No.0464 - 2023: Fifth Session, Sixth Legislature

**GAUTENG PROVINCIAL LEGISLATURE**

**========================**

**ANNOUNCEMENTS,**

**TABLINGS AND**

**COMMITTEE REPORTS**

**========================**

Tuesday, 05 December 2023

# ANNOUNCEMENTS

none

# TABLINGS

none

**COMMITTEE REPORTS**

**1. The Chairperson of the Community Safety Portfolio Committee, Dr. B E W Masuku, tabled the Committee’s Oversight Report on** **the Annual Report of the Department of Community Safety for the 2022/2023 financial year, as attached:**

**COMMUNITY SAFETY COMMITTEE OVERSIGHT REPORT ON THE ANNUAL REPORT OF THE DEPARTMENT OF COMMUNITY SAFETY FOR THE 2022/23 FINANCIAL YEAR**

| **Committee Details** | | | **Department Details** | | |
| --- | --- | --- | --- | --- | --- |
| **Name of Committee** | **Community Safety Portfolio Committee** | | **Name of Department** | **Department of Community Safety** | |
| **Financial Year** | **2022/23 FY** | | **Dept. Vote No.** | **Vote 10** | |
|  |  | | **MEC** | **Hon. Faith Mazibuko** | |
| **Committee Approvals** | | | | | |
|  | **Name:** | **Signed** | | | **Date:** |
| **Hon. Chairperson** | **Hon. Bandile Masuku** |  | | | **01st December 2023** |
| **Adoption and Tabling** | | | | | |
| **Date of Final Adoption by Committee:**  **01st December 2023** | | **Scheduled date of House Tabling:**  **06th December 2023** | | | |
|  | |  | | | |

Contents

[1. ABBREVIATIONS 3](#_Toc152056400)

[2. EXECUTIVE SUMMARY 4](#_Toc152056401)

[3. INTRODUCTION 5](#_Toc152056402)

[4. PROCESS FOLLOWED 5](#_Toc152056403)

[5. COMPLIANCE AND QUALITY 6](#_Toc152056404)

[6. OVERSIGHT ON STRATEGIC PRIORITIES 6](#_Toc152056405)

[6.2 Measurement of service delivery impact / Achievement 6](#_Toc152056406)

[7. OVERSIGHT ON TECHNICAL PERFORMANCE 6](#_Toc152056407)

[7.1 Achievement of APP predetermined objectives 6](#_Toc152056408)

[7.2 Programme Information 6](#_Toc152056409)

[8 OVERSIGHT ON BUDGET EXPENDITURE 9](#_Toc152056410)

[9 OVERSIGHT ON PERFORMANCE VERIFICATION 10](#_Toc152056411)

[10 FINDINGS, CONCERNS AND RECOMMENDATIONS 10](#_Toc152056412)

[11 ACKNOWLEDGEMENTS 11](#_Toc152056413)

[12 ADOPTION 11](#_Toc152056414)

# ABBREVIATIONS

|  |  |
| --- | --- |
| **Abbreviation** | **Full Wording** |
| APP | Annual Performance Plan |
| Assault GBH | Assault with grievous bodily harm |
| CJS | Criminal Justice System |
| CPFs | Community Police Forums |
| CSFs | Community Safety Forums |
| DVA | Domestic Violence Act |
| GBV | Gender Based Violence |
| GBVF | Gender-based Violence and Femicide |
| GSS | Gauteng Safety Strategy |
| IPID | Independent Police Investigative Directorate |
| LAEs | Law enforcement Agencies |
| MPDs | Metro Police Departments |
| PFMA | Public Finance Management Act |
| PICC | Provincial Integrated Commander Centre |
| PWDs | People living with Disabilities |
| QRS | Quarterly Review Session |
| SAPS | South African Police Service |
| SOM | Sector Oversight Model |
| VFRs | Victim Friendly Rooms |

**COMMUNITY SAFETY PORTFOLIO COMMITTEE**

**06 December 2023,**

The Chairperson of the Community Safety Portfolio Committee, Hon. Bandile Masuku, tables the Committee’s Oversight Report on the 2022/23 Annual Report of the Department of Community Safety as follows:

# EXECUTIVE SUMMARY

The Committee tables its oversight report on the assessment of the Annual Performance Report of the Department of Community Safety for the 2022/23 Financial Year.

