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Government Procurement Workshop

**New Regulations and Understanding of the
Preferential Procurement Policy Framework Act (PPPFA)
- The B-BBEE Act and BEE Codes of Practice**

Dates: 5 October 2011

Venue: Focus Rooms, Sunninghill, Johannesburg

An Intensive
1 Day
Workshop!

Government tender rules have changed!

Those entities that are subject to the Preferential Procurement Policy Framework Act (PPPFA), which include parastatals like Eskom, Telkom and Transnet, have until December the 7th, 2011 to become familiar with the new PPPFA regulations. From December the 8th the new regulations will take effect, ensure that your procurement department is ready to implement these new regulations by attending this one day course.

CONTACT US TODAY

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OVERVIEW

New Preferential Procurement Policy Framework Act (PPPFA) regulations were published on the 8th of June, 2011 and come into effect on the 7th of December, 2011. From that date onwards all organs of state and Major Public Entities as listed in schedule 2 of the PFMA (such as Eskom, Transnet and Telkom) are legally obliged to apply these regulations in every transaction above R30,000. The new regulations deviate strongly from the existing regulations and will require a fresh understanding of the PPPFA and how it interacts with the Broad-Based Black Economic Empowerment Act (B-BEE Act). Whilst the allocation of preference points is made simpler the regulations now require a greater emphasis on local production.

This one day course will take the delegate through the PPPFA regulations, the B-BBEE Act and the various BEE codes of good practice. At all times the course will concentrate on the overarching legislation like the Public Finance Management Act (PFMA) and the Constitution of South Africa, and how the regulations talk to this legislation. Specific case studies will be discussed to show the pitfalls of an improperly assessed tender and the consequences of such an action.

At the end of the course the delegate will have a firm understanding of the new regulations and how they are applied in their day-to-day supply chain management activities. Whilst this programme specifically caters toward those entities that are subject to the PPPFA, it also has general relevance to those private entities that submit tenders to those state entities.

TARGET

Who should attend?

- Municipal managers
- Accounting officers
- Bid managers
- Bid committee members
- Supply chain managers
- Private sector bid managers
- Tender Managers
- Procurement Managers

FACILITATOR

About your course facilitator:

Paul Janisch
BEE compliance expert



Paul specialises in interpreting the different requirements within an empowerment structure and finding the most optimal methods of their implementation with the least amount of disruption to the business. Paul's interest in B-BBEE started in early 2004 when he joined a small software firm. It was there that he started asking the question "how does a small white-owned company become empowered when there is no hope of ever finding a black shareholder?" After leaving the software firm he started consulting to corporate South Africa on broad-based BEE. At the outset Paul set his sights on assisting all businesses in understanding the ideas of Broad Based Black Economic Empowerment, and how to implement them. He has consulted to numerous businesses across South Africa and has expanded his service offering to include seminars and workshops.

Paul writes for numerous publications on the subject of BEE, he is a regular contributor to Business Day's Real Business and the Star Workplace. He has spoken about the subject at numerous conferences and on national radio and TV. His book "Broad based BEE for small business" was published in December 2005. Paul is the author of the only blog dedicated to BEE. Its readership includes industry experts, government officials and players across the private sector.

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AGENDA

08:00 – 08:30 Welcome and registration

09:45 – 10:30

Supply chain management principles and legislation

- *The Constitution of the Republic of South Africa*
- *Public Finance Management Act*
- *Section 16A (Treasury regulations)*
- *PPPFA*
- *B-BBEE Act*

10:30 – 10:45 Tea

10:45 – 12:30

- *PPPFA*
 - New regulations
 - Preference points
 - B-BBEE scorecards
 - Imported and local content
- *B-BBEE*
 - Codes of good practice
 - BEE charters
 - Verification certificates
 - Measuring procurement spend

12:30 – 13:30 Lunch

13:30 – 15:00

- *Practical application of the PPPFA and the bid process*
 - Feasibility studies
 - Determining the preference points' categories
 - Allocating preference points
 - Price and functionality
 - Rejecting bids
- *Public Private Partnerships and BEE*

15:00 – 15:15 Tea

15:15 – 16:30

Case studies

- *Against the Rules Too – the SAPS premises case*
- *Various other PFMA/MFMA/PPPFA cases (with reference to PAIA)*

16:30 Close