



# SWAZILAND GOVERNMENT GAZETTE EXTRAORDINARY

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### PART C - LEGAL NOTICE

22. The Commission of Enquiry into the Operations of the Central Transport  
Administration Notice, 2007..... S1

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PUBLISHED BY AUTHORITY

LEGAL NOTICE NO. 22 OF 2007

THE COMMISSIONS OF ENQUIRY ACT, 1963  
(Act No. 35 of 1963)

THE COMMISSION OF ENQUIRY INTO THE OPERATIONS  
OF THE CENTRAL TRANSPORT ADMINISTRATION  
NOTICE, 2007  
(Under Section 3)

In exercise of the powers conferred by Section 3 of the Commission of Enquiry Act, 1963, The Prime Minister issues the following Notice:

***Citation and Commencement***

1. This Notice may be cited as the Commission of Enquiry into the Operations of the Central Transport Administration (hereinafter referred to as (CTA) Notice, 2007 and shall come into force on publication in the Gazette.

***Establishment of the Commission***

2. (1) There is established a commission to conduct a forensic investigation into the operations of the Central Transport Administration.

(2) The commission shall consist of the following members from KPMG:

- |                         |                |
|-------------------------|----------------|
| (i) Kevin West          | - Commissioner |
| (ii) Johan van der Walt | - Member       |
| (iii) Duncan Hendry     | - Member       |
| (iv) Yvonne Gittins     | - Member       |
| (v) Caroline Sullivan   | - Member       |
| (vi) Stefanus Louw      | - Secretary    |

***Functions of the Commission***

3. (1) The Commission shall investigate and enquire into the operations of the Central Transport Administration, whether or not it has conducted itself in terms of the law, regulations and practice.

(2) Without derogating from sub section (1) the Commission shall further -

- (a) investigate the tendering process and authorization of the awarding of contract agreements between CTA and private garages or companies or persons and procurement of spare parts, vehicles and services;
- (b) evaluate the effectiveness of the fleet management;
- (c) evaluate the efficiency of the general administration and cost effectiveness of the operations of CTA;

- (d) evaluate the cost of the service or repair work done by the service providers vis a vis the cost where the service had been performed within CTA;
- (e) evaluate the book value of vehicles against the cost of repairs of the vehicles at the time of the repairs;
- (f) investigate the procurement procedures and utilization of specialized equipment at CTA;
- (g) investigate the procedures followed in the outsourcing of vehicles;
- (h) verify the allegations of collusion between officers at CTA and suppliers;
- (i) audit the quantity of spares procured against the repairs and maintenance undertaken at the CTA workshops;
- (j) evaluate the stock verification system and verify allegations of payment for undelivered goods;
- (k) investigate the procedures followed in the procurement of the fuel management system;
- (l) investigate and compare the impact of having CTA listed as a parastatal under The Public Enterprises (Control and Monitoring) Act, 1989, as well as a Department under the Ministry of Public Works and Transport;
- (m) undertake an audit of the following -
  - (i) Composition (including skills profile) and utilization of CTA staff;
  - (ii) Wage bill for mechanical personnel versus the cost of outsourcing services and repairs;
  - (iii) Economic effectiveness and efficiency of the fuel management system;
  - (iv) Control and accounting for spare parts;
  - (v) Strengths and weaknesses of internal controls.

3. The commission shall prepare a comprehensive report and make recommendations as to whether there are persons involved in any wrongdoing or breach of any law or regulations who should be charged with an offence, disciplined or surcharged.

***Period Covered by Investigation***

4. The investigation will cover the financial years 2006/2007, 2005/2006, 2004/2005 and 2003/2004 (if necessary).

***Duration of Enquiry***

5. (1) The Commission shall deliver a comprehensive report to the Prime Minister within 90 working days.

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(2) The Prime Minister may extend the date on which the commission will submit its findings.

**ABSALOM THEMBA DLAMINI**  
*PRIME MINISTER*

**The Government Printer, Mbabane**