The Department achieved 46 targets of the 59 targets which were planned for the year under review. The achievement represents 94% target achievement. The three main programmes performed as follows; Administration achieved 73%, whilst Provincial Secretariat and Traffic Management recorded 100% achievement, respectively.

In respect to financial performance, the Department had spent **R1.188 billion** of the R1.3 billion which was allocated for the financial year, marking 86% expenditure. The budget expenditure per programme is as follows; Programme One: Administration spent R189.4 million which is 98% of its allocated budget, Programme Two: Provincial Secretariat spent R239 million, marking 89% expenditure and Programme Three: Traffic Management spent R760.2 million, marking 83% expenditure.

The Committee noted that the Department continued its efforts to monitor performance of Law Enforcement Agencies (LAEs); however, it had also noted with great concern the lack of integrated policing efforts amongst the various LAEs. The Committee noted that the Department embarked on the process of developing the 2024-2029 Gauteng Safety Strategy (GSS) and policing priorities. Through the strategy the Department must put great emphasis on effective coordination and integrated policing by all LEAs.

The GSS must also place emphasis on effective policing and by-law enforcement to ensure crime reduction, particularly by-law enforcement around places of entertainment. The quarterly crime statistics reports have demonstrated that most contact crimes such as common assault, assault GBH, rape, murder and attempted murder were committed around places of entertainment, mainly taverns and shebeens, Furthermore, through the Criminal Justice System (CJS) coordination, emphasis must be placed on duly prosecution of by-law enforcement infringements.

The Committee further noted that in this financial year, additional 50 policing vehicles and 4 mobile police stations were procured by the Department and handed over to the provincial SAPS, to enhance police visibility and the quality of policing.

The Department also continued to provide support to victims of Gender-Based Violence and Femicide (GBVF) through the various support services offered at Ikhaya Lethemba, Green Door facilities and Victim Friendly Rooms (VFRs). Through the GBVF Community Awareness Programme, 193 117 households were reached to educate citizens about GBVF related matters and 1 769 GBVF related matters were identified within households and were referred to various support structures for intervention. To date, 38 Green Door facilities were rolled-out across the province to enhance victim support.

Whilst the Committee noted from the report that various crime prevention operations and school safety interventions were conducted, it was concerned about the constant violent crimes committed within communities and at schools across the province.

Furthermore, as we approach the festive season, the Committee urges the Department jointly with all LAEs to implement an integrated strategy to ensure safety on the roads across the province and minimise road crashes and fatalities.

# INTRODUCTION

The Community Safety Portfolio Committee has an oversight responsibility to ensure that the Gauteng Department of Community Safety achieves national outcome 3; “people in Gauteng are and feel safe”. To fulfil its responsibility; the Committee conducts continuous assessments of the Department’s performance.

An assessment of the 2022/23 Annual Report of the Gauteng Department of Community Safety was conducted to determine the levels of performance for the financial year. The assessment was conducted in line with the Gauteng Provincial Legislature’s Sector Oversight Model (SOM). The Model puts emphasis on the assessment of the relationship between policy priorities, the budget, the projected outputs, and outcomes of Gauteng Provincial Government Departments.

The Department has three main programmes namely, Administration, Provincial Secretariat and Traffic Management. All the programmes were assessed respectively, to determine the Department’s efficiency of allocated resources, the level of service delivery and impact of services rendered to the people in ensuring safer communities.

This oversight report thus provides a summary of the Committee’s findings on the overall performance of the Department. Also, contained in the report are areas of concern and recommendations aimed at ensuring improved delivery of services.

