



PROVINCIAL TREASURY

Provincial Government of the Western Cape

CORPORATE GOVERNANCE

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REFERENCE: T1/2/1

ENQUIRIES: Bazil Vink

HOD ADMINISTRATIVE INSTRUCTION NO. 4 of 2010 (Supplementary 1 of 2011)

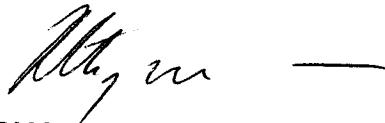
THE HEAD OFFICIAL: PROVINCIAL TREASURY (DR JC STEGMANN)
THE HEAD: BRANCH FISCAL AND ECONOMIC SERVICES (MR H MALILA)
THE HEAD: BRANCH GOVERNANCE AND ASSET MANAGEMENT (MR TC ARENDSE)
THE HEAD: PUBLIC POLICY SERVICES (MR A PHILLIPS)
THE HEAD: PUBLIC FINANCE (MR H MALILA) (PRO TEM)
THE HEAD: FINANCIAL GOVERNANCE (MR A REDDY) (ACTING)
THE HEAD: ASSET MANAGEMENT (MS N EBRAHIM) (ACTING)
THE CHIEF FINANCIAL OFFICER (MR A GILDENHUYS)
THE SENIOR MANAGER: ACCOUNTING SERVICES: PROVINCIAL GOVERNMENT (MR N VAN NIEKERK) (ACTING)
THE SENIOR MANAGER: ACCOUNTING SERVICES: LOCAL GOVERNMENT (MS L NGXONONO)
THE SENIOR MANAGER: CORPORATE GOVERNANCE (MR B VINK)
THE SENIOR MANAGER: BUDGET MANAGEMENT: PROVINCIAL GOVERNMENT (MS M SHERATON)
THE SENIOR MANAGER: BUDGET MANAGEMENT: LOCAL GOVERNMENT (MR ML BOOYSEN)
THE SENIOR MANAGER: PROVINCIAL GOVERNMENT FINANCE (MS A PICK)
THE SENIOR MANAGER: LOCAL GOVERNMENT FINANCE (GROUP ONE) (MR F SABBAT)
THE SENIOR MANAGER: LOCAL GOVERNMENT FINANCE (GROUP TWO) (MR M SIGABI)
THE SENIOR MANAGER: PUBLIC FINANCE POLICY RESEARCH AND MODELLING (MS C HORTON)
THE SENIOR MANAGER: IMMOVEABLE ASSET MANAGEMENT (MR NB LANGENHOVEN)
THE SENIOR MANAGER: MOVEABLE ASSET MANAGEMENT (MS N EBRAHIM)
THE SENIOR MANAGER: SUPPORTING AND INTERLINKED FINANCIAL SYSTEMS (MR A BASTIAANSE)
THE HEAD: OFFICE OF THE FINANCE MINISTRY (MS A SMIT)

THE PROVINCIAL AUDITOR
MASTER RECORDS OFFICIAL: FINANCIAL MANAGEMENT

NATIONAL TREASURY REGULATION, 2005 (AS AMENDED) DELEGATIONS OF POWERS ENTRUSTED OR DELEGATED TO THE MINISTER OF FINANCE AS HEAD OF TREASURY IN TERMS OF THE PUBLIC FINANCE MANAGEMENT ACT, 1999 (ACT 1 OF 1999)

1. The Minister of Finance, Economic Development and Tourism, as Head of Treasury, has delegated the powers entrusted or delegated to him in terms of sub-sections 20(1) and 20(2)(b) of the Public Finance Management Act, 1999 (Act 1 of 1999) (the PFMA) to the Head Official: Provincial Treasury and authorised him to further sub-delegate the said powers to Treasury Officials, the Holder of a Specific Post, Accounting Officers and Accounting Authorities in the province.
2. The powers delegated as well the limitations or conditions applicable to the exercising of such powers, must be strictly complied with.
3. The Treasury official, to whom powers have been delegated, must familiarise him/herself with all applicable directives before granting any authorisation/approval.

4. When exercising delegated powers, officials must indicate their initials, surname and rank in print, or by rubber stamp, below their signature. In this way responsibility may be determined, if and when necessary. The reference number of the appropriate delegation must be specified when granting authorisation /approval.
5. Each Director must ensure that all Treasury officials within his/her Directorate acknowledge receipt, in writing, of these delegations and a copy of this circular.



