At SAFOMAR for major structural repairs and engine change. Engine overheated and forced landing in Bulembu	2022-05-31
	Helicopter R44 (ZS-RKN)	2021-09-03	To undergo 12 Year Inspection. Still awaiting order form and no maintenance contract for the aircraft	Unknown due to no maintenance contract

STATUS OF UNSERVICEABLE AIRCRAFT (3)

UNIT	AIRCRAFT TYPE	DATE UNSERVICEABLE	REASON FOR NOT SERVICEABLE	EXPECTED RETURN TO SERVICE
KIMBERLEY (NC)	Helicopter H125 (ZS-RPK)	2020-01-23	ZS-RPK did a forced landing and is under investigation, repairs to blades, engine & gearbox.	2022-06-30
	Fixed Wing PC6 (ZS-NIU)	2020-06-12	To undergo Mandatory Periodic Inspection at Wonderboom Air Wing	2022-05-31
POLOKWANE (LIM)	Helicopter R44 (ZS-RII)	2022-04-01	ZS-RII has minor defects and has to undergo Mandatory Periodic Inspection.	2022-04-30
POTCHEFSTROOM (NW)	Helicopter R44 (ZS-RKE)	2021-08-04	ZS-RKE is in Midrand for Mandatory Periodic Inspection. Main Rotor Head is corroded and needs to be replaced. Awaiting Maintenance Contract	2022-04-30
WONDERBOOM (GAU)	Helicopter MD500 (ZS-RFI)	2022-02-08	ZS-RFI is in for annual inspection	2022-04-22
	Fixed Wing PC6 (ZS-NIS)	2019-03-19	To Undergo Mandatory Periodic Inspection. No maintenance contract for the aircraft	Unknown due to no maintenance contract
	Fixed Wing PC6 (ZS-NIV)	2020-11-28	To Undergo Mandatory Periodic Inspection. No maintenance contract for the aircraft	Unknown due to no maintenance contract
	Fixed Wing PC6 (ZS-MSZ)	2022-03-25	To Undergo Mandatory Periodic Inspection. No maintenance contract for the aircraft	Unknown due to no maintenance contract
	Fixed Wing PC6 (ZS-NIX)	2022-04-01	To Undergo Mandatory Periodic Inspection. No maintenance contract for the aircraft	Unknown due to no maintenance contract

AIRCRAFT ALLOCATION PER PROVINCE

PROVINCE	HELICOPTER	FIXED WING	TOTAL PER PROVINCE
EASTERN CAPE - BULEMBU	2	0	4
EASTERN CAPE - GQBERHA	2	0	
FREE STATE - BLOEMFONTEIN	2	1	3
GAUTENG - HELIPORT	3	0	15
GAUTENG - WONDERBOOM	2	8	
GAUTENG - JHB	1	1	
KWAZULU-NATAL - DURBAN	3*	0	3*
LIMPOPO - POLOKWANE	2	1	3
MPUMALANGA - MBOMBELA	1	0	1
NORTHERN CAPE - KIMBERELY	1	1	2
NORTH WEST - POTCHEFSTROOM	2	0	2
WESTERN CAPE - CAPE TOWN	1	0	1
TOTAL	22	12	34

*One H125 crashed beyond economical repair, amid still reflected on PAS System(Two Helicopters)

PILOT INFORMATION

PROVINCE	TOTAL PILOTS	RATED ON HELICOPTER	RATED ON FIXED WING	RATED ON BOTH	PILOTS PER PROVINCE
TOTAL	52	27	9	6	52
EASTERN CAPE - BULEMBU	2	1	0	0	4
EASTERN CAPE - GQBERHA	2	1	0	0	
FREE STATE - BLOEMFONTEIN	3*	1	1	1	3*
GAUTENG - HELIPORT	5	5	0	0	27*
GAUTENG - WONDERBOOM	17*	0	6	3	
GAUTENG - JHB	5	4	0	1	
KWAZULU-NATAL - DURBAN	2	2	0	0	2
LIMPOPO - POLOKWANE	2	2	0	0	2
MPUMALANGA - MBOMBELA	4	3	1	0	4
NORTHERN CAPE KIMBERELY	3	1	1	1	3
NORTH WEST - POTCHEFSTROOM	2	2	0	0	2
WESTERN CAPE - CAPE TOWN	5	5	0	0	5

*Bloemfontein: One Junior Pilot, hence the member is not yet rated on any aircraft

*Wonderboom: 8 Junior pilots, hence these members are not yet rated on any aircraft



THANK YOU
