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<i>Urhla</i> Date: Datum	18 APRIL 2016	<i>Itoni</i> Telephone:0431010087 Telefoon
<i>Ireferensi</i> Ref No: Verwysings	NON-COMPLIANCE WITH SECTION 75 OF MFMA	<i>Ifaxi</i> Facsimile: 0431010059 Faksimile:
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The Municipal Manager  
Nkonkobe Local Municipality  
P O Box 36  
Fort Beaufort  
5720

Dear Mr L. Menze

**RE: NON-COMPLIANCE WITH SECTION 75 OF MFMA**

1. As part of its oversight role, Provincial Treasury is mandated by Section 5(2)(c) of the MFMA to assess and monitor compliance of municipalities and municipal entities with the requirements of the MFMA.
2. In terms of Section 75 of the MFMA, the Accounting Officer of a municipality must place on the website of the municipality, the following documents of the municipality:
  - (a) the annual and adjustments budgets and all budget-related documents;
  - (b) all budget-related policies;
  - (c) the annual report;
  - (d) all performance agreements required in terms of section 57(1)(b) of the Municipal systems Act;
  - (e) all service delivery agreements;
  - (f) all long term borrowing contracts;
  - (g) all supply chain management contracts above a prescribed value;
  - (h) an information statement containing a list of assets over a prescribed value that have been disposed of in terms of section 14 (2) or (4) during the previous quarter;



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- (i) contracts to which subsection (1) of section 33 apply, subject to subsection (3) of that section;
  - (j) public-private partnership agreements referred to in section 120;
  - (k) all quarterly reports tabled in the council on terms of section 52 (d); and
  - (l) any other documents that must be placed on the website in terms of this Act or any other applicable legislation, or as may be prescribed.

This information referred to above must be placed on the website not later than 5 days after its tabling in the council or on the date on which it must be made public, whichever occurs first.

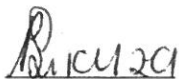
3. During this review, it was noted that Nkonkobe Local Municipality has failed to place the following information on its website:

- (a) an information statement containing a list of assets that have been disposed of in terms of section 14 (2) or (4) during the previous quarters, if any
- (b) all long term borrowing contracts, if any
- (c) all awarded supply chain management contracts
- (d) contracts to which subsection (1) of section 33 apply, subject to subsection (3) of that section
- (e) public-private partnership agreements referred to in section 120, if any
- (f) all quarterly reports tabled in the council on terms of section 52 (d)

The municipality is therefore in contravention of Section 75 of the MFMA.

4. We request that the municipality place this information in its website in order to comply with MFMA requirements and to provide access to this information to the public.

Ikwezi Lomso Lomso Greetings: Serving with Honesty, Humility and Integrity



**PNV Sikuza**

**Director: MFG- Amathole District**

Cc- Chief Director: Municipal Finance- Provincial Treasury