# PROCESS FOLLOWED

4.1. The Speaker of the Gauteng Provincial Legislature Hon. L Mekgwe formally referred the 2022/23 Annual Report of the Gauteng Department of Community Safety to the Portfolio Committee on 31st August 2023 for consideration, deliberation, and reporting.

4.2 The Committee convened a virtual meeting on 24th October 2023, to receive and deliberate on the Researcher Analysis of the 2022/23 Annual Performance of the Department of Community Safety.

4.3 The Committee further engaged with the Department of Community Safety at meeting held on 16th November 2023 in Soshanguve, Tshwane. This meeting was intended to further engage with the Department and seek clarity were required on its performance for the year under review. As part of encouraging public involvement, residents of Soshanguve and its surroundings, were invited to participate at the meeting.

4.4 The Committee considered and adopted its oversight report on the Department’s Annual Performance of the 2022/23 financial year at a virtual meeting held on 01st December 2023.

# COMPLIANCE AND QUALITY

The submission and quality of the report was compliant with the Standing Rules of the Gauteng Provincial Legislature and the requirements of the Sector Oversight Model.

# OVERSIGHT ON STRATEGIC PRIORITIES

**6.1 Provincial Mandate:**

The provincial mandate as derived from the constitution, national legislation, and the various strategies it has adopted, is to ensure that Gauteng is a safe and secure province. This mandate was re-enforced by the adoption of the Gauteng Safety Strategy by the Executive Council of the Gauteng Province.

The Gauteng Safety Strategy is premised on eight pillars, and they are:

• Improving the quality of policing,

• Encouraging community participation,

• Promoting social crime prevention,

• Integrity management,

• Institutional arrangements,

• Creating a safer road environment,

• Promoting pedestrian safety, and

• Improving traffic law enforcement.

## Measurement of service delivery impact / Achievement

The Department, during its engagement with the Committee reported on the outcomes and to some extent provided an impact analysis of the programmes it had implemented in the period under review. The achieved targets were in correlation to the key priorities of the Department as well as the objectives of the Gauteng Safety Strategy.

# OVERSIGHT ON TECHNICAL PERFORMANCE

# Achievement of APP predetermined objectives

The Department had a total of 59 targets which were planned for the year under review, and 46 targets were achieved, marking 94% target achievement. The three main programmes’ performance was as follows; Administration achieved 73%, whilst Provincial Secretariat and Traffic Management recorded 100% achievement respectively.

## Programme Information

**PROGRAMME 1: ADMINISTRATION**

Programme: Administration provides administrative and management support to the Office of the MEC and HOD. It also carries out functions of financial, supply chain, legal, auxiliary support, and human resources management.

The Office of the Head of Department reported that it had continued to provide strategic leadership to the Department. All targets for the period under review were achieved by the Office of the MEC and HOD.

The programme achieved 8 targets of the 11 targets which were planned for the financial year. This represented 73% target achievement.

The targets which were not achieved were related to:

* 100% payment of suppliers within the period of 30 days, 99.75% of invoices were paid during the financial year under review, falling short by a 0.25%. The under achievement was attributed to a system challenge from Provincial Treasury.
* Fifty percent payment of irregular expenditure incurred in previous financial years, 41% of irregular expenditure was paid. Target was not achieved due to an ongoing investigation related to a request to condone R32.4m of the irregular expenditure.
* Four percent representation of People with Disabilities (PWDs) in the staff establishment, only 2.3% employment of PWDs was achieved. The Department reiterated that certain positions were ring-fenced for PWDs, and it had embarked on targeted recruitment which included the use of employment agencies, referrals, and head-hunting.

**PROGRAMME 2: PROVINCIAL SECRETARIAT**

The programme had a total of 26 planned targets for the financial year and all the targets were achieved. Below is a summary of the various sub-programmes’ performance.

