

## NATIONAL ASSEMBLY

---

### NOTICE OF QUESTION

Honorable Mike Kavekatora (**Signature**):.....

I give notice that on **Thursday, 8<sup>th</sup> October 2015** I shall ask the **Minister of Public Enterprises, Honorable Leone Jooste**, the following relating to the State Owned Enterprises Governance Act of 2006, Act No 2 of 2006. It is understood and recorded that the Secretariat of the State Owned Enterprises Governance Council had been transferred to the new Ministry of Public Enterprises.

Honorable Speaker, allow me the indulgence to walk Honorable Jooste through the brief landscape, for the Honorable Minister to better appreciate the context of my questions. The Act in question will for all intents and purposes, become obsolete with the creation of the Ministry of Public Enterprises because, the new Ministry will take over the functions of the SoE Governance Council. In so doing, those functions set out in Part II, sections 2 to 8, will in effect form the basis of the mandate of the new Ministry.

1. Honorable Minister Jooste, you are on record that some of the Chief Executive Officers of SoEs have failed to either acknowledge receipt of or respond to your request for information on their respective businesses and operations. Of those in the Schedule to the Act, which SoEs responded and which did not respond to your request for information?
2. How many of those not cited in the Schedule did respond to your request and how many did not attend to your request?
3. Considering that the Act in question neither provides punitive nor disciplinary measures to be taken in respect of non-compliance, what actions have you taken in respect of the Chief Executive Officers, who failed or ignored your directive?
4. The Act in question, in Part IV, section 26 requires Annual Reports and audited financial statements to be presented within a specified timeline (the specific timeline in actual fact is six months after year-end), what has been your experience to date in respect of compliance or non-compliance of this legal provision?

5. The total number of SoEs is really not known, could you provide this august House with the actual operative SoEs?
6. Finally, considering that non-compliance with these legal provisions of three months limitation after year-end, what actions had been taken for past transgressions, and what relevant, proportionate and appropriate actions do you intend to take for both SoE listed in Schedule1 of the State Owned Enterprises Governance Act of 2006, Act No 2 of 2006, and those which benefit from subventions, if any?

I so move.