HEAD OFFICIAL: PROVINCIAL TREASURY

DATE: 2011/09/16

**PROVINCE OF THE WESTERN CAPE
PROVINCIAL TREASURY**

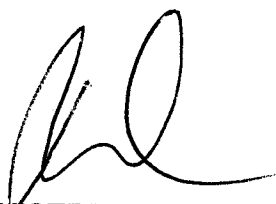
DELEGATIONS OF POWERS ENTRUSTED OR DELEGATED TO THE MINISTER OF FINANCE AS HEAD OF TREASURY, TO THE HEAD OFFICIAL: PROVINCIAL TREASURY AND AUTHORISATION TO FURTHER SUB - DELEGATE SAID POWERS TO TREASURY OFFICIALS, THE HOLDER OF A SPECIFIC POST IN THE TREASURY, ACCOUNTING OFFICERS AND ACCOUNTING AUTHORITIES IN THE PROVINCE OF THE WESTERN CAPE

Under the powers vested in me by sections 20(1) and 20(2) of the Public Finance Management Act, 1999 (1 of 1999) – [the Act], I, Alan Winde, Provincial Minister (Member of the Executive Council) of the Province of the Western Cape responsible for financial matters and as the Head of the Treasury, hereby delegate to the Head Official: Provincial Treasury, the powers entrusted or delegated to me by the Act, as well as to authorise in terms of section 20(2)(b) of the Act the further sub-delegation of the delegated powers to treasury officials, the holder of a specific post in the treasury, accounting officers and authorities, as attached in the schedule.

When exercising these delegations the Head Official: Provincial Treasury must use his / her discretion to ensure that his / her position as an Accounting Officer is not compromised.

All duties performed prior to the signature of these Delegations, which could be done in terms of these delegations must be regarded as having been done in terms of these Delegations.

Signed at CAPE TOWN this15th.....day ofSeptember.....2011.



MINISTER OF FINANCE, ECONOMIC DEVELOPMENT AND TOURISM

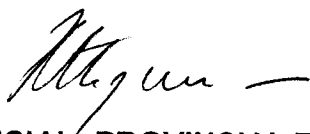
**PROVINCE OF THE WESTERN CAPE
PROVINCIAL TREASURY**

DELEGATIONS OF POWERS ENTRUSTED OR DELEGATED TO THE MINISTER OF FINANCE, AS HEAD OF TREASURY, TO THE HEAD OFFICIAL: PROVINCIAL TREASURY AND AUTHORISATION TO FURTHER SUB - DELEGATE SAID POWERS TO TREASURY OFFICIALS, THE HOLDER OF A SPECIFIC POST IN THE TREASURY, ACCOUNTING OFFICERS AND ACCOUNTING AUTHORITIES IN THE PROVINCE OF THE WESTERN CAPE

Under the powers vested in me by the above delegation and subsequent authorisation in terms of section 20(1) and 20(2)(b) of the Public Finance Management Act, 1999 (1 of 1999) – [the Act], by the Head of Provincial Treasury, I, Johann C Stegmann as the Head Official: Provincial Treasury, hereby sub-delegate such powers delegated to me by the Head of Treasury, to treasury officials, the holder of a specific post in the treasury, accounting officers and accounting authorities, as attached in the schedule.

Anything done prior to the signature date of these Delegations, which could be done in terms of these delegations, must be regarded as having been done in terms of these delegations.

Signed at CAPE TOWN this¹⁵.....day of*September*.....2011.




HEAD OFFICIAL: PROVINCIAL TREASURY

PROVINCE OF THE WESTERN CAPE

DELEGATION OF POWERS ENTRUSTED OR DELEGATED TO THE MINISTER OF FINANCE TO THE HEAD OFFICIAL: PROVINCIAL TREASURY AS WELL AS THE AUTHORISATION FOR THE FURTHER SUB-DELEGATION OF SAID POWERS TO TREASURY OFFICIALS OR THE HOLDER OF A SPECIFIC POST IN THE TREASURY

NATIONAL TREASURY REGULATIONS, 2005 (as amended in February 2007)