**Policy and Research**

The Department reported that it had met all its targets within this sub-programme. The targets included five (5) research projects, four (4) publications produced, four (4) research seminars and five (5) knowledge sharing sessions conducted. The Department must submit to the Committee reports of all the completed research projects.

**Monitoring and Evaluation of Police Performance**

The Department continued to monitor the performance of Law Enforcement Agencies (LAEs) at all 144 police stations and 36 Metro Police Districts through announced and unannounced visits. Through these visits various reports were compiled on LEAs’ performance, including the implementation of Independent Police Investigative Directorate (IPID) recommendations, Domestic Violence Act (DVA) Compliance, management of service delivery complaints received against SAPS and a special project implemented on SAPS 13.

The Committee noted the efforts made by the Department in its monitoring of LAEs; however, the Committee was concerned by the lack of proper coordination and integrated policing efforts amongst the various LAEs. The lack of proper coordination can be attributed to the failure by the Department to establish and ensure effective functionality of the Provincial Integrated Commander Centre (PICC).

The Committee also noted that the Department embarked on the process of developing the 2024-2029 Gauteng Safety Strategy and policing priorities. The strategy must emphases on effective coordination and integrated policing by all LEAs as well as effective by-law enforcement to ensure crime reduction. Emphasis must be placed on law enforcement around places of entertainment such as taverns and shebeens, as quarterly crime statistics demonstrated that most contact crimes such as common assault, assault GBH, rape, murder and attempted murder were dominant in such places. Furthermore, through the CJS coordination, emphasis must be made on duly prosecution of by-law enforcement infringements.

The Department also reported that in efforts to improve coordination in the Criminal Justice System (CJS), 1 000 Gender-based Violence and Femicide (GBVF) cases were tracked through the CJS, 1 800 crime dockets were analysed to ensure that victims of crime receive justice and 10 court watching briefs were monitored.

In this financial year, 50 policing vehicles and 4 mobile police stations were procured by the Department and handed over to the provincial SAPS to enhance police visibility and the quality of policing. The Department must provide a report on the functionality and impact of these resources in crime reduction.

**Safety Promotion**

The Department continued to provide support to victims of Gender-Based Violence and Femicide (GBVF) through the various support services offered at Ikhaya Lethemba, Green Door facilities and Victim Friendly Rooms (VFRs). Through the GBVF Community Awareness Programme, 193 117 households were reached to educate citizens about GBVF related matters and 1 769 GBVF related matters were identified within households and were referred to various support structures for intervention.

To date, 38 Green Door facilities were rolled-out across the province to enhance victim support. Furthermore, it was reported that a GBVF knowledge hub was established to enable citizens and relevant professional stakeholders to engage on GBVF services through an interactive website. The Department must provide a report on the functionality and impact of the Green Door facilities and the knowledge hub in curbing the scourge of GBVF.

The Department also reported that it had conducted assessments at 144 Victim Friendly Rooms to monitor their functionality and determine the level of support provided to victims. It was further reported that 144 LEA officials were capacitated on GBVF matters to enable them to effectively receive and support GBVF victims.

Whilst the Committee noted the report that 550 social crime prevention programmes and 460 school safety interventions were conducted, it was concerned about the constant increase of violent crimes committed in communities and at schools across the province. The Department must provide a report on the impact of the implemented crime prevention and schools’ safety programmes.

**Community Police Relations**

The Department reported that it had continued with its assessment of Community Police Forums (CPFs) and all 144 CPF structures were monitored. The Department also reported that it had assessed the performance of 110 community patroller teams in line with existing standards. However, the Committee noted several concerns regarding lack of proper training, non-provision of tools of trade and uniform for CPFs and patrollers. The Department must develop a strategy to ensure that these structures are adequately supported to effectively execute their duties, to realise safer communities.

The Committee also noted the report that 11 Community Safety Forums (CSFs) were assessed. The Department must submit a report on the functionality of the CSFs and their impact in crime reduction.

