

## **ANNEXURE 1**

### **SCM POLICY REVIEW 2021 (Draft for inputs)**

#### **CHANGES LIST**

<b><u>Clause No (Revised)</u></b>	<b><u>Proposed changes</u></b>
General	Clauses renumbered due to amendments
General	Clauses referencing updated
General	Spelling, references and formatting modified
1.1.5	Expanded on definition on abuse based on past experiences/ current challenges Abbreviation of Construction Industry Development Board (CIDB) Act written in full
1.2	Aligned SCM Policy text with Preferential Procurement Policy Framework Act (PPPFA)
1.3	Removed mention of Preferential Procurement section of this policy, moved procedural matters to Tender Procedures for uniformity
1.4	Language changed (and/or)
1.4	Language changed (and/or)
1.22	Wording changed in definition of collusive bids (language)
1.26	Language changed (and/or)
1.27	Changed definition of a consortium
1.29	Aligned definition with CIDB Act
1.33	Language changed (and/or)
1.36	Changed reference of delegation granted in terms of System of Delegations
1.38	Removed 2017 reference, consistency with definition in SCM Policy.
1.44	Grammar formatting
1.47	Aligned definition with the definition contained in the CCT Framework Agreements and Panel Tenders Guideline
1.49	Removed substantive information from definition (language)
1.52.1/2	Language changed (and/or)
1.54	Changed definition of Joint Venture Removed substantive information (of procedural nature) from definition (language)
1.55 (previous/ original reference)	Removed mention of military veteran, not mentioned elsewhere. Remove procedural matters and included in Tender Procedures for uniformity
1.56	Corrected reference to City Council (Language)
1.61	Grammar correction – remove double use of word
1.65	Aligned definition with the definition contained in the CCT Framework Agreements and Panel Tenders Guideline
1.70	Added 2017 to Preferential Procurement Regulations definition
1.72	Changed prime supplier to main/primary, same as paragraph 188
1.77	Included reference to Protection of Personal Information Act (POPIA)
1.83	Aligned definition of “responsible agent” to internal processes and retain responsibility internally
1.86	Incorporated the definition of standby supplier
1.87	Removed 2017 reference, consistency with definition in SCM Policy.
1.88	Aligned definition with wording more commonly used in current systems/process
1.89	Aligned definition with wording more commonly used in current systems/process
1.90	Language changed (and/or)

<b><u>Clause No (Revised)</u></b>	<b><u>Proposed changes</u></b>
1.92 (previous/ original reference)	Removed definition of township. Remove procedural matters and included in Tender Procedures for uniformity
1.95	Added definition: Term tender Language changed (and/or)
1.96	Replaced South African Currency with Rand – consistent with definition of Rand Value
5	Removed mention of Preferential Procurement section of this policy to replace with reference to the Preferential Procurement Regulations (PPR)
8.3	Corrected reference to Acts (Language)
8.3.7	Included reference to Protection of Personal Information Act (POPIA)
15	Language: Reference to City instead of City of Cape Town
24	Changed reference to City instead of Municipality (Language)
49	Language changed (and/or)
57	Removed footer, City of Cape Town Abuse System and Procedure repealed
58.4.6	Language changed (and/or)
58.5.1/2	Removed reference to MSA in anticipation of replaced by Structures Act
58.7	Included additional abuse measures with regards to false declarations Removed reference to Dir: SCM, retain function with CM
58.7.3	Removed reference to Dir: SCM, retain function with CM
59	Removed reference to Dir: SCM, retain function with CM
60	Language changed (and/or)
71	Included reference to Banks Act (language)
89 – 92	Aligned text to Framework Agreements and Panel Tender Guideline
93/94/95	Corrected sentence construction (language)
100	Aligned to SCM Regulations (12.3)
104.1.3/4	Corrected sentence structure (language)
104.1.5.1/2	Corrected sentence construction (language)
104.2	Language changed (and/or)
104.2.1	Language changed (and/or)
104.2.2	Expansion on notorious individual, added notorious individuals in addition to what was previously included in policy (family of notorious individual) (reputational risk scope clause)
104.2.4	Expansion on media reports, previously only reference to social media (reputational risk scope clause)
108	Language changed (and/or)
110	Language changed (and/or)
120	Language changed (and/or)
126	Updated reference to MFMA circular 106 Removed double reference to NT (language)
130	Language changed (and/or)
131	Removed mention of Preferential Procurement section of this policy to replace with reference to the PPR, moved procedural matters to Tender Procedures for uniformity
132	Removed mention of Preferential Procurement section of this policy to replace with reference to the PPR, moved procedural matters to Tender Procedures for uniformity

<b><u>Clause No (Revised)</u></b>	<b><u>Proposed changes</u></b>
133.6	Grammar error corrected
136	Language changed (and/or)
142.2	Paragraph reference corrected, combining two sentences
150	Removed mention of Preferential Procurement section of this policy to replace with reference to the PPR, moved procedural matters to Tender Procedures for uniformity
156	Aligned to SCM regulation 22 Language changed (and/or)
159.9	Aligned to CIDB regulations
170	Language changed (and/or)
171	Language changed (and/or)
173	Language changed (and/or)
190	Amendment to the return process of samples submitted by suppliers who were unsuccessful in the tender process
201/207/207.2	Removed references to facsimile
220.4 – 220.5	Aligned to SCM Regulation 23
235	Language changed (and/or)
235 (previous/ original reference)	Removed paragraph to prevent assessment outside of BEC and to align to definition of responsible agent
240.5	Removed mention of Preferential Procurement section of this policy to replace with reference to the PPR
249	Removed text for which no legal basis exist (Recommendation of slitting the award proportionally in the event of a draw)
257	In addition to the definition, additional context relating standby tenderer included
258.4	Aligned to Gazette (exemption)
269	Updated paragraph reference
285	Removed text for which no legal basis exist relating to bids re-advertised.
287 (previous/ original reference)	Clause 430 removed, therefore this paragraph removed.
295	Additional wording added to allow for approval under exceptional circumstances for the delivery of goods beyond 30 days, but limited to 60 days.
303	Removed mention of Preferential Procurement section of this policy to replace with reference to the PPR
328	Removed mention of Preferential Procurement section of this policy to replace with reference to the PPR
351 (previous/ original reference)	Removed procedural matters from policy
354	Amended paragraph as result of deleting 351, addressing procedural matter for uniformity
406.1	Language changed (and/or)
406.4	Language changed (and/or)
407	Removed reference to Municipal Systems Act in anticipation of change to be accommodated within Municipal Structures Act (Code of Conduct)
426	Incorporated lifestyle audits as a measure to combat abuse by City Manager

<b><u>Clause No (Revised)</u></b>	<b><u>Proposed changes</u></b>
424 - 479 (previous/ original reference)	Removed Preferential Procurement Policy Framework Act, 2000 (Act 5 of 2000) / Preferential Procurement Regulations, 2017, procedural matters from SCM Policy including aligning the SCM policy with the definition of Irregular Expenditure as per the Municipal Finance Management Act, 2003 (Act 56 of 2003). Moved procedural matters to Tender Procedures for uniformity
428	Specific goals which impacts the small business sector retained as a goal from PPPFA
433	Language changed (and/or)
434	Language changed (and/or)
436	Language changed (and/or)
438	Language changed (and/or)
439	Language changed (and/or)