Item No.	Treasury Regulation	Cryptic Description of Power	Delegated to	Lowest level sub-delegated to	Limitations or Conditions
		CORPORATE MANAGEMENT			
1	2.1.1	To direct otherwise that each institution must have a chief financial officer serving on the senior management team.	Head Official: Provincial Treasury.		Not to be sub-delegated
		INTERNAL CONTROL			
2	3.1.1	May direct that institutions share audit committees. If such a determination is made, the Auditor-General must be informed within 30 days of the determination.	Head Official: Provincial Treasury.		Not to be sub-delegated
3	3.1.3	In the case of a shared audit committee, the head of the relevant treasury must appoint audit committee members after consultation with the relevant executive authorities.	Head Official: Provincial Treasury.		Not to be sub-delegated
4	3.2.3	May direct that institutions share internal audit functions. If such a determination is made, the Auditor-General must be informed within 30 days of the determination.	Head Official: Provincial Treasury.		Not to be sub-delegated
		FINANCIAL MISCONDUCT			
5	4.1.3	Must ensure that the relevant executive authority			Not to be sub-delegated

Date: 15/09/2011 MEC A R Winde: 

Date: 20/09/15 Dr JC Stegmann: 

The exercise of these delegations is subject to appropriate collaboration with other sections within the Provincial Treasury, as applicable, relevant practice notes, instructions, other prescripts, frameworks and norms and standards.

Anything done in terms of prior delegations and instructions, which could be done in terms of these delegations, must be regarded as having been done in terms of these delegations.

PROVINCE OF THE WESTERN CAPE

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Item No.	Treasury Regulation	Cryptic Description of Power	Delegated to	Lowest level sub-delegated to	Limitations or Conditions
6	4.1.4	<p>initiates an investigation into the matter and if the allegations are confirmed, holds a disciplinary hearing in accordance with the prescripts applicable and agreements applicable in the public service.</p> <p>May –</p> <p>(a) direct that an official other than an employee of the institution conducts the investigation; or</p> <p>(b) issue any reasonable requirement regarding the way in which the investigation should be performed.</p>	Head Official: Provincial Treasury	Senior Manager: Corporate Governance	
7	4.2.2	May direct an institution to lay criminal charges against any person should an accounting officer fail to take appropriate action.	Head Official: Provincial Treasury	Senior Manager: Corporate Governance	
8	6.3.1	<p>BUDGETING AND RELATED MATTERS</p> <p>For purposes of section 43(1) of the Act –</p> <p>(a) compensation of employees and transfers and subsidies to other institutions, excluding transfers and subsidies to other levels of government for purposes of paying levies and taxes imposed by</p>	Head Official: Provincial Treasury	DDG: Fiscal and Economic Services	

Date: 15/09/2011 MEC A R Winde:

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NATIONAL TREASURY REGULATIONS, 2005 (as amended in February 2007)

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9	6.4.1	<p>legislation, may not be increased without approval of the relevant treasury;</p> <p>(b) new transfers and subsidies to other institutions may not be introduced without the approval of the relevant treasury;</p> <p>(c) allocations earmarked by the relevant treasury for a specific purpose (excluding compensation of employees) may not be used for other purposes, except with its approval, and</p> <p>(d) virement of funds from compensation of employees to transfers and subsidies for the payment of severance/exit packages are excluded from the provisions of (a) and (b).</p>			
10	6.4.3	<p>May approve that funds that were appropriated, but not spent in a particular financial year, be rolled over to a subsequent year.</p> <p>Funds for a specific purpose may not be rolled over for more than one financial year, unless approved in advance by the relevant treasury.</p>	<p>Head Official: Provincial Treasury</p>	<p>Head: Public Finance</p>	

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NATIONAL TREASURY REGULATIONS, 2005 (as amended in February 2007)

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11	6.5.1	Where a function is to be transferred between votes during a financial year, the relevant treasury must be consulted in advance, to facilitate any request for the resulting transfer of funds voted for that function in terms of section 33 of the Act. In the absence of agreement between the affected departments on the amount of funds to be transferred, the relevant treasury will determine the funds to be shifted.	Head Official: Provincial Treasury	Head: Public Finance	
12	6.5.3	Before seeking formal approval from the Minister of Public Service and Administration or the Premier of a province for any transfer of functions to another sphere of government, the transferring accounting officer must first seek the approval of the relevant treasury or treasuries on any funding arrangements.	Head Official: Provincial Treasury	Head: Public Policy Services	In liaison with Head: Public Finance
13	6.6.2	The department requesting additional funds through an adjustments budget must submit a memorandum to treasury, the Cabinet/EXCO Secretariat and any treasury committee of the Cabinet/EXCO, on a date determined by treasury.	Head Official: Provincial Treasury	Senior Manager: Provincial Government Finance	

Date: 15/09/2011 MEC A R Winde:

Date: 20/09/11 Dr JC Stegmann:

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NATIONAL TREASURY REGULATIONS, 2005 (as amended in February 2007)

Item No.	Treasury Regulation	Cryptic Description of Power	Delegated to	Lowest level sub-delegated to	Limitations or Conditions
14	7.3.1	<p>REVENUE MANAGEMENT</p> <p>The accounting officer of an institution must review, at least annually when finalising the budget, all fees, charges or the rates, scales or tariffs of fees and charges that are not or cannot be fixed by any law and that relate to revenue accruing to a revenue fund. The accounting officer must obtain approval from treasury for the proposed tariff structure.</p> <p>EXPENDITURE MANAGEMENT</p> <p>Must settle a dispute arising over which vote or main division of a vote should be charged with any particular expenditure and determine the vote or main division against which the expenditure must be charged.</p> <p>ASSET MANAGEMENT</p> <p>Where any money, property or right accrues to the state by operation of law (<i>bonavacantia</i>), treasury may</p>	Head Official: Provincial Treasury	Senior Manager: Public Finance Policy Research and Modelling	In liaison with all Senior Managers
15	8.7.1		Head Official: Provincial Treasury	Head: Public Finance	
16	10.2.1		Head Official: Provincial Treasury		Not to be sub-delegated.

Date: 15/09/2011 MEC A R Winde:

Date: 20/09/15 Dr JC Stegmann:

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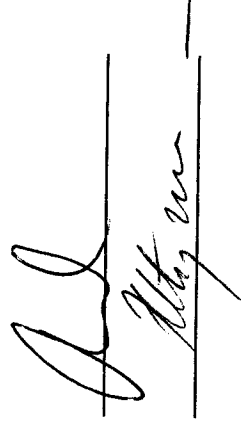
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NATIONAL TREASURY REGULATIONS, 2005 (as amended in February 2007)

Item No.	Treasury Regulation	Cryptic Description of Power	Delegated to	Lowest level sub-delegated to	Limitations or Conditions
17	12.1.2	<p>exercise all powers, authority and prerogatives, and fulfil any obligation on behalf of the state.</p> <p>Notwithstanding paragraph 12.1.1, the accounting officer of an institution may (if deemed economical and based on a risk assessment) insure motor vehicles, including hired vehicles, or such other movable assets determined by treasury, but the insurance premium cost may not exceed R250 000 a year on that vote, unless otherwise approved by the relevant treasury.</p>	Head Official: Provincial Treasury	Senior Manager: Provincial Government Finance	In liaison with Senior Manager: Movable Asset Management

Date: 15/09/2011 MEC A R Winde:

Date: 2011/09/15 Dr JC Stegmann:



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NATIONAL TREASURY REGULATIONS, 2005 (as amended in February 2007)

Item No.	Treasury Regulation	Cryptic Description of Power	Delegated to	Lowest level sub-delegated to	Limitations or Conditions
18	13.1.3	LOANS, GUARANTEES AND OTHER COMMITMENTS Should the accounting officer be responsible for transgressions with regard to borrowings, guarantees, securities or indemnities, treasury must, as soon as it becomes aware of the transgression, initiate appropriate misconduct or criminal proceedings against the accounting officer.			Not to be delegated
19	15.1.1	BANKING, CASH MANAGEMENT AND INVESTMENT Responsible for the effective and efficient management of its revenue fund.	Head Official: Provincial Treasury	DDG: Fiscal and Economic Services	
20	15.1.2	Must ensure that its revenue fund always has sufficient money for appropriated expenditure and direct charges to meet the progressive cash flow requirements.	Head Official: Provincial Treasury	DDG: Fiscal and Economic Services	
21	15.2.3	Each head of a provincial treasury must nominate one bank account, which is under the control of the provincial treasury and is part of the provincial	Head Official: Provincial Treasury	DDG: Fiscal and Economic Services	

Date: 15/09/2011 MEC A R Winde:

Date: 20/09/15 Dr JC Stegmann:

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NATIONAL TREASURY REGULATIONS, 2005 (as amended in February 2007)

Item No.	Treasury Regulation	Cryptic Description of Power	Delegated to	Lowest level sub-delegated to	Limitations or Conditions
		revenue fund, as the accredited account into which all transfers from national departments must be deposited.			
22	15.2.4	If the accounting officer for a department necessitates a separate bank account, the treasury may approve one sub-account within the Paymaster-General account of the relevant revenue fund.	Head Official: Provincial Treasury	Senior Manager: Public Finance Policy Research and Modelling	
23	15.3.2	Money deposited into the Paymaster-General account must immediately be available to treasury for funding expenditure or investment according to its central cash management responsibilities.	Head Official: Provincial Treasury	Senior Manager: Public Finance Policy Research and Modelling	
24	15.6.1	May, in accordance with section 24 of the Act, temporarily invest surplus money in the provincial revenue fund in an account in South Africa, approved as part of the bank account configuration of the fund.	Head Official: Provincial Treasury	Senior Manager: Public Finance Policy Research and Modelling	
25	15.7.1	May determine time-scales for requesting transfer of appropriated funds by accounting officers.	Head Official: Provincial Treasury	Senior Manager: Public Finance Policy Research and Modelling	

Date: 15/09/2011 MEC A R Winde:

Date: 20/10/15 Dr JC Stegmann:

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NATIONAL TREASURY REGULATIONS, 2005 (as amended in February 2007)

Item No.	Treasury Regulation	Cryptic Description of Power	Delegated to	Lowest level sub-delegated to	Limitations or Conditions
26	15.9.1	Must account daily for the cash movements of all bank accounts in the books of its revenue fund.	Head Official: Provincial Treasury	Senior Manager: Public Finance Policy Research and Modelling	
27	15.10.2.2	Must submit to the National Treasury, by the 15 th working day of March, projections of their expenditure, revenue and borrowings, in a format determined by the National Treasury.	Head Official: Provincial Treasury	DDG: Fiscal and Economic Services	
28	15.10.2.3	Once such amounts have been approved, modified as necessary after consultation with the relevant treasury, the accounting officer may not draw from the provincial revenue fund more than the amount approved for a month, without prior written approval from the relevant treasury.	Head Official: Provincial Treasury	Senior Manager: Public Finance Policy Research and Modelling	
29	15.10.2.4	Should the accounting officer need to adjust the approved projections, the proposed adjustments must be motivated to the relevant treasury for evaluation against the availability of funds in the Exchequer.	Head Official: Provincial Treasury	Senior Manager: Public Finance Policy Research and Modelling	
30	15.10.3.1	Institutions may not open a bank account without the written approval of the relevant treasury. Only bank	Head Official:	Senior Manager: Public Finance Policy	

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Item No.	Treasury Regulation	Cryptic Description of Power	Delegated to	Lowest level sub-delegated to	Limitations or Conditions
		accounts approved after 1 April 2001 shall be considered as valid.	Provincial Treasury	Research and Modelling	
31	15.12.3	All payments in excess of R2 000 must be effected electronically unless otherwise approved by the relevant treasury.	Head Official: Provincial Treasury	Senior Manager: Supporting and Interlinked Financial Systems	
32	16A7.1	Disposal of movable assets must be at market-related value or by way of price quotations, competitive bids or auction, whichever is most advantageous to the state unless determined otherwise by the relevant treasury.	Head Official: Provincial Treasury	Senior Manager: Movable Asset Management	
33	16A7.3	Any sale of immovable state property must be at market-related value, unless the relevant treasury approves otherwise.	Head Official: Provincial Treasury	Head: Public Finance	
34	16A7.4	The letting of immovable state property (excluding state housing for officials and political office bearers) must be at market-related tariffs, unless the relevant treasury approves otherwise. No state property may be let free of charge without the prior approval of the relevant treasury.	Head Official: Provincial Treasury	Senior Manager: Immovable Asset Management	

Date: 15/09/2011 MEC A R Winde:

Date: 20/09/15 Dr JC Stegmann:

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Item No.	Treasury Regulation	Cryptic Description of Power	Delegated to	Lowest level sub-delegated to	Limitations or Conditions
35	16A9.3	Must establish a mechanism:- (a) to receive and consider complaints regarding alleged non-compliance with the prescribed minimum norms and standards; and (b) to make recommendations for remedial actions to be taken if non-compliance of any norms and standards is established, including recommendations of criminal steps to be taken in the case of corruption, fraud or other criminal offences.	Head Official: Provincial Treasury	Head: Asset Management	In liaison with the Head: Public Finance and Senior Manager: Corporate Governance
36	16A11.1	May request supply chain management information from the accounting officer or accounting authority as required.	Head Official: Provincial Treasury	All line managers	
37	16A11.2	Must submit to the National Treasury such supply chain management information as the National Treasury may require.	Head Official: Provincial Treasury	In respect of movable assets: Senior Manager: Movable Asset Management In respect of immovable assets: Senior Manager:	

Date: 15/09/2011 MEC A R Winde:

Date: 21/09/15 Dr JC Stegmann:

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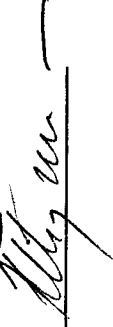
DELEGATION OF POWERS ENTRUSTED OR DELEGATED TO THE MINISTER OF FINANCE TO THE HEAD OFFICIAL: PROVINCIAL TREASURY AS WELL AS THE AUTHORISATION FOR THE FURTHER SUB-DELEGATION OF SAID POWERS TO TREASURY OFFICIALS OR THE HOLDER OF A SPECIFIC POST IN THE TREASURY

NATIONAL TREASURY REGULATIONS, 2005 (as amended in February 2007)

Item No.	Treasury Regulation	Cryptic Description of Power	Delegated to	Lowest level sub-delegated to	Limitations or Conditions
38	16A12.1	Interim Arrangement: Issue treasury instructions that a department may continue to make use of existing procurement processes through the relevant Tender Boards or other provincial procurement authorities (whichever applicable), should such a department lack the capacity to fully comply with these regulations.	Head Official: Provincial Treasury	Immovable Asset Management Senior Manager: Movable Asset Management	In liaison with the DDG: Governance and Asset Management

Date: 15/09/2011 MEC A R Winde:

Date: 2011/09/15 Dr JC Stegmann:

The exercise of these delegations is subject to appropriate collaboration with other sections within the Provincial Treasury, as applicable, relevant practice notes, instructions, other prescripts, frameworks and norms and standards.

Anything done in terms of prior delegations and instructions, which could be done in terms of these delegations, must be regarded as having been done in terms of these delegations.

PROVINCE OF THE WESTERN CAPE

DELEGATION OF POWERS ENTRUSTED OR DELEGATED TO THE MINISTER OF FINANCE TO THE HEAD OFFICIAL: PROVINCIAL TREASURY AS WELL AS THE AUTHORISATION FOR THE FURTHER SUB-DELEGATION OF SAID POWERS TO TREASURY OFFICIALS OR THE HOLDER OF A SPECIFIC POST IN THE TREASURY

NATIONAL TREASURY REGULATIONS, 2005 (as amended in February 2007)

Item No.	Treasury Regulation	Cryptic Description of Power	Delegated to	Lowest level sub-delegated to	Limitations or Conditions
		MONTHLY AND ANNUAL REPORTS			
39	18.1.2	Must submit a statement to the National Treasury on actual revenue and expenditure with regard to its revenue fund before the 22nd day of each month in the format determined by the National Treasury. Such a statement must include a certificate to the effect that the information supplied has been verified by the head official of the provincial treasury.	Head Official: Provincial Treasury	Head: Public Finance	In liaison with: DDG: Governance and Asset Management; DDG: Fiscal and Economic Services and Provincial Accountant General
		TRADING ENTITIES			
40	19.4.1	May only establish a trading entity after consultation with the National Treasury.	Head Official: Provincial Treasury	Head: Public Finance	In liaison with all Senior Managers
41	19.5.1	The capital requirements of the trading entity must be determined in consultation with the relevant treasury, and increases in such requirements are also subject to the treasury approval.	Head Official: Provincial Treasury	Head: Public Finance	In liaison with all Senior Managers
42	19.5.2	In determining charges for goods or services, the head of the trading entity must aim to recover the full cost of providing the goods or services, unless the relevant treasury approves lower charges.	Head Official: Provincial Treasury	Senior Manager: Public Finance Policy Research and Modelling	In liaison with the Senior Manager: Provincial Government Finance and/Senior Manager:

Date: 15/09/2011 MEC A R Winde:

Date: 20/09/11 Dr JC Stegmann:

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NATIONAL TREASURY REGULATIONS, 2005 (as amended in February 2007)

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43	19.5.3	The head must review rates for user charges at least annually before the budget, and any tariff increases are subject to approval by the relevant treasury.	Head Official: Provincial Treasury	Senior Manager: Public Finance Policy Research and Modelling	Budget Management In liaison with the Senior Manager: Provincial Government Finance and Senior Manager: Budget Management
44	19.6.1	When assets are disposed of other than in the ordinary course of the business of the trading entity, the relevant treasury must approve the transaction.	Head Official: Provincial Treasury	Senior Manager: Movable Asset Management	In liaison with Senior Manager: Immovable Asset Management
45	19.7.1	An accounting officer of a department operating a trading entity must, at the end of each financial year and after books of account have been closed, declare any surplus or deficit to the relevant treasury. Treasury may apply such surplus to reduce any proposed allocation to the trading entity, or require that all or part of it be re-deposited in the Exchequer bank account.	Head Official: Provincial Treasury	Senior Manager: Provincial Accounting	In liaison with Senior Manager: Budget Management, Senior Manager: Public Finance Policy Research and Modeling and Senior Manager: Provincial Government Finance
46	19.8.3	May direct that the annual report and financial statements of the trading entity be incorporated into those of the department responsible for that trading	Head Official: Provincial Treasury	Provincial Accountant General	

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NATIONAL TREASURY REGULATIONS, 2005 (as amended in February 2007)

Item No.	Treasury Regulation	Cryptic Description of Power	Delegated to	Lowest level sub-delegated to	Limitations or Conditions
47	21.3.1	entity. Must grant approval before institutions offer or accept any gifts or donations of immovable property.	Head Official: Provincial Treasury	DDG: Fiscal and Economic Services	
48	22.1.3	PAYMENTS, REFUNDS AND REMISSIONS AS AN ACT OF GRACE Must make the decision where there is doubt as to whether an amount may be written off in terms of clause 11.4 of these Regulations, or should be treated as a remission as an act of grace.	Head Official: Provincial Treasury	DDG: Governance and Asset Management	
		PART 9: PUBLIC ENTITIES			
		INTERNAL CONTROL AND CORPORATE MANAGEMENT			
49	27.3.1	To direct otherwise that each public entity listed in Schedule 3C of the Act shall have a chief financial officer as the head of the finance division.	Head Official: Provincial Treasury		Not to be sub-delegated
50	29.1.5	CORPORATE PLANNING, SHARE-HOLDER'S COMPACTS AND ANNUAL BUDGETS To forward to the National Treasury --	Head Official:	Senior Manager:	

Date: 15/09/2011 MEC A R Winde: 

Date: 2011/09/15 Dr JC Stegmann: 

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NATIONAL TREASURY REGULATIONS, 2005 (as amended in February 2007)

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		(a) a copy of the corporate plan and approved borrowing plan; (b) quarterly updates reflecting actual borrowing for that quarter; and (c) any update in the borrowing programme of Schedule 3D provincial government business enterprises that are authorised to borrow.	Provincial Treasury	Public Finance Policy Research and Modelling	
51	33.1.4	May, after consultation with the executive authority, – (a) direct that a person other than an employee of the public entity conducts the investigation; (b) issue any reasonable requirement regarding the way in which the investigation should be performed.	Head Official: Provincial Treasury		Not to be sub-delegated
52	33.2.2	May direct a public entity to lay charges of criminal financial misconduct against any person should an accounting authority fail to take appropriate action.	Head Official: Provincial Treasury		Not to be sub-delegated

Date: 15/09/2011 MEC A R Winde:

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**PROVINCIAL TREASURY
PROVINSIALE TESOURIE
UNONDYEBO WEPHONDO**

**DEPARTMENT STRUCTURE
Date: August 2011**

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Corporate Services

Fiscal and Economic Services

Governance and Asset Management