**PROGRAMME 3: TRAFFIC MANAGEMENT**

The Department met all 12 planned targets under this programme. These targets included a total of 16 715 Speed operations, 2 058 drunken driving operations, 2 936 pedestrian operations, 1 296 617 vehicles stopped and checked and 545 reckless and negligent driving operations.

The Department also conducted 6 330 public passengers’ transport law enforcement operations, 598 law enforcement operations conducted targeting learner transport, 190 compliance inspections, 311 031 vehicles were weighed, 1 401 road safety awareness interventions, and 1 008 schools’ safety education programme.

The Department further participated in 4 652 crime prevention operations and several other high-density law enforcement operations which were focused on curbing various criminal acts including, drunken driving, and the prevalence of undocumented foreigners.

Furthermore, the Department reported that Road Safety Councils were established in all corridors. The Committee noted the efforts made by the Department; however, the inability to achieve a reduction on road crashes and fatalities remains a concern. The Department jointly with other LAEs must develop and implement an integrated strategy to achieve reduction on road crashes and fatalities, particularly as we are approaching the festive season. The Department must further furnish the Committee with a report on the operations of the Road Safety Councils.

# OVERSIGHT ON BUDGET EXPENDITURE

The Department had a total budget of **R1.3 billion**, after the budget adjustment period, and **R1.188 billion** was spent, marking 86% expenditure. The expenditure demonstrated an under expenditure by R185.7 million, which marked 14% of the financial year’s allocation. The budget expenditure per programme was as follows:

**Programme One: Administration:** had spent **R189.4 million** (98%) of the R193.7 million which was allocated for the financial year. This was an under expenditure by R4.3 million (2%) of the programme’s allocation. The underspending resulted from delays in procurement of laptops. The Department reported that the tender process was finalised at the end of the financial year and the delivery of the laptops was then expected to take place in the next financial year. Thus, the funds were rolled over to the next financial year.

**Programme Two: Provincial Secretariat** spent **R239 million (89%)** out of the R267 million which was allocated**.** The programme underspent by R28.2 million (11%). The Department had reported that the remaining funds were already committed for payment of motor vehicles, patroller stipends, jumpsuits, gazebos, banners, and table clothes for CPFs, installation of tetra radio’s as well as repairs and maintenance of a building housing victims of domestic violence.

**Programme Three: Traffic Management** was allocatedR913.3 million and **R760.2 million** was spent, marking 83% expenditure. The programme had underspent by R153.2 million (17%). However, the funds had been committed for the establishment of the Provincial Integrated Command Centre, lease contract for two helicopters, compensation, and tools of trade for officials who were seconded to the Department of Transport.

# OVERSIGHT ON PERFORMANCE VERIFICATION

**Stakeholder Inputs**

As part of promoting public involvement and performance verification, the Committee convened a meeting wherein stakeholder submissions were solicited. The following submissions were made.

The Committee noted concerns regarding high level of crime in Soshanguve and its surrounding areas. It was reported that crimes such as mugging, house breakings, and common robberies were prevalent in the precinct particularly in Jukulyn and Winterveldt. It was also reported that random shootings were rife in Jukulyn. Community members also expressed concerns with police response time when called to crime scenes, it was alleged that at times the police do not respond or attend to crime scenes. They appealed that police stations be adequately resourced to improve police response time and enhance police visibility within communities, to realise crime reduction and safer communities.

The Committee also noted allegations of corruption, residents alleged that some police officers were taking bribes from criminals. It was proposed that police officers be regularly rotated across provincial stations to eliminate corruption. It was also proposed police officers be provided with body worn cameras to enhance efficiency and improve the quality of policing.

Members of various local Community Police Forums and patrollers teams from Soshanguve, Rietgat and Loate policing precincts raised concerns regarding lack of adequate support and non-provision of tools of trade by the Department of Community Safety. It was requested that the Department provides tools such as two-way radios or airtime allowance to enhance communication, torches to be utilised during night patrols, uniform for easy identification including different weather conducive clothing. It was further requested that these structures be properly inducted and continuously trained to improve their effectiveness.

Furthermore, members of CPF and patroller teams appealed that at least a monthly stipend be provided to allow them the effectively render their duties as many of them were unemployed. They also enquired about the kind of support provided to patrollers who get injured whilst on duty. The Department explained they have insurance cover for patrollers for medical bills and death cover for patrollers; however, the patroller must be properly registered in the database of the Department.

# FINDINGS, CONCERNS AND RECOMMENDATIONS

* 1. **Committee Findings and Concerns**

The Committee raised the following concerns and observations:

1. The Department’s inability to establish the Provincial Integrated Command Centre.
2. The constantly increasing violence at schools and violent crimes committed against leaners.
3. The lack of adequate support to CPFs and patrollers.
4. The Committee noted the report that 11 Community Safety Forums (CSFs) were assessed.
5. The Committee noted the report that 50 policing vehicles and 4 mobile police stations were procured for the provincial SAPS to heighten police visibility.
6. The Committee noted the report that a GBVF knowledge hub was established, and 38 Green Door facilities were rolled-out across the province to enhance support to victims.
7. The inability to achieve a reduction on road crashes and fatalities.
   1. **Proposed Committee Recommendations**

The proposed Committee made the following recommendations:

1. The Department must urgently finalise the establishment of the Provincial Integrated Command Centre and ensure its optimal functionality.
2. The Department in consultation with all relevant role-players must develop and implement an integrated school safety strategy to address violent crimes and ensure safer schools’ environment.
3. The Department must develop a strategy to ensure that CPFs and patrollers are adequately supported and effectively utilised to realize safer communities. It must further ensure that all patrollers are properly registered and vetted.
4. The Department must submit a report on the functionality of CSFs and their impact in crime reduction for all the eleven (11) municipalities.
5. The Department must report on the functionality and impact of the policing vehicles and mobile police stations procured by the Department for the provincial SAPS since the beginning of the initiative.
6. The Department must provide a report on the functionality and impact of the Green Door facilities and the knowledge hub in curbing the scourge of GBVF.
7. The Department jointly with other LAEs must develop and implement an integrated strategy aimed at reducing road crashes and fatalities. Furthermore, the Department must report on the functionality and impact of the Road Safety Councils.

The Department must submit responses to the above-stated recommendations, by **29 March 2024.**

# ACKNOWLEDGEMENTS

I, the Chairperson of the Community Safety Portfolio Committee; Hon. Bandile Masuku, thank the MEC of the Department of Community Safety, Hon. Faith Mazibuko; HOD, Ms Nontsikelelo Sisulu and their team for the cooperation during the Committee’s assessment of the 2022/23 Annual Report of the Department.

I also extend gratitude to Members of the Committee, Hon S Nkosi-Malobane, Hon. S Khanyile, Hon S Mcungeli, Hon. C Bosch, Hon. R Robinson, Hon. J Hoffman, and Hon. P Mdlankomo for their invaluable contribution and ensuring vigorous oversight and accountability on the performance of the Department.

I further thank the following support staff of the Legislature: Group Committee Coordinator: Zuziwe Pantshwa-Mbalo; Senior Researcher: Sekinah Nenweli; Committee Researcher: Paballo Malise-Banda; Committee Coordinator: Thabile Malumane; Committee Administrator: Nthabiseng Mofokeng; Communication Officer: Thebe Khumalo; Hansard Recorder: Sylvester Baloyi;, Information Officer Ms Azwinndini Netshivhuyu, Service Officer Ms Fezeka Royo, Committee Intern Ms Aphelele Mjanxa for their continuous support to the Committee.

# ADOPTION

In accordance with Rule 117 (2) (c) read together with Rule 164 of the GPL Standing Rules, I the Chairperson of the Community Safety Portfolio Committee, hereby table the Oversight Report on the 2022/23 Annual Report of the Department of Community Safety to the House for adoption, taking into consideration the concerns and proposed recommendations made